

**COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE  
Council Chambers  
Monday, November 18, 2019  
6:00 PM**

I. **CALL TO ORDER**

II. **ROLL CALL**

III. **PLEDGE OF ALLEGIANCE**

IV. **APPROVAL OF THE AGENDA**

V. **INTRODUCTION OF STUDENTS & SCOUTS**

VI. **PUBLIC PARTICIPATION**

(5 minute time limit for items not otherwise listed on the agenda)

VII. **CONSENT AGENDA**

All items listed below are considered to be routine by the Governing Body and will be enacted by one motion (Roll Call Vote). There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the regular agenda.

By Staff

1. Approval of regular City Council meeting minutes - November 4, 2019

VIII. **COMMITTEE REPORTS**

IX. **MAYOR'S REPORT**

X. **STAFF REPORTS**

XI. **OLD BUSINESS**

XII. **NEW BUSINESS**

Discuss the Harmon Park skate park option for the performance pad  
and discuss project budget  
Keith Bredehoeft

XIII. **COUNCIL COMMITTEE OF THE WHOLE** (Council President presiding)

Consider approval of proposed pilot program for curbside food  
compost and glass pickup  
Jamie Robichaud

Consider traffic calming on 87th Street from Somerset Drive to Nall Avenue  
Keith Bredehoeft

Consider approval of 2020 Prairie Village legislative platform  
Jamie Robichaud

XIV. ANNOUNCEMENTS

XV. ADJOURNMENT

If any individual requires special accommodations - for example, qualified interpreter, large print, reader, hearing assistance - in order to attend the meeting, please notify the City Clerk at 385-4616, no later than 48 hours prior to the beginning of the meeting. If you are unable to attend this meeting, comments may be received by e-mail at [cityclerk@pvkansas.com](mailto:cityclerk@pvkansas.com)



**CITY COUNCIL  
CITY OF PRAIRIE VILLAGE  
NOVEMBER 4, 2019**

The City Council of Prairie Village, Kansas, met in regular session on Monday, November 4, 2019, at 6:00 p.m. in the Council Chambers at the Municipal Building, 7700 Mission Road, Prairie Village, Kansas. Mayor Mikkelson presided.

**ROLL CALL**

Roll was called by the City Clerk with the following Council Members in attendance: Chad Herring, Jori Nelson, Serena Schermoly, Ron Nelson, Tucker Poling, Sheila Myers, Brooke Morehead, Dan Runion, Courtney McFadden, Ted Odell and Terrence Gallagher. Staff present: Tim Schwartzkopf, Chief of Police; Major Byron Roberson; Melissa Prenger, Public Works; City Attorney David Waters, attorney with Lathrop & Gage; Wes Jordan, City Administrator; Jamie Robichaud, Deputy City Administrator; Meghan Boom, Assistant City Administrator; Lisa Santa Maria, Finance Director; Deana Scott, Court Administrator; Adam Geffert, City Clerk.

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA**

**Mr. Gallagher made a motion to approve the agenda for November 4, 2019. Mr. Nelson seconded the motion, which passed 11-0.**

**INTRODUCTION OF STUDENTS & SCOUTS**

Four members of Cub Scout Pack #3390 were in attendance.

**PRESENTATIONS**

Highlands Cemetery Presentation - Mike Armstrong with WaterOne gave a presentation on the company's partnership with HomeServe to run a water line to Highlands Cemetery. Steve and Marianne Noll, who volunteer to maintain the cemetery, were also in attendance.

**PUBLIC PARTICIPATION**

With no one present to address the Council, public participation was closed at 6:15 p.m.

**CONSENT AGENDA**

Mayor Mikkelson asked if there were any items to remove from the consent agenda for discussion:



1. Approval of regular City Council meeting minutes - October 21, 2019
2. Consider interlocal agreement with the City of Fairway for the installation of a sidewalk on Delmar Drive
3. Consider adoption of 2020 salary ranges by Resolution No. 2019-16
4. Consider appointment to the Insurance Committee

**Mr. Gallagher made a motion to approve the consent agenda as presented.**

**A roll call vote was taken with the following votes cast: “aye”: Herring, J. Nelson, Schermoly, R. Nelson, Poling, Myers, Morehead, Runion, McFadden, Odell, Gallagher.**

### **COMMITTEE REPORTS**

- Mr. Herring stated that the Wassmer Park grand opening event on October 26 was a success.
- Mrs. Morehead shared information from the State of the Arts reception on October 11. A total of 220 pieces were submitted, resulting in the collection of \$2,870 in entry fees. Thus far in 2019, over 1,000 pieces by 267 artists have been shown. The next reception will be held on November 8.
- Mrs. Robichaud, Chris Brewster, the City’s planning consultant with Gould Evans, and Mr. Waters presented Ordinance 2407, concerning amendments to City zoning regulations applicable to signs, alternative energy systems, special use and conditional use permits, wireless facilities, commercial landscaping, site plan review criteria and other minor clarifications. The Planning Commission approved the proposed changes at its October 1, 2019 meeting.

Mr. Brewster said that the landscape planning section was new, noting that the City had not previously had any standards in place. He added that changes were made to sign standards in order to better organize and simplify the process. Site plan review criteria were updated to give applicants clearer expectations based on difficult applications that had been reviewed by the Planning Commission in the past. Alternative energy systems sections were updated to provide more flexibility for approval. Lastly, clarifications were also made between conditional use permits, which are issued for routine applications, and special use permits, which are reserved for unique projects that require more thorough review.

Mr. Waters provided information about updates to wireless facilities regulations, noting that most of them were required based on changes to state and federal laws. Cities are no longer able to deny requests to modify existing towers that do not substantially change the physical dimensions of the tower. Further, time limits, or “shot clocks”, have been enacted limiting the length of time Cities can take to approve applications. Mr. Waters added that new wireless legislation will be brought before the Kansas Legislature in 2020, so regulations will likely change again.



Ms. Nelson asked about two-family homes, apartments and condominiums in R-1A and R-1B zoned neighborhoods. Mr. Brewster said that further discussion would be held by the Planning Commission to provide guidance on housing options as part of the new comprehensive planning process.

**Mr. Nelson made a motion to approve Ordinance 2407 as presented, which was seconded by Mrs. Morehead.**

Mr. Poling stated that the updates to alternative energy systems needed further review by the Planning Commission, specifically regarding restrictions on the angling of roof-mounted solar panels. He noted the restrictions differed between houses with flat roofs and angled roofs.

Mr. Gallagher asked how many parking spaces and linear feet of pavement were required in a parking lot before landscaped islands were required. Mr. Brewster said that island requirements are based on the number of parking spaces and overall size of the lot. Mr. Gallagher also asked whether a wind turbine could be installed above the height restriction established in design guidelines. Mr. Brewster said that there is a height requirement above the building height requirement for wind turbines, and anything above that would require a special use permit.

After further discussion, **Mr. Poling called the question, which passed 11-0.**

**A roll call vote was taken with the following votes cast: “aye”: Schermoly, R. Nelson, Myers, Morehead, Runion, McFadden, Odell, Gallagher, Mikkelson; “nay”: Herring, J. Nelson, Poling. The ordinance passed by a vote of 9-3.**

### **MAYOR’S REPORT**

Mayor Mikkelson reported the following:

- The Mayor met with Representatives Stephanie Clayton and Jerry Stogsdill, as well as County Commissioner Becky Fast.
- The City’s legislative agenda will be presented at the November 18 Council meeting.
- Planning is underway for a “city issues” legislative forum in January.
- A City employee appreciation event was held on November 1 at Bury the Hatchet.
- The Mayor and several Councilmembers attended the Mainstream Coalition event the prior week, at which Governor Kelly gave the keynote address.
- The Shawnee Mission East girls’ golf team won the state 6-A championship.
- The Prairie Village Municipal Foundation met on October 30.
- The Mayor’s tree lighting ceremony will be held on November 21 at the Corinth Shops.



- On November 6, a delegation from Ukraine will meet with Councilmembers and staff to discuss women in elected office.
- The next Chamber in the Chambers music series event will take place on November 22.
- A lunch meeting with Representative Sharice Davids will be held on November 8 to discuss the advancement of city issues at the federal level.
- A Johnson County and Wyandotte County Mayors' dinner will be held later in the week.
- The Mayor will attend the Johnson County Community College annual gala on November 9.
- The Mayor will meet with seniors at the Meadowbrook Event Center about Prairie Village current events the following week. He will also meet with the Claridge Court men's group.
- The next Coffee with a Cop event will take place on November 15 at Panera.
- A Northeast Johnson County Mayors' lunch will be held November 15 to consider the need for representation by a lobbying firm.
- The Northeast Johnson County Chamber Gala will be held on November 16.

## **STAFF REPORTS**

### **Public Works**

- Melissa Prenger stated that many projects were coming to an end, including construction at Wassmer Park, on Somerset Road and Roe Avenue.

### **Administration**

- Meghan Buom thanked the Council for their support as she has transitioned into her new role as Assistant City Administrator.
- Wes Jordan stated that a postcard mailer for the Civic Center survey is being developed. Mr. Jordan asked the Council whether survey responses should be limited to one per internet IP address, or if it would be better to simply have Weise monitor responses for abnormalities. Councilmembers and the Mayor preferred to not limit responses, as multiple residents could use the same computer to respond, such as at a library or senior living center.

## **OLD BUSINESS**

There was no old business to come before the Council.

## **NEW BUSINESS**

### **COU2019-49**

Consider adoption of the 2019 Standard Traffic Ordinance for Kansas Cities and the 2019 Uniform Public Offense Code for Kansas Cities



Deana Scott stated that a review of the changes made to the Standard Traffic Ordinance and Uniform Public Offense Code is done yearly, and adjustments are made to Chapter 11 of the City Code accordingly.

**Mr. Gallagher made a motion to approve Ordinance 2410 as presented, which was seconded by Mr. Poling.**

A roll call vote was taken with the following votes cast: “aye”: Herring, J. Nelson, Schermoly, R. Nelson, Poling, Myers, Morehead, Runion, McFadden, Odell, Gallagher.

**Mr. Gallagher made a motion to approve Ordinance 2411 as presented, which was seconded by Mr. Poling.**

A roll call vote was taken with the following votes cast: “aye”: Herring, J. Nelson, Schermoly, R. Nelson, Poling, Myers, Morehead, Runion, McFadden, Odell, Gallagher.

**COU2019-51** Consider construction change order #1 (final) for Roe Avenue, 63rd Street to 67th Street - ROAV005

Mrs. Prenger stated that the change order for \$217,308.21 was necessary due to unforeseen challenges with the road subgrade during construction, as well as the unforeseen movement of a wastewater inlet. Unused funds from ROAV004, a previously completed project, will be used to pay for the change order.

**Mr. Nelson made a motion to approve the change order as presented. Mrs. Morehead seconded the motion, which passed 11-0.**

**COU2019-52** Consider approval of Addendum #2 to construction administration agreement with Trekk Design Group for 2019 Paving and CARS programs

Mrs. Prenger said that the City has used three construction inspectors from Trekk in 2019. Trekk staff also served as the lead construction inspector on the Delmar-Fontana project, which is not yet complete. This \$40,000 addendum will extend the current agreement with Trekk through November and the completion of the 2019 paving and 2019 CARS programs.

**Mrs. Myers made a motion to approve the addendum as presented. Mrs. Morehead seconded the motion, which passed 11-0.**



**Ms. Nelson made a motion that the City Council move to the Council Committee of the Whole portion of the meeting. The motion was seconded by Mrs. Schermoly and passed unanimously.**

## **COUNCIL COMMITTEE OF THE WHOLE**

### **Debt capacity and Public Works Facility presentation**

Mrs. Santa Maria noted that at the October 21 meeting, Council approved the recommendation for the Public Works project bond, pending a 20-year and 30-year bond term comparison. Additionally, the Committee of the Whole voted for further discussion to determine how to use funds exceeding the 25% reserve in the 2020 budget. Mrs. Santa Maria gave a presentation showing debt-service data for current bonds that expire in 2021 and 2023, as well as the cost differences between the 20 and 30-year options for the Public Works project. Lastly, a list of estimated costs for potential future projects, including the civic center, pool improvements and a remodel of City Hall was shared.

Mrs. Myers asked when pool improvements would need to be completed, if the civic center project is not approved. Mrs. Prenger said that some portions of the pool complex, including the pool house and slide pool would need attention in the future, but a timeline had not been determined. Ms. Nelson asked why a discussion of large projects was being held at this time. Mrs. Santa Maria stated the bond-term issue needed to be resolved at the meeting to determine what funding will be available for future projects. Longer-term bond financing would leave more money for other projects.

