



**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
FEBRUARY 16, 2021**

The City Council of Prairie Village, Kansas, met in regular session on Tuesday, February 16, 2021, at 6:00 p.m. Due to the COVID-19 pandemic, Councilmembers attended a virtual meeting via the Zoom software platform. Mayor Mikkelson presided.

ROLL CALL

Roll was called by the Deputy City Clerk with the following Councilmembers in attendance remotely via Zoom: Chad Herring, Jori Nelson, Inga Selders, Ron Nelson, Tucker Poling, Bonnie Limbird, Sheila Meyers, Piper Reimer, Dan Runion, Courtney McFadden, Ian Graves and Terrence Gallagher. Staff present via Zoom: Byron Roberson, Chief of Police; Keith Bredehoeft, Director of Public Works; City Attorney David Waters, attorney with Lathrop & Gage; Wes Jordan, City Administrator; Jamie Robichaud, Deputy City Administrator; Meghan Boom, Assistant City Administrator; Tim Schwartzkopf, Assistant City Administrator; Nickie Lee, Finance Director; Mitch Dringman, Building Official; Ashley Freburg, Deputy City Clerk.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Mayor Mikkelson reported that representatives from Evergy were unavailable to present; therefore, the addendum to the Renewables Direct participation agreement with Evergy would be removed from the agenda and considered during a future meeting.

Mrs. McFadden made a motion to approve the agenda for February 16, 2021. Mrs. Myers seconded the motion, which passed 12-0.

PUBLIC PARTICIPATION

No requests to address the Council were received.

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 - February 1, 2021
2. Approval of Expenditure Ordinance #2999
3. Consider appointment of committee members
4. Consider approval