**Mr. Poling moved to proceed with bonding the Public Works project for a 30-year term in an amount not to exceed \$10,000,000. Ms. Nelson seconded the motion.**

Mr. Runion stated that he did not support the motion, and asked if staff had a recommendation. Mrs. Santa Maria said she was comfortable with a 20-year term, 30-year term, or something in between. When asked a second time, Mrs. Santa Maria said she was okay with a 30-year term. Mrs. Myers stated that she was also opposed to the 30-year term due to the larger amount of interest that will be paid, and the fact that the City had not previously financed a project for that length of time.

**The motion passed 9-2, with Mrs. Myers and Mr. Runion in opposition.**

**Ms. Nelson moved to hold the discussion of the excess funds until the 2021 budget discussions in 2020. Mr. Poling seconded the motion, which failed 5-6, with Mr. Herring, Mr. Nelson, Mrs. Myers, Mr. Runion, Mr. Odell and Mr. Gallagher in opposition.**

Mr. Gallagher said the topic would be reviewed at a future meeting prior to the next budget cycle meeting.





**Mrs. Morehead moved that the City Council end the Council Committee of the Whole portion of the meeting. The motion passed 11-0.**

**ANNOUNCEMENTS**

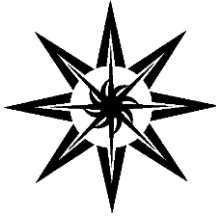
Mr. Gallagher urged Councilmembers to view the updates currently underway at the State Line shopping center.

Other announcements were included in the Council meeting packet.

**ADJOURNMENT**

With no further business to come before the City Council, Mayor Mikkelson declared the meeting adjourned at 8:36 p.m.

Adam Geffert  
City Clerk



## PUBLIC WORKS DEPARTMENT

Council Meeting Date: November 18, 2019

### DISCUSS THE HARMON PARK SKATE PARK OPTION FOR THE PERFORMANCE PAD AND DISCUSS PROJECT BUDGET

#### RECOMMENDATION

Council recommendations will be needed for the two items listed below.

#### BACKGROUND

Staff needs City Council direction for two items related to the new Harmon Park Skate Park so plan development can continue. Our skate park designer, Kanten Russell, with Newline Skate Parks will be at meeting to help with the discussion.

##### **Item 1- Performance Pad Location-**

There are two options for the performance pad, it can be totally separate from the skate park or it can be built as a part of the skate park. The existing skate park has a pad location that was built to accommodate a stage for performances on the hill at Harmon Park. Our skate park consultant will discuss options for both scenarios and then discussion with council will follow.

##### **Item 2- Project Budget-**

The Skate Park budget of \$350,000 was determined back in 2014 when it was determined that the concrete had excessive cracking that could not be repaired and that reconstruction was the only solution. Our plan was to get this in the CIP and hopefully get a new park built before the condition of the existing park deteriorated to the point it had to be closed. This \$350,000 was based on a \$28 to \$40 per square foot price. At the time of our interviews with skate park designers we learned the 2020 price would probably be in the range of \$40 to \$60 per square foot. The existing skate park is 10,000 square feet and in order to build back a skate park to the same square footage, an additional \$150,000 to \$200,000 would need to be added to the skate park project. Park Reserve could be the source for these additional funds.

An additional \$100,000 was added to the project for the addition of a performance pad, to add electrical connections, and for possible fencing at the swimming pool concession stand. This \$100,000 is in addition to the skate park reconstruction costs listed above.

With decisions made on the performance pad and the funding our consultant will be able to work within those parameters as we move forward with our public involvement process to design the skate park.

#### ATTACHMENTS

None

#### PREPARED BY

Keith Bredehoeft, Public Works Director

November 14, 2019



## ADMINISTRATION

Council Committee Meeting Date: November 18, 2019

### Consider Approval of Proposed Pilot Program for Curbside Food Compost and Glass Pickup

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#### RECOMMENDATION

Staff recommends a motion to move forward with the proposed 6-month pilot program with GlassBandit, Compost Collective KC, and Republic Services as outlined.

#### BACKGROUND

Councilmembers Jori Nelson and Tucker Poling, along with the Environmental Committee, recommended that the City explore the possibility of offering a curbside food compost and glass pickup program with GlassBandit and Compost Collective KC. The City Council discussed the possibility of these programs at several meetings and directed staff to move forward with putting together a proposal for a pilot program for further consideration.

In our research to determine the best way to move forward with a pilot program, staff spoke with the Johnson County Environmental Division to learn about the recently updated Solid Waste Management Plan and to determine what the regulations were in regards to food compost. During this effort, we learned that encouraging food composting programs that can be integrated with existing yard waste collection programs is a goal of the current solid waste management plan. The City then reached out to Republic to determine if food composting or curbside glass recycling is ever something they would consider providing our residents under our current contract. Republic informed the City that they were not likely to offer glass recycling, but they would be interested in further exploring a food composting program that is integrated with the City's yard waste program. They also informed the City that if the pilot program goes well, they could likely offer a program citywide for a very reasonable price since it would be integrated into the yard waste they are already collecting from our residents. Because of this information, and the direction from the City Council to explore a pilot program with GlassBandit and Compost Collective KC, staff is proposing the following:

- Program Dates: February 1, 2020 - July 31, 2020
- GlassBandit will offer bi-weekly pickup to 198 homes selected in all 6 wards. This includes a bin provided by the vendor. The cost is \$2 per house per month plus a \$7 bin deposit per house, for a total cost of \$3,762 for 6 months.
- Compost Collective KC will offer curbside compost pickup bi-weekly to 94 homes selected in Wards 1, 2, and 3. This includes a bin provided by the vendor. The cost is \$10.00 per house per month plus an \$8 bin deposit per house, for a total cost of \$6,392 for 6 months.
- Republic will offer curbside compost pickup weekly to 104 homes in Wards 4, 5, and 6. This does not include a bin provided by the vendor. The food compost can be integrated directly with the yard waste or placed in a bucket with a liner at the curb. The total cost is \$13.00 per house per month for a total cost of \$8,112 for 6 months.

- The total cost for all of these programs combined for 6 months is \$18,266.

Staff is recommending using both Compost Collective KC and Republic for compost pickup in the pilot program since their approach to collecting food compost is quite different. We wanted to make sure we gained valuable insights from our residents on both types of programs to determine what works well and what needs to be improved if the City ultimately decides to move forward with a citywide program.

The following streets were selected to participate in the pilot program at the City's cost. All streets were selected at random, with the exception of Ward 3, which was chosen in order to have a city employee participate in the program and provide direct feedback to staff and the governing body.

Ward 1: 70<sup>th</sup> St & Birch St between 69<sup>th</sup> Ter and 70<sup>th</sup> Ter - 34 homes  
Ward 2: 76<sup>th</sup> Pl & 77<sup>th</sup> St between Lamar and Colonial - 33 homes  
Ward 3: High Dr between 71<sup>st</sup> Ter and 74<sup>th</sup> Ter - 27 homes  
Ward 4: Linden Dr & Briar St between 83<sup>rd</sup> & Rosewood - 36 homes  
Ward 5: Linden Ln & Cedar Ln between Somerset and 90<sup>th</sup> - 32 homes  
Ward 6: Rainbow & High Dr between 75<sup>th</sup> and Booth - 36 homes

If the Council chooses to move forward with the pilot program as proposed, we recommend the following process:

- November 18: City Council approves proposed terms and details of 6 month pilot program
- November 19 - November 26: City staff finalizes formal agreements with each vendor for pilot program
- December 2: City Council approves contracts with vendors for pilot program
- December 3 - 13: City staff writes and sends letters to selected households with information about the pilot program
- January 10: Deadline for households to opt out of participating
- January 20 - 24: Bins get delivered to participating households
- February 3 - 7: Collection begins
- May 1 - 31: City staff distributes surveys to all households selected to participate
- June/July: Staff provides survey results; City Council considers citywide program as a 2021 budget decision package
- July 31: Pilot program ends
- August/September: Staff issues RFP for citywide program if Council votes to move forward during 2021 budget process.

## **ATTACHMENTS**

Presentation

## **PREPARED BY**

Jamie Robichaud

Deputy City Administrator

Date: November 13, 2019

# **CURBSIDE COMPOST & GLASS RECYCLING PILOT PROGRAM**

**NOVEMBER 18, 2019**

# PROPOSED PILOT PROGRAM

## FEBRUARY 1, 2020 – JULY 31, 2020

- **GlassBandit** – to offer curbside glass pickup **bi-weekly** to 198 homes selected in all 6 wards – includes bin provided by vendor.
- **Compost Collective KC** – to offer curbside compost pickup **bi-weekly** to 94 homes selected in Wards 1, 2, and 3 – includes bin provided by vendor.
- **Republic/Compost Connection** – to offer curbside compost pickup **weekly** to 104 homes selected in Wards 4, 5, and 6 – does not include bin provided by vendor. Food compost can be integrated with yard waste or placed in a bucket with liner at the curb.

## PROPOSED PILOT PROGRAM - DETAILS

- 198 total homes invited to participate in all 6 wards
- Residents will have the option to “opt out”
- Vendors will manage customer service and delivering bins
- Vendors will inform the City how many households opted out
- Vendors will bill the City monthly for all households that didn't opt out
- City will pay deposit on all bins prior to February 1
- Compost Collective will offer same rates to all PV residents who wish to pay for the service themselves
- GlassBandit will offer its Name Your Own Price rate to all PV residents
- Vendors will collect bins after pilot program from houses
- Vendors will reimburse 50% of bin deposit to City if we don't move forward with citywide program

# PROPOSED PILOT PROGRAM FINANCIAL IMPACT

Program	Fee Per Household	Total Monthly Fee	Bucket Deposit	Total for 6 Month Pilot
<b>Compost Collective - Biweekly Pickup - 94 homes</b>	<b>\$10.00</b>	<b>\$940</b>	<b>\$8 per house</b>	<b>\$6,392</b>
Compost Collective - Weekly Pickup - 94 homes**	\$17.00	\$1,598	\$8 per house	\$10,340
<b>Republic Compost - Weekly Pickup - 104 homes</b>	<b>\$13.00</b>	<b>\$1,352</b>	<b>\$0</b>	<b>\$8,112</b>
<b>GlassBandit - Biweekly Pickup - 198 homes</b>	<b>\$2.00</b>	<b>\$396</b>	<b>\$7 per house</b>	<b>\$3,762</b>

**Total Cost of 6 Month Pilot Program as Proposed = \$18,266**

**Cost can be absorbed in Solid Waste Fund**

\*\*Weekly pickup with Compost Collective KC is not being recommended



# PROPOSED TIMELINE

November 18	City Council approves proposed terms and details of the 6 month pilot program
November 19 – November 26	City staff finalizes formal agreements with each vendor for pilot program
December 2	City Council approves contracts with vendors for pilot program
December 3 – December 13	City staff writes and sends letters to selected households about pilot program
January 10	Deadline to opt out of participating in programs directly with the vendors
January 20 – January 24	Bins get delivered to participating households
February 3 – February 7	Collection begins
May 1 – May 31	City staff distributes survey to all households selected to participate
June - July	Staff provides survey results; City Council considers citywide program as a 2021 budget decision package
July 31	Pilot program ends
August/September	RFP issued for citywide program if Council votes to move forward

# EVALUATING PILOT PROGRAM SUCCESS

## **City staff will distribute survey in May 2020 to measure the following:**

- ▷ Satisfaction with the service provided
- ▷ Interest in seeing a citywide program offered
- ▷ Willingness to pay for a citywide program with a rate increase
- ▷ Open-ended comments/feedback on how to improve the service

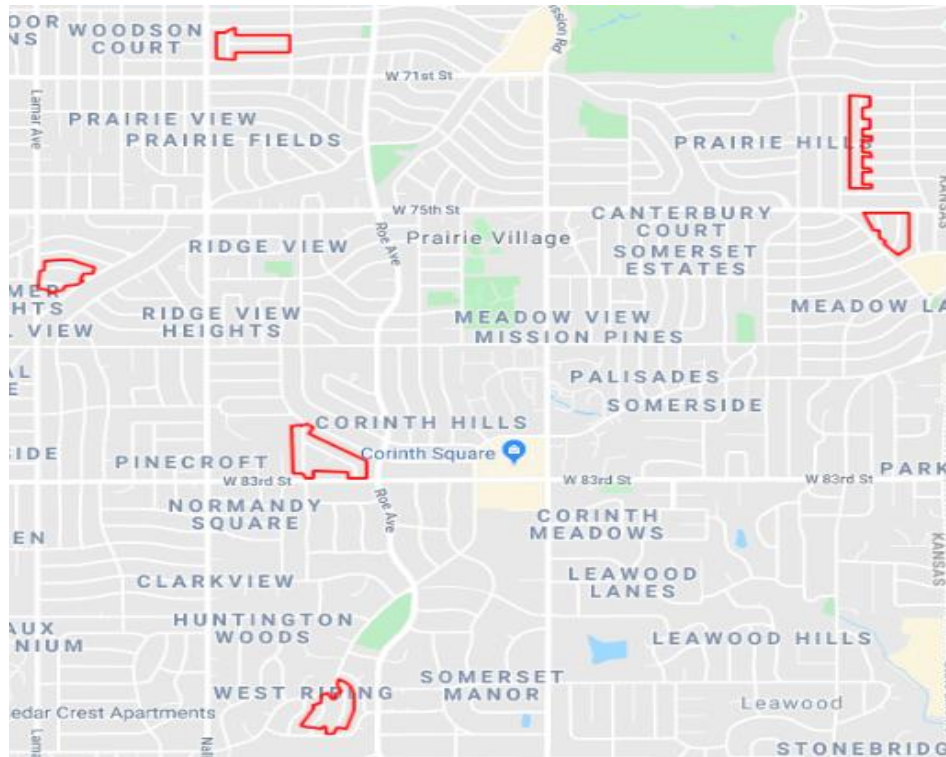
## **Vendors will provide the following information:**

- ▷ Number of households who opted out
- ▷ Monthly usage rate
- ▷ Estimated total weight of waste collected\*

## **Pilot Program Goals:**

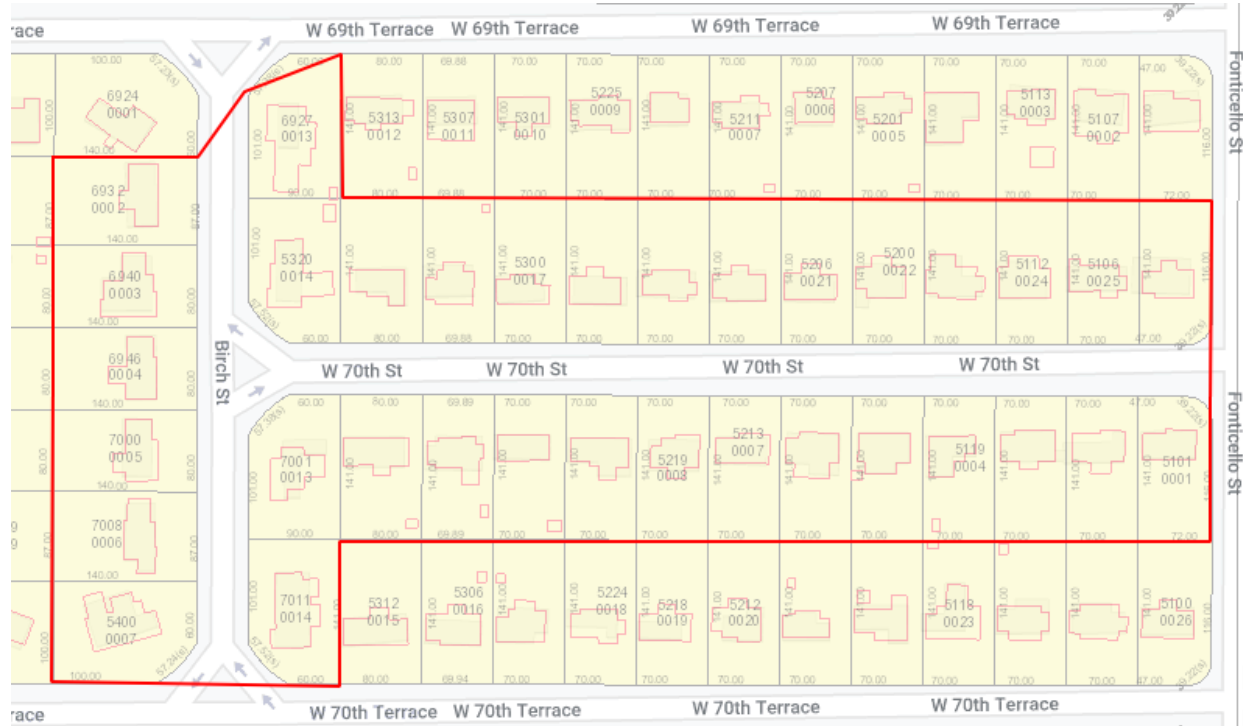
- ▷ 50% program participation
- ▷ 50% monthly program usage rate
- ▷ Majority of survey respondents express satisfaction with service
- ▷ Majority of survey respondents express interest in citywide program

# PILOT PROGRAM PARTICIPANTS - 198 HOMES



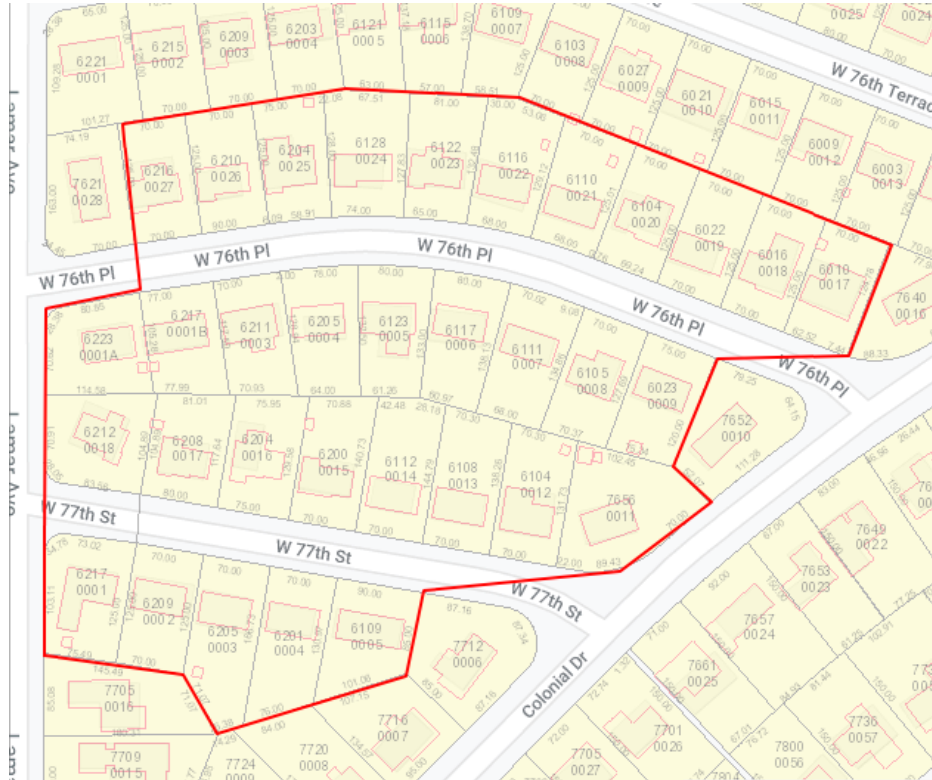
# WARD 1 – MONDAY PICKUP DAY

## 70<sup>TH</sup> ST & BIRCH ST BETWEEN 69<sup>TH</sup> TER AND 70<sup>TH</sup> TER – 34 HOMES



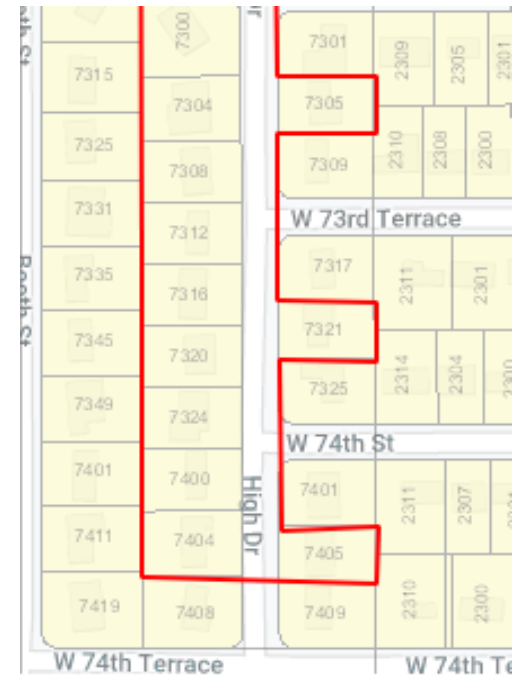
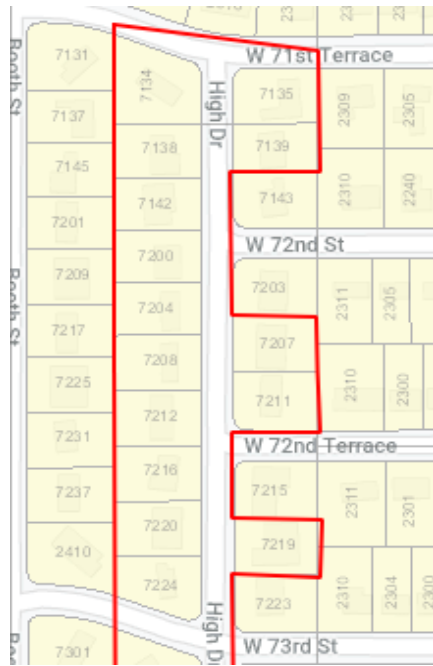
# WARD 2 – THURSDAY PICKUP DAY

## 76<sup>TH</sup> PL & 77<sup>TH</sup> ST BETWEEN LAMAR AND COLONIAL – 33 HOMES



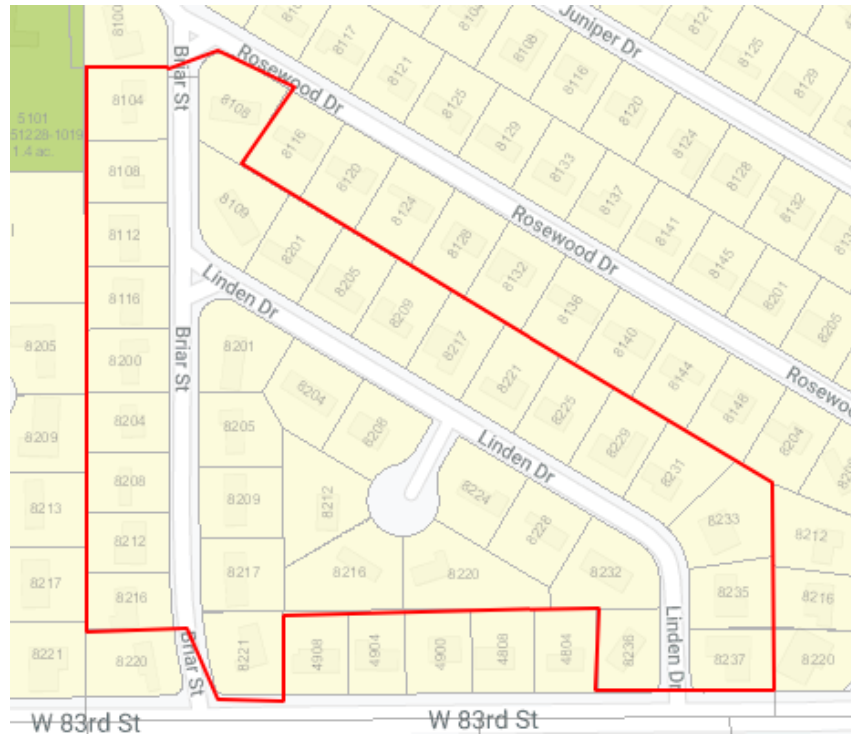
# WARD 3 – WEDNESDAY PICKUP DAY

## HIGH DR BETWEEN 71<sup>ST</sup> TER & 74<sup>TH</sup> TER – 27 HOMES



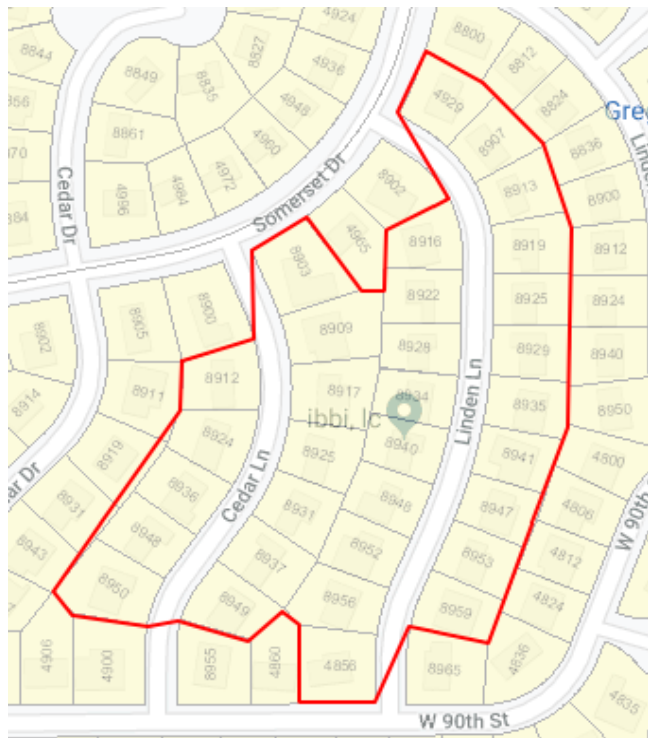
# WARD 4 – THURSDAY PICKUP DAY

## LINDEN DR & BRIAR ST BETWEEN 83<sup>RD</sup> & ROSEWOOD – 36 HOMES



# WARD 5 – TUESDAY PICKUP DAY

## LINDEN LN & CEDAR LN BETWEEN SOMERSET & 90<sup>TH</sup> – 32 HOMES

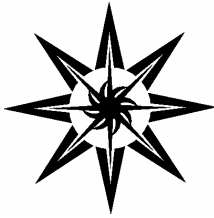




# WARD 6 – FRIDAY PICKUP DAY

## RAINBOW & HIGH DR BETWEEN 75<sup>TH</sup> AND BOOTH – 36 HOMES





## PUBLIC WORKS DEPARTMENT

Council Committee Meeting: November 18, 2019

Council Meeting: December 2, 2019

### CONSIDER TRAFFIC CALMING ON 87<sup>th</sup> STREET FROM SOMERSET DRIVE TO NALL AVENUE

#### RECOMMENDATION

Staff recommends City Council approve the installation of traffic calming measures on 87<sup>th</sup> Street from Somerset Drive to Nall Avenue

#### BACKGROUND

Residents along 87<sup>th</sup> Street desire traffic calming measures and have met the requirements of the traffic calming program. The final petition exceeded 60% approval of the residents to install these measures. These measures include two neck downs that will only be installed if the City Council gives approval to the use of neckdowns. That decision will be made in the near future as part of the after study for the 67<sup>th</sup> Street, Roe to Nall, traffic calming project. There will also be two speed display signs added near Rosewood Drive as well as a pedestrian activated beacon added to the school crosswalk located at Cedar Drive. These three traffic calming measures will work together to help calm traffic on this section of 87<sup>th</sup> Street. It is anticipated that these improvements will be built in early 2020. The approximate cost of the speed signs and pedestrian beacons will be about \$12,000.00 with funds coming from the traffic calming CIP project. The neckdown, if constructed, will be constructed with the concrete repair program.

Residents within the traffic calming project limits were notified that the project would be discussed at this council meeting.

#### FUNDING SOURCE

Funding is available under projects TRAFRESV, Traffic Calming and CONC2020, Concrete Repair Program.

#### ATTACHMENTS

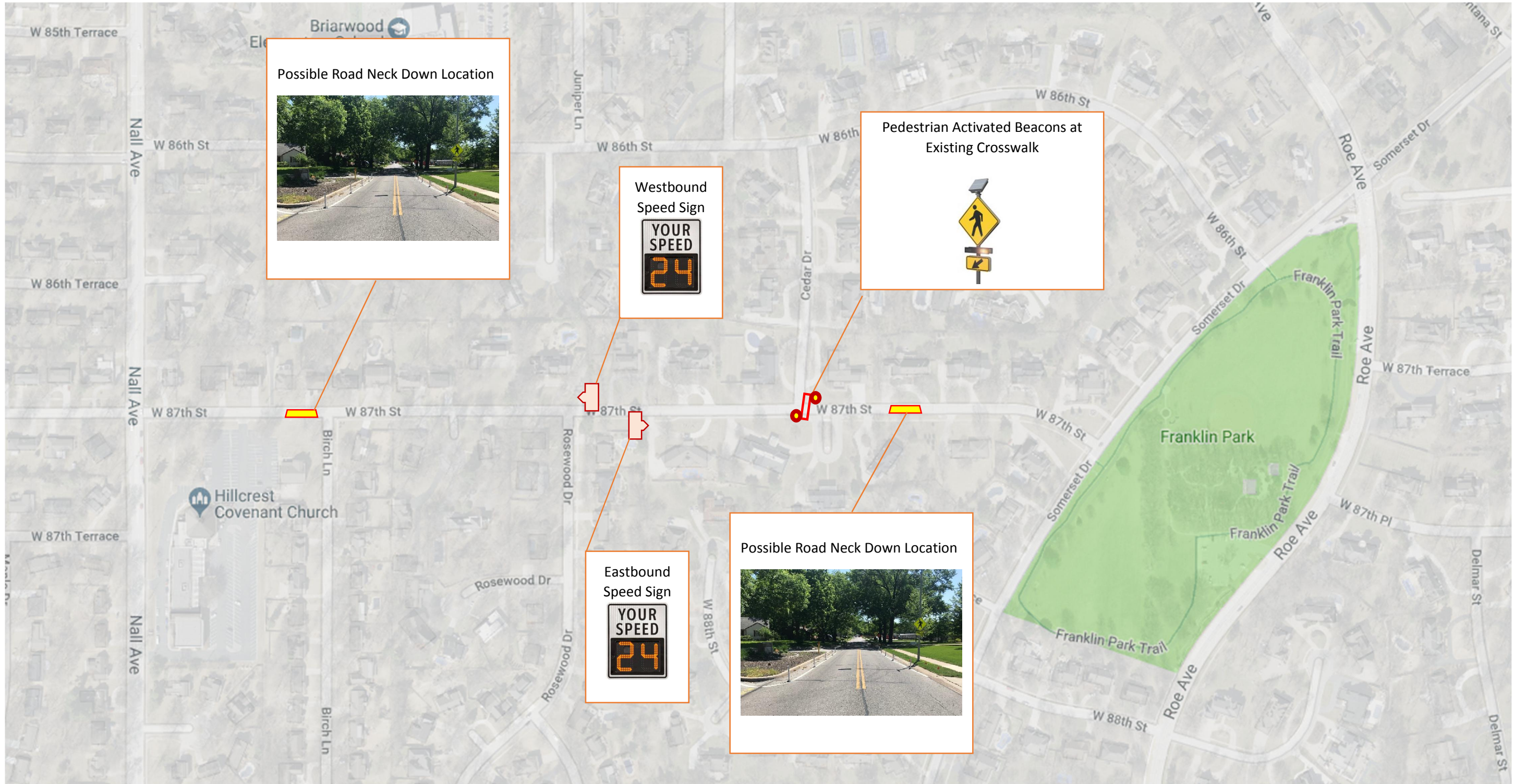
1. Traffic Calming Layout
2. TranSystems Study

#### PREPARED BY

Keith Bredehoeft, Director of Public Works

November 12, 2019

# 87<sup>TH</sup> STREET (NALL TO SOMERSET) OVERALL TRAFFIC CALMING CONCEPT



Possible Road Neck Down Location




Westbound Speed Sign




Pedestrian Activated Beacons at Existing Crosswalk



Eastbound Speed Sign

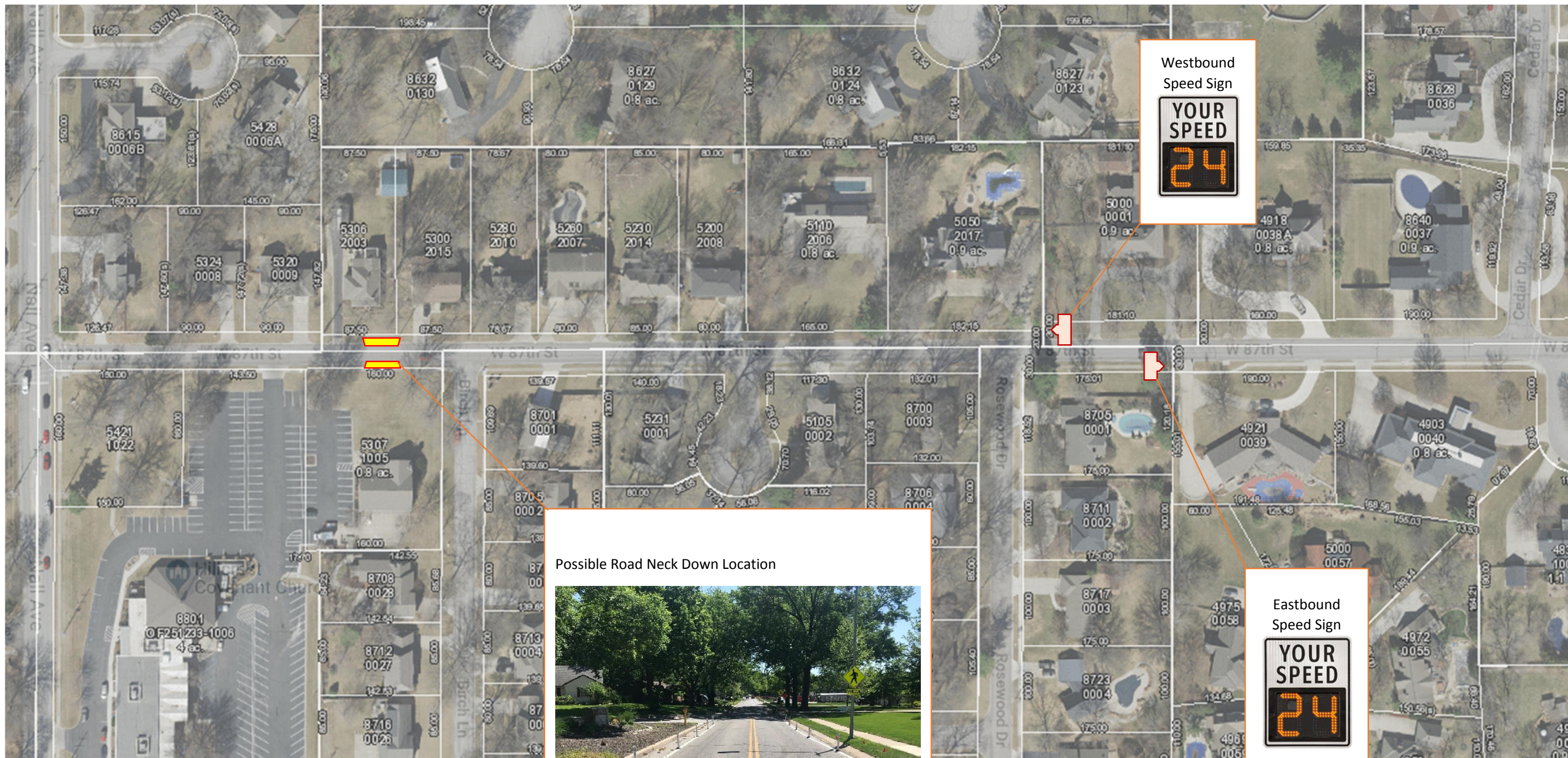


Possible Road Neck Down Location





### 87<sup>TH</sup> STREET (NALL TO CEDAR) TRAFFIC CALMING CONCEPT



Westbound  
Speed Sign

**YOUR  
SPEED**

**24**

Possible Road Neck Down Location



Eastbound  
Speed Sign

**YOUR  
SPEED**

**24**



**87<sup>TH</sup> STREET (CEDAR TO SOMERSET) TRAFFIC CALMING CONCEPT**

Possible Road Neck Down Location



Pedestrian Activated Beacons at Existing Crosswalk





87<sup>TH</sup> Street Traffic Calming Eligibility Study  
Nall Avenue to Somerset Drive

Prepared for  
CITY OF PRAIRIE VILLAGE

By



January 2019

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## Introduction

In accordance with your request, TranSystems Corporation has prepared the following traffic calming eligibility study for the roughly one-half mile segment of 87th Street between Nall Avenue and Somerset Drive in Prairie Village, Kansas. The criteria used to determine eligibility for traffic calming measures are defined in the Prairie Village Traffic Calming Program. This section of 87th Street is classified as a Local Street Traffic Calming Project with respect to application of eligibility criteria. The street was evaluated using average daily traffic volumes, the 85th percentile speed of vehicles, and the percentage of cut-through traffic. A local street segment must receive a minimum score of 40 points in order to be eligible for a Local Street Traffic Calming Project.

## Data Collection

### Road Segment Inventory

As part of the data collection, we reviewed the study segments and documented various existing features which may affect vehicle speed. These included characteristics such as road width, horizontal and vertical alignment, parking practices, and roadside development. A summary of our findings is listed below:

- ▶ 87th Street is a two-lane street with curbs and gutters along both sides of the street. Sidewalk runs the entire length along the south side of the street. The sidewalk is generally located 2 feet to 13 feet behind the curb. The street is generally 27 feet wide, measured between the backs of curb for the entire length.
- ▶ The posted speed limit on 87th Street is 25 m.p.h.
- ▶ There is very little horizontal curvature in the alignment of 87th Street, being almost entirely straight for the length of the study section, except for a curve just west of Somerset Drive. There is a warning sign with an advisory speed of 15 m.p.h. posted for eastbound traffic approaching the curve. The curve sign and advisory speed do not appear to be necessary for this low speed local street.
- ▶ The vertical alignment of the roadway can be generally characterized as downhill from west to east. The grade of the road is very slight in the west half of the study section, but is at a noticeably steeper grade east of Cedar Drive. The street is fairly level near the intersections with Nall Avenue and Somerset Drive.
- ▶ The study segment of 87th Street is located in a predominately residential area. Single-family homes are set back 40 to 100 feet from the street along the study segment. All of these homes have at least one driveway onto 87th Street. There is a church located on the south side of the street at the Nall Avenue intersection that has a parking lot with a driveway onto 87th Street.
- ▶ There are three local streets that intersect the study segment. Each of these tee-intersections operate under stop sign control for the side street at 87th Street. There are also two cul-de-sacs on the south side of the roadway controlled by stop signs. 87th Street is uncontrolled between Nall Avenue and Somerset Drive.
- ▶ Parking is permitted along 87th Street, however during our field work we did not observe any on-street parking activity along the study segment.

### Average Daily Traffic Volumes

TranSystems placed machine traffic volume counters at three locations along the study segment. The counters were in place from Tuesday, December 11, 2018 through Thursday, December 13, 2018. See the Appendix (Figure A-1) for the average daily traffic volume at each location. The average daily traffic volume was based on the three weekdays included in the count period. Detailed tabulations of the counts are included in the Appendix (Pages A-2 to A-3). The average daily traffic volume falls in the "Over 1001 vehicles per day" range, per the Traffic Calming Program, corresponding to a score of 30 points.

## Vehicle Speeds

Spot speed studies were conducted using the vehicle speed-measuring feature of the traffic counters. The results of the studies are shown below in Table 1. Relative frequency distributions for the data have also been prepared and are included in the Appendix (Pages A-4 to A-5).

Table 1 Vehicle Speed Data			
Location	85th Percentile Speed (m.p.h.)	Average Speed (m.p.h.)	Number of Observations
87th Street, east of Birch Lane	35.1	31.2	6,967
87th Street, west of Somerset Drive	33.2	29.8	6,094

Table 1 shows that the measured 85th percentile speeds for the study segment are approximately 33 m.p.h. to 35 m.p.h. These speeds are higher than the posted speed limit of 25 m.p.h. These 85th percentile speeds fall in the "6-10 m.p.h. over the posted speed limit" range, per the Traffic Calming Program, corresponding to a score of 15 points.

## Cut-Through Traffic

Origin and destination surveys were conducted on Monday, December 10, 2018 between 3:15 p.m. and 5:15 p.m. to determine the percentage of cut-through traffic. From combining the recorded license plates at both the Nall Avenue and Somerset Drive intersections, it was found that 56% of vehicles were determined to be cut-through vehicles. This percentage corresponds to a score of 15 points, per the Traffic Calming Program.

## Total Eligibility

The study segment of 87th Street between Nall Avenue and Somerset Drive meets the eligibility requirements as outlined in the Traffic Calming Program. According to the criteria, a street must receive a minimum score of 40 points in order to be eligible for traffic calming measures. The table below indicates that the study segment is assessed 60 points.

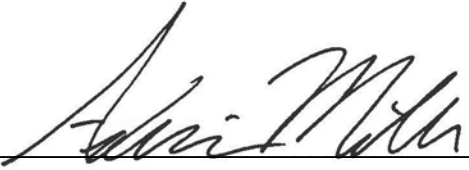
Total Eligibility 87th Street from Nall Ave. to Somerset Dr.		
Eligibility Criteria	Measurement	Point Assessment
Average Daily Traffic Volumes	1,698 Vehicles	30
85th Percentile Speeds	8-10 mph above limit	15
Cut-through Traffic	56%	15
<b>Total Points:</b>		<b>60</b>




---

We trust that the enclosed information proves beneficial to the City of Prairie Village. We appreciate the opportunity to be of service to you and will be available to review this study at your convenience.

Sincerely,  
TranSystems

By: 

Addison Miller, EIT

By: 

Jeffrey J. Wilke, PE, PTOE

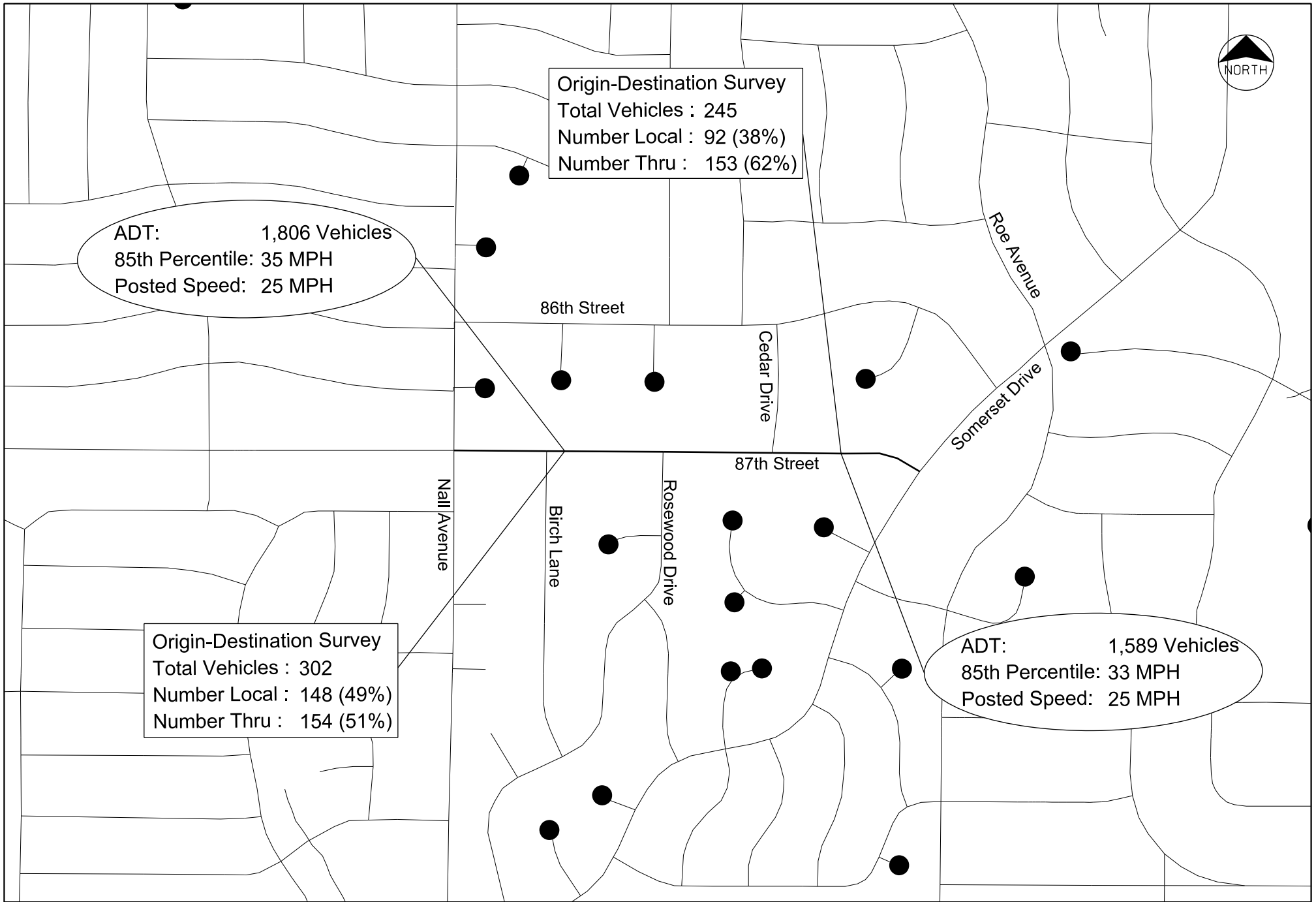
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## Appendix

Daily Traffic Volume and Travel Speed Summary ..... Figure A-1

Daily Traffic Volume Counts ..... A-2 to A-3

Spot Speed Studies ..... A-4 to A-5



# Daily Traffic Volume Counts

## Traffic Calming Eligibility - 87th Street

### Prairie Village, KS

Location: **87th Street west of Somerset Drive**

**EB + WB**

Period Start	Tue.	Wed.	Thu.	Wkday Avg.	Period Start	Tue.	Wed.	Thu.	Wkday Avg.
0:00	0	0	3	1	12:00	27	18	20	22
0:15	0	0	0	0	12:15	20	25	21	22
0:30	2	0	0	1	12:30	15	26	21	21
0:45	1	0	0	0	12:45	33	20	38	30
1:00	0	0	1	0	13:00	20	19	25	21
1:15	0	0	0	0	13:15	27	23	24	25
1:30	1	0	0	0	13:30	26	11	16	18
1:45	0	0	1	0	13:45	30	24	19	24
2:00	0	0	0	0	14:00	19	15	22	19
2:15	0	0	0	0	14:15	23	19	30	24
2:30	1	1	1	1	14:30	29	26	28	28
2:45	0	0	0	0	14:45	25	40	38	34
3:00	0	0	0	0	15:00	34	29	39	34
3:15	0	0	1	0	15:15	50	38	32	40
3:30	0	1	0	0	15:30	29	36	27	31
3:45	0	0	0	0	15:45	45	27	28	33
4:00	0	0	0	0	16:00	36	35	45	39
4:15	0	0	0	0	16:15	46	35	36	39
4:30	0	0	1	0	16:30	51	31	37	40
4:45	0	1	1	1	16:45	42	50	58	50
5:00	2	3	1	2	17:00	46	47	55	49
5:15	1	2	1	1	17:15	39	39	58	45
5:30	3	2	1	2	17:30	47	56	46	50
5:45	3	8	4	5	17:45	39	42	39	40
6:00	2	2	3	2	18:00	43	34	28	35
6:15	5	3	6	5	18:15	28	26	23	26
6:30	5	4	5	5	18:30	22	27	20	23
6:45	11	15	8	11	18:45	29	12	19	20
7:00	16	17	13	15	19:00	21	26	20	22
7:15	16	23	17	19	19:15	22	20	14	19
7:30	31	34	27	31	19:30	19	24	17	20
7:45	50	47	46	48	19:45	20	16	11	16
8:00	48	42	40	43	20:00	16	20	17	18
8:15	29	23	23	25	20:15	11	15	10	12
8:30	28	27	25	27	20:30	17	23	8	16
8:45	23	22	32	26	20:45	13	15	16	15
9:00	21	30	17	23	21:00	7	12	7	9
9:15	25	28	16	23	21:15	6	8	10	8
9:30	21	12	20	18	21:30	8	5	2	5
9:45	15	14	18	16	21:45	4	6	2	4
10:00	16	15	15	15	22:00	5	5	8	6
10:15	17	21	22	20	22:15	2	3	6	4
10:30	18	18	19	18	22:30	3	3	5	4
10:45	24	20	19	21	22:45	1	4	8	4
11:00	15	18	23	19	23:00	1	3	6	3
11:15	24	23	21	23	23:15	2	1	4	2
11:30	21	27	22	23	23:30	1	1	2	1
11:45	23	27	35	28	23:45	1	3	3	2

Day	Date	Total	Date
Tue.	12/11/2018	1,618	
Wed.	12/12/2018	1,573	Weekday Average
Thu.	12/13/2018	1,576	1,589



TranSystems

Project No.: P101180377

2400 Pershing Road, Suite 400, Kansas City, Missouri 64108 (816) 329-8600

# Daily Traffic Volume Counts

## Traffic Calming Eligibility - 87th Street

### Prairie Village, KS

Location: **87th Street east of Birch Lane**

**EB + WB**

Period Start	Wkday			Avg.	Period Start	Wkday			Avg.
	Tue.	Wed.	Thu.			Tue.	Wed.	Thu.	
0:00	0	0	2	1	12:00	27	16	22	22
0:15	0	0	0	0	12:15	16	23	19	19
0:30	2	0	0	1	12:30	14	26	27	22
0:45	1	0	0	0	12:45	30	21	36	29
1:00	0	0	0	0	13:00	23	20	23	22
1:15	0	0	0	0	13:15	17	18	26	20
1:30	1	0	1	1	13:30	20	18	21	20
1:45	0	0	0	0	13:45	27	23	13	21
2:00	0	0	0	0	14:00	23	14	24	20
2:15	0	0	0	0	14:15	24	21	33	26
2:30	1	1	1	1	14:30	34	35	28	32
2:45	0	0	0	0	14:45	33	49	47	43
3:00	0	0	0	0	15:00	50	46	50	49
3:15	0	0	2	1	15:15	95	90	81	89
3:30	0	1	0	0	15:30	34	32	28	31
3:45	0	0	0	0	15:45	41	31	36	36
4:00	0	0	0	0	16:00	28	38	43	36
4:15	0	0	0	0	16:15	39	35	32	35
4:30	1	0	1	1	16:30	48	30	30	36
4:45	0	1	0	0	16:45	45	53	52	50
5:00	3	3	3	3	17:00	50	51	60	54
5:15	2	0	1	1	17:15	37	41	57	45
5:30	6	3	2	4	17:30	50	58	43	50
5:45	4	9	2	5	17:45	37	34	41	37
6:00	2	3	4	3	18:00	40	30	31	34
6:15	5	2	4	4	18:15	25	29	27	27
6:30	5	7	9	7	18:30	23	24	23	23
6:45	12	13	7	11	18:45	23	12	26	20
7:00	14	18	15	16	19:00	19	17	15	17
7:15	21	27	21	23	19:15	24	22	17	21
7:30	58	57	56	57	19:30	16	27	10	18
7:45	123	128	102	118	19:45	14	22	13	16
8:00	91	82	89	87	20:00	9	15	16	13
8:15	33	31	31	32	20:15	11	13	12	12
8:30	28	28	23	26	20:30	13	19	4	12
8:45	23	23	28	25	20:45	14	13	14	14
9:00	27	32	18	26	21:00	5	11	7	8
9:15	34	32	19	28	21:15	7	11	8	9
9:30	31	13	19	21	21:30	8	4	2	5
9:45	14	13	18	15	21:45	4	7	2	4
10:00	17	14	19	17	22:00	3	8	7	6
10:15	20	19	20	20	22:15	2	2	3	2
10:30	20	16	20	19	22:30	3	2	6	4
10:45	22	14	21	19	22:45	1	2	6	3
11:00	19	26	21	22	23:00	1	3	7	4
11:15	25	26	15	22	23:15	2	1	3	2
11:30	20	23	20	21	23:30	1	1	2	1
11:45	24	27	32	28	23:45	2	4	3	3

Day	Date	Total	Date
Tue.	12/11/2018	1,821	
Wed.	12/12/2018	1,814	Weekday Average
Thu.	12/13/2018	1,782	1,806



TranSystems

Project No.: P101180377

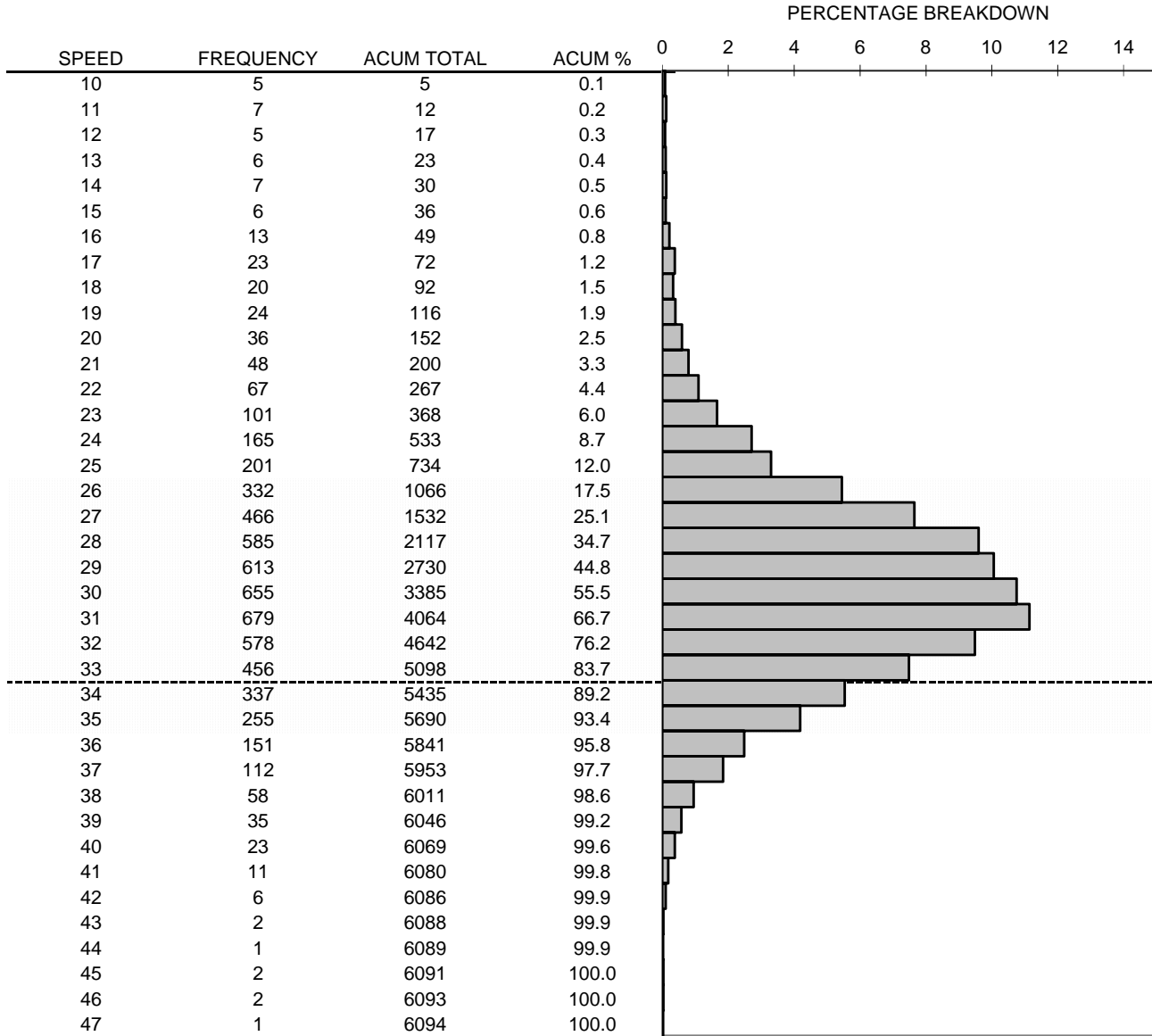
2400 Pershing Road, Suite 400, Kansas City, Missouri 64108 (816) 329-8600

## SPOT SPEED STUDY RESULTS RELATIVE FREQUENCY DISTRIBUTION

CITY: Prairie Village  
OBSERVER: ARM  
DATE: 12/11/18 to 12/13/18

COUNTY: Johnson  
SPEED LIMIT: 25  
DIRECTION: EB + WB

LOCATION: 87th Street west of Somerset Drive  
TIME START: 12:00 AM  
TIME END: 11:59 PM



AVERAGE SPEED = 29.8  
50th PERCENTILE = 29.5  
85th PERCENTILE = 33.2  
90th PERCENTILE = 34.2  
95th PERCENTILE = 35.7

PACE = 26 - 35  
VEHICLES IN PACE = 4956  
% IN PACE = 81.3  
% BELOW PACE = 12.  
% ABOVE PACE = 6.6

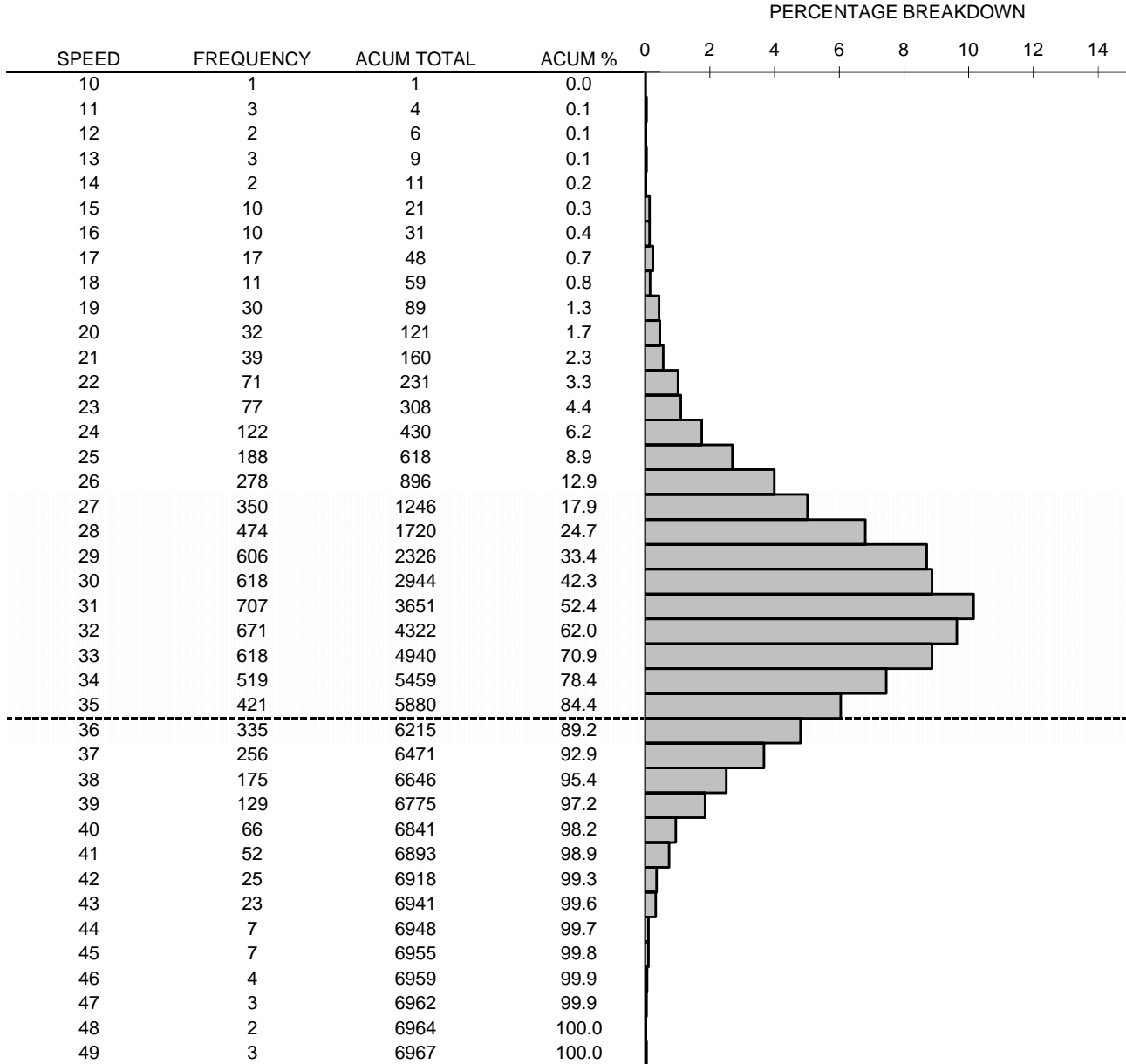
SAMPLE VARIANCE = 17.351169  
STANDARD DEVIATION = 4.1654734  
RANGE 1\*S = 71.61142  
RANGE 2\*S = 96.14375  
RANGE 3\*S = 99.06465

## SPOT SPEED STUDY RESULTS RELATIVE FREQUENCY DISTRIBUTION

CITY: Prairie Village  
OBSERVER: ARM  
DATE: 12/11/18 to 12/13/18

COUNTY: Johnson  
SPEED LIMIT: 25  
DIRECTION: EB + WB

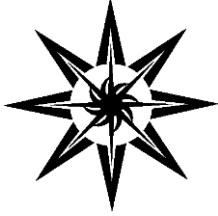
LOCATION: 87th Street east of Birch Lane  
TIME START: 12:00 AM  
TIME END: 11:59 PM



AVERAGE SPEED = 31.2  
50th PERCENTILE = 30.8  
85th PERCENTILE = 35.1  
90th PERCENTILE = 36.2  
95th PERCENTILE = 37.8

PACE = 27 - 36  
VEHICLES IN PACE = 5319  
% IN PACE = 76.3  
% BELOW PACE = 12.9  
% ABOVE PACE = 10.8

SAMPLE VARIANCE = 20.1896173  
STANDARD DEVIATION = 4.4932858  
RANGE 1\*S = 71.53725  
RANGE 2\*S = 95.89494  
RANGE 3\*S = 99.03832



## ADMINISTRATION

Council Committee Meeting Date: November 18, 2019

### Consider approval of 2020 Prairie Village Legislative Platform

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#### RECOMMENDATION

Staff recommends a motion to adopt the 2020 Prairie Village Legislative Platform.

#### BACKGROUND

Each year the City Council discusses and adopts a legislative platform, which establishes the City's legislative priorities for the upcoming Session. This document is shared and discussed with local, state, and federal elected officials who represent Prairie Village. It is also used by staff when determining whether the City should submit testimony on legislation. The proposed 2020 Legislative Platform is attached for the Council's review. This draft includes proposed changes made by staff from the 2019 platform, as well as changes proposed by current council members. All changes are shown in red.

#### ATTACHMENTS

2020 Prairie Village Legislative Platform Draft

#### PREPARED BY

Jamie Robichaud

Deputy City Administrator

Date: November 13, 2019



# PRAIRIE VILLAGE 2020 LEGISLATIVE PLATFORM



PRAIRIE VILLAGE, KANSAS

*State and local government are partners providing numerous governmental services that are funded and made available to citizens. Local units of government are closest to the citizens and therefore, are extremely well-positioned to represent the interests of citizens in the communities in which they live. The partnership depends upon stable funding, efficient use of citizens' resources, and responsiveness at the city and county level. We support respect and preservation of local authority, maintenance of local control of local revenue and spending, and oppose the devolution of State duties to local units of government without planning, time and resources.*

## **REPEAL OF THE PROPERTY TAX LID**

We strongly oppose any state-imposed limits on the taxing and spending authority of cities and counties and urge the repeal of the property tax lid legislation passed during the 2015 session and revised in the 2016 session of the Kansas Legislature. We believe those elected to manage the affairs of cities and counties can be most responsive to the local taxpayers and make budget and tax decisions that are most reflective of the community's needs and financial interests. We note that these same taxing and spending limits on cities and counties were not placed on state government. State government should abide by the same taxing and spending decisions as they impose upon cities and counties.

Absent repeal, the state-imposed tax lid on local governments should be modified to require a public vote based on a protest petition provision. Additionally, the Kansas Legislature should review and consider including appropriate exemptions that existed largely under the prior tax lid but were not included in the current law, such as human resources costs, KPERs, intellectual and developmental disabilities costs, transit equipment, and mental health services, among other items. Further, the Kansas Legislature should review and consider amending the current statute to include a "hold harmless" provision that would allow local governments to lower property tax rates and, within the subsequent five years, return the property tax rate to prior level if necessary.

## **STATE FUNDING OF PUBLIC EDUCATION**

We strongly support constitutionally adequate, equitable, and responsible funding for the public school system to a level that places Kansas among the leading states in support of a "world class" education. We oppose any further reduction in school funding, including any constitutional amendment releasing the legislature from this important duty.

## **NON-PARTISAN ELECTIONS**

We support continuing local elections on a non-partisan basis. We are opposed to any legislation that would require local elections to be conducted with partisan identification. We also support the return of local control for timing of local elections.

## **LOCAL GUN CONTROL**

We strongly believe the ability to govern how firearms are possessed and transported throughout our community is a matter of local control. Local government should have the ability to regulate and enforce the possession and use of weapons within City-owned facilities, public parks, municipal pools, and City-owned vehicles. We urge state legislators to repeal House Bill No. 2578 that restricts local government from enacting important gun safety measures in their communities.

## **MAINTAIN LOCAL CONTROL OF REVENUE AND SPENDING**

Our local communities across the state are best served and citizens' values and standards are best reflected when local taxing and spending are determined by local voters and taxpayers. We support the retention and strengthening of local home rule authority to allow locally elected officials to conduct the business of their jurisdiction in a manner that best reflects the desires of their constituents and results in maximum benefit to that community.

### **LIMITS ON APPRAISED VALUATION GROWTH**

We strongly support the continuation of the Kansas Legislature's decision not to implement artificial limits on appraised valuation growth by the state. Such limitations prevent local officials from making decisions the public expects of them and reduce bond ratings, resulting in more expensive debt service payments on needed capital projects. This ultimately has a negative effect on local taxpayers by reducing the services they receive for their tax dollars.

### **TAX POLICY & THE DARK STORE THEORY**

We support stable revenue sources and urge the Kansas Legislature to avoid applying any further exemptions to the ad valorem property tax base, including exceptions for specific business entities or the state/local sales tax base, as well as industry-specific special tax treatment through exemptions or property classification. The local tax burden has shifted too far to residential property taxes due to state policy changes. We do not support changes in State taxation policy that would narrow the tax base or significantly reduce available funding for key programs. These changes put Kansas counties and cities at a competitive sales tax disadvantage with Missouri. We also strongly support legislation that would require commercial properties to be appraised and valued based on their highest and best use and oppose any legislation that would allow commercial properties to utilize the "dark store theory" to appeal their assessed valuations. Municipalities rely on property tax revenue from large commercial retailers to pay for their share of essential city services. Any change in the way these properties are valued will have a detrimental impact to municipal operations and will result in the property tax burden shifting to residential property owners to make up for lost revenue.

### **INTERNET SALES TAX COLLECTIONS**

We encourage the Kansas Legislature to pass legislation facilitating the collection of compensating use tax from purchases made from sellers (with no physical presence in a state) based on the U.S. Supreme Court decision in *South Dakota v. Wayfair*. Sales tax collected should be distributed using existing methods/formulas for the state and local governments.

### **SALES TAX EXEMPTION**

We support the current law that exempts local government and public construction projects from sales tax. State-imposed sales tax on government purchases and projects will have only one effect: increased local property taxes. Purchases have to be made and construction must occur; imposition of a sales tax would increase the local tax burden to cover those added costs. This sales tax revenue does not help local government, but, in fact, hurts our local economy and our residents who have to pay much higher property taxes. Increased property and sales taxes ultimately reflect negatively on the state, given our proximity to Missouri.

### **OPPOSE UNFUNDED MANDATES**

We support minimizing the financial and staffing implications of "devolution," the passing down of responsibilities to counties by the state and federal governments, by seeking funding for mandates and reasonable periods of time to phase in new funding responsibilities. Any budget reductions or changes in state taxation that reduce state resources with an impact on government services should be evaluated closely by the state and based on a cost benefit analysis of how such reductions would increase cost demands at either the local or state level. If the State reduces funding for government services, the State should provide greater flexibility and increased local ability to raise revenue beyond primarily sales and property tax sources.

### **STATUTORY PASS-THROUGH FUNDING**

We call for the preservation of local government revenues that pass through the State of Kansas' treasury. These funds come from a longstanding partnership between local governments and the State and are generated via economic activity at the local level. Both alcoholic liquor tax funds and the local portion of motor fuel taxes should not be withheld from local governments and siphoned into the State General Fund. Seizure of these local funding sources may benefit the State, but it will increase the local property tax burden to replace lost revenue. Local governments, in recent years, have had to cope with the Kansas Legislature not funding Local Ad Valorem Tax Reduction (LAVTRF), County City Revenue Sharing (CCRS) demand transfers, and the machinery & equipment property tax "slider." Local governments should not be forced to further aid in balancing the State's budget. Since 1997, more than \$2.2B in formula demand transfers from the state to local governments have not been made. LAVTR dates back to the 1930s, with the existing statutory framework being established

in 1965. LAVTR represents the local share of certain cigarette revenue, stamp taxes, and cereal malt beverage taxes that the state removed in exchange for commitment to fund the LAVTR. CCRS was established in 1978 as part of an agreement between the state and local governments regarding a number of different taxes related to cigarette and liquor enforcement.

#### **ABANDONED AND BLIGHTED HOUSING**

We support legislation that streamlines and expedites the process for local governments, neighborhood organizations and private businesses to deal with the blight of abandoned, nuisance, foreclosed housing, and commercial structures to protect the rights and property values of surrounding property owners.

#### **COMPREHENSIVE TRANSPORTATION PLAN**

The current funding level is far from adequate to address ongoing statewide infrastructure funding needs; therefore, it is critical for our state highway funds to be used for the purpose for which they are collected. To ensure the critical well-being of Kansas infrastructure, funds should be allocated strategically to ensure there is an identifiable long-term return on investment for the entire state. Investing in growth areas is vital to creating a sustainable revenue stream that will address statewide infrastructure needs to support private sector job growth and public safety.

#### **KPERS FUNDING**

We support achieving a fully-funded public employee's retirement system within a reasonable period of time. Kansas state government should fully fund its portion of the employer contributions, and the local government KPERS should be separated from the state and school retirement system. The system should accumulate sufficient assets during members' working lifetimes to pay all promised benefits when members retire. Additionally, we support current provisions as they relate to accumulated leave and other human resources policies to determine a retiree's benefit. Possible policy changes could have a negative impact on local government employee recruitment and retention, particularly in the competitive Johnson County employment market.

#### **KANSAS OPEN RECORDS AND OPEN MEETINGS ACT**

We believe that an open government is essential to building public confidence. We support the retention of the limited exceptions in the Kansas Open Records Act (KORA) and the permitted subject matters for executive sessions contained in KORA currently found in the law. Additionally, we support the existing allowances for cost recovery for open records included under current law.

We also support amendments to update the Kansas Open Meetings Act (KOMA) and KORA to provide better guidance about the application of KOMA and KORA to all forms of electronic communication, including but not limited to social media. Further, we encourage legislative clarification in regard to the application of KOMA and KORA to subcommittees and working groups formed by local governmental bodies.

#### **LEGISLATIVE PARTICIPATION**

We support local officials and their representatives' ability to freely participate in the legislative process through advocacy and education on issues affecting local governments. Local officials, representing their citizens and taxpayers, must retain the authority to make decisions regarding membership in organizations and to participate in the legislative process through advocacy without cumbersome reporting requirements.

#### **LOCAL CONTROL OF RIGHT OF WAY**

2016 legislation granting placement of cell towers in city and county owned right of way, with little oversight, should be revised. Regulation of the placement of cell towers should be subject to reasonable local zoning processes, which review important community values such as safety and neighborhood concerns.

**ADDRESSING THE CLIMATE CRISIS AS PUBLIC POLICY PRIORITY** We urge state government to recognize the consensus reached by the scientific community, including the United Nations Intergovernmental Panel on Climate Change, that climate change poses a global economic, social, and public safety crisis. At all levels of government, policy makers should elevate sustainability, carbon emission reduction, and carbon capture to be included among the top line of policy priorities.

**STATEWIDE ENERGY POLICY**

We support a statewide energy policy standard to financially incentivize energy sources that protect air quality, reduce the dependency on oil and other nonrenewable resources, reduce carbon emission, and increase carbon capture. We support the development of a coordinated and comprehensive energy policy, including the use of renewables including wind and solar power, developed with strong input from municipalities.

**MEDICAL MARIJUANA**

We support the legalization of the exploration of the use of medical marijuana and its derivatives for the purpose of improving the quality of life of individuals with medical conditions that can benefit from its use.

**STATEWIDE EXPANSION OF MEDICAID**

We support Medicaid expansion through KanCare in Johnson County and throughout Kansas. Providing Medicaid is the responsibility of the state and federal government. The decision to limit Medicaid expansion has an impact on our citizens. Absent the State’s participation in Medicaid expansion, taxpayers are required to pay for these services that would otherwise be covered by Medicaid.

**RETURN STATE FUNDING LEVELS FOR SOCIAL SAFETY NET**

We support the restoration of funding to social services programs. These programs are critical for our most at-risk and vulnerable residents including child welfare, mental health, and our senior citizens.

**NON-DISCRIMINATION**

We strongly believe all people should be treated fairly and equally under the law. However, in Kansas, a gap currently exists in the applicable state and federal discrimination laws leaving LGBTQ people without protection from discrimination in housing, employment, and public accommodations. While the City of Prairie Village has passed a local non-discrimination ordinance to fill this gap, we urge the State to pass legislation to extend these protections state-wide.

**DEVELOPMENT OF A COMPREHENSIVE BUDGETING PLAN**

We strongly encourage the State of Kansas to develop a comprehensive budgeting plan to foster and enhance the State’s struggling economy. We are in opposition to any financial practices that divert money from the Highway Fund or KPERS, or negatively impact the State’s future financial position.

## MAYOR'S ANNOUNCEMENTS

Monday, November 18, 2019

Mayor's Holiday Tree Lighting – Corinth Square	11/21/2019	6:00 p.m.
Chamber in the Chamber Music Series	11/22/2019	5:30 p.m.
Thanksgiving Holiday – City offices closed	11/28/2019 – 11/29/2019	
City Council	12/02/2019	6:00 p.m.
Planning Commission	12/03/2019	7:00 p.m.

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The Prairie Village Arts Council is pleased to feature the artwork of Elaine (Laney) Haake, Lisa YaDullah, Sylvia Augustus and Vicki Scanlon during the month of December. The artist reception will be held from 6:00 p.m. to 7:00 p.m. on Friday, December 13.

**INFORMATIONAL ITEMS**  
**November 18, 2019**

1. Planning Commission meeting minutes - October 1, 2019
2. Parks and Recreation Committee meeting minutes - October 16, 2019

**PLANNING COMMISSION MINUTES**  
**October 1, 2019**

**ROLL CALL**

The Planning Commission of the City of Prairie Village met in regular session on Tuesday, October 1, 2019 in the Council Chambers at 7700 Mission Road. Chair Nancy Wallerstein called the meeting to order at 7:00 p.m. with the following members present: James Breneman, Patrick Lenahan, Melissa Brown, Greg Wolf and Jeffrey Valentino.

The following individuals were present in their advisory capacity to the Planning Commission: Chris Brewster, Gould Evans; Jamie Robichaud, Deputy City Administrator; Mitch Dringman, City Building Official; Ron Nelson, Council Liaison; David Waters, attorney with Lathrop and Gage; and Adam Geffert, City Clerk/Planning Commission Secretary.

**APPROVAL OF MINUTES**

Mr. Breneman moved for the approval of the minutes of the September 10 regular Planning Commission meeting as presented. Mr. Wolf seconded the motion, which passed 6-0.

**A motion to change the order of the agenda to hold the non-public hearing first was made by Mr. Lenahan. Mr. Breneman seconded the motion, which passed unanimously.**

**NON-PUBLIC HEARINGS**

**PC2019-118      Site Plan Application - 4309 W. 75<sup>th</sup> Street**

Mr. Brewster stated the application was for an exception to the fence setback, specifically the side setback for the lot. Zoning ordinance requires a fence setback in this scenario to be greater than either 15 feet from the right of way or half the depth of the adjacent front yard. In this case, the adjacent building to the south is approximately 70 feet from the front lot on Fontana Street, which would require a fence to be 35 feet from the side lot line on Fontana Street. The applicant has requested that the fence be constructed 13 feet from the side lot along Fontana Street.

Mr. Lenahan asked why the applicant wanted to build the fence in the proposed location. Jill Rogers, the applicant, stated that changing the placement of the fence would look odd based on the location of the garage, and would cut into the yard line. Mr. Dringman added that the plan was preferred as it lined up with the corner of the garage.

**Mr. Wolf made a motion to approve the site plan as presented. Mr. Breneman seconded the motion, which passed unanimously.**

## PUBLIC HEARINGS

PC2019-120 Proposed revisions to the Prairie Village Zoning Regulations applicable to Chapters 19.02, 19.06, 19.08, 19.10, 19.12, 19.14, 19.16, 19.18, 19.20, 19.22, 19.23, 19.27, 19.28, 19.30, 19.32, 19.33, 19.34, 19.44, 19.47, 19.48, and 19.50

Mr. Brewster stated that the public hearing was being held to review numerous zoning updates that had been under consideration for quite some time. Updates included policy and planning issues, special tasks, on-going issues and a “clean-up” of outdated sections. Specifically, updates had been made to the following sections:

1. Landscape standards
2. Sign standards
3. Site plan review criteria
4. Alternative energy systems
5. Conditional use permits, special use permits and districts
6. Clean-up items
7. Wireless facilities

**Landscape standards** - The city did not have landscape standards in the past, so the site plan review process was used to develop acceptable landscape results. The new standards define requirements for streetscapes, along building foundations, parking and buffers. Planting location guidelines are flexible, giving staff and the Planning Commission the ability to grant exceptions based on percentages of dimensions.

Mrs. Wallerstein asked that the language in section 19.47.050(A), located on page 60 of Ordinance 2407, be changed to say “up to 25% of any plant requirement”.

**Sign standards** - Mr. Brewster stated changes were made to better organize and simplify the section. Sign types were broken into four categories: wall signs, monument signs, pedestrian signs and temporary signs. Pedestrian signs are defined as small signs at building entrances or on storefronts. The updates also more clearly define exempt signs, such as flags, window signs, construction signs and for sale/lease signs. Permits will still be needed for signs as long as they fall within certain parameters of the requirements. Lastly, multi-tenant requirements and guidelines were improved.

**Site plan review criteria** - Mr. Brewster said that updates to this section were made to improve the criteria and give applicants clearer expectations based on difficult applications reviewed by the Planning Commission in the past. Specifically, the changes are focused on good land planning and site engineering design principles, as well as the architectural quality of buildings and their compatibility with the surrounding neighborhood. Factors to be considered include materials, scale, and character of the area.

**Alternative energy systems** - Updates include the codification of a recent Planning Commission interpretation of roof-integrated solar energy systems, as well as the clarification of what “visibility from the street” means. Additionally, the updates allow for



more flexibility in the approval of these systems; roof-mounted installations as well as those mounted to a vertical wall that meet the standards set in this section will only require a building permit. Installations that do not meet the standards, such as systems that project higher off the roof, would require site plan review by the Planning Commission. The section also clarifies regulations for wind and geothermal energy systems.

**Conditional use permits, special use permits, uses and districts** - Updates to this section clarify the difference between conditional use permits and special use permits. Generally, conditional use permits are used for more routine applications that meet specific criteria or performance standards. Special use permits are reserved for unique projects that require more thorough review. Conditional use permits can be approved by the Planning Commission, whereas special use permits require a public hearing, a recommendation from the Planning Commission, and final approval by City Council. Allowed uses in zoning districts were also clarified and detailed in a chart.

**Clean-up items** - Two items from neighborhood design standards were updated: a description of the coordination with Public Works on utilizing their right-of-way tree list, as well as terminology defining street trees, private trees and frontage trees. Property owners must obtain a permit to plant a tree in the right-of-way. Lastly, rear yard exception encroachments for porches and other building structures were reinstated to 12 feet.

**Wireless communications facilities** - David Waters discussed updates to regulations that have resulted from changes in wireless technology as well as state and federal laws. He noted that fewer full-sized wireless towers would be built in the future, as providers have generally switched to the installation of “small cell” antennas placed on existing structures. Further, the wireless industry has been successful in convincing states and the FCC to reduce municipal regulations. “Eligible facility requests”, such as the removal and replacement of equipment at an existing facility cannot be prevented by a municipality.

Mr. Wolf asked if eligible facility request applications would need to come before the Planning Commission going forward. Mr. Waters stated that they would only require administrative approval, and the turnaround time for an application to be approved had been reduced to 60 days for co-location of a small cell antenna on an existing structure, and 90 days for non-small cell installations. New facilities, including the construction of new towers, would still require a special use permit and a 90-day turnaround period. Mrs. Wallerstein asked how antennas on structures such as church steeples would be impacted. Mr. Waters stated that aesthetic and design criteria are now less restrictive, but still appear to be reasonable. He added that antennas are not allowed on decorative streetlights.

Mr. Waters continued, stating that cities can no longer require the co-location of providers on a facility, or reject the construction of a new facility due to availability at other potential locations. Environmental restrictions have also been relaxed, and all approvals must last for a period of 10 years or more. Lastly, cities are not allowed to impose unreasonable landscape requirements.

Mr. Breneman noted that there was inconsistency in the height of utility cabinet boxes on pages 24, 36 and 52 of the proposed ordinance. Additionally, the sizes of small, medium and large offices in section 19.02.397 are inaccurate. Mr. Lenahan noted that sections 19.30.055, 19.33.050 and 19.34.020(A) were inconsistent as well. Mr. Waters stated that the ordinance would be reviewed to address these concerns before the final draft is put before the Council for final approval.

Mrs. Wallerstein opened the public hearing at 8:38 p.m. With no one present to speak, Mrs. Wallerstein closed the hearing at 8:39 p.m.

**Mr. Wolf made a motion to approve the revised zoning regulations with the amendments suggested during the meeting. Mr. Breneman seconded the motion, which passed unanimously.**

## **OTHER BUSINESS**

## **ADJOURNMENT**

With no further business to come before the Commission, Chair Nancy Wallerstein adjourned the meeting at 8:40 p.m.

Nancy Wallerstein  
Chair

# PARKS AND RECREATION COMMITTEE

5:30 PM, October 16, 2019

City Hall

## MINUTES

The Parks & Recreation Committee met at 5:30 p.m. in the Council Chambers at City Hall. In attendance: Chair Chad Herring, Vice Chair Courtney McFadden, Dianne Pallanich, Diane Mares, Matthew Geary, Carey Bickford, Jerry Lonergan, Lauren Wolf, Cher Brownback. Staff: Meghan Buum, James Carney.

### I. Public Participation

None

### II. Consent Agenda

a. Minutes from September 11, 2019

- Mr. Lonergan noted that during Public Participation, the comments made by Tom Pickel were his observations, and have not been confirmed.
- It was moved and seconded to approve the minutes from September 11, 2019. The motion passed unanimously.

### III. Reports

a. Public Works Report

- Mr. Carney noted the play stream at Franklin Park has been closed for the season. Drinking fountains are also closed except for those located at Franklin and Wassmer Parks, as they are freeze resistant. The decorative fountains will close in November. The slide at the pool is currently undergoing repairs. The bronze plaque at Santa Fe park has been restored. The Public Works team is prepping for the Wassmer Park grand opening event.
- Ms. Wolf asked about an exposed wire on a light pole that was discussed on Nextdoor. Mr. Carney reported that the contractor has made the repair. If residents notice items in need of repair, it can be reported through the City website.
- Ms. Wolf asked what would be located in the area of Porter Park where the porta-potty had previously been located. Mr. Carney responded that it was still under discussion.

b. Recreation Report

- Ms. Buum reported that she will be meeting in November with the pool manager and JCPRD about the 2020 recreation season. Mr. Herring asked if the new field reservation pricing impacted summer rentals. Ms. Buum said she would ask city staff for feedback.

c. Chairperson's Report

- Mr. Herring reported that the rededication of Prairie Park to Shaffer Park successfully took place on September 28.
- He asked Ms. Buum to discuss a lap lane policy recommendation at her meeting with the pool manager.
- He shared a conversation with resident Mark Morgan about his desire to see signage at Santa Fe Park marking the historic three trails paths. Ms. Buum informed the committee that the Mid America Regional Council was undertaking a Historic Trail Retracement, so a partnership with them may be possible.
- He updated the committee on the replacement of the Public Works facility.
- He shared that the skate park replacement public meeting was held and well attended. Mr. Lonergan also attended the meeting and shared feedback from skaters that scooters have become a nuisance at the park. Mr. Carney stated that the new facility will likely better accommodate both skaters and scooters.

**IV. Old Business**

None

**V. New Business**

a. Wassmer Park grand opening

- Mr. Herring shared information on the Wassmer Park grand opening scheduled from 2 p.m. – 4 p.m. on October 26. He encouraged the committee to attend.

b. 2019 Program Report

- The committee discussed the 2019 program report and noted a decrease in attendance at the pool in 2019. Ms. Buum reported that the price was increased in 2019, and City Staff will compile more detailed weather information to see if that might have impacted attendance.

c. Civic Center

- Mr. Herring reported that an agreement with Wiese Research Group to conduct the civic center survey will be considered at the upcoming City Council meeting. Both a statistically valid phone survey and an online city wide survey will be conducted.

**VI. Information Items**

a. Meeting Schedule

- i. November 13, 2019 – 5:30 p.m.
- ii. January 8, 2020

**VII. Adjourn** – Meeting was adjourned at 6:10 p.m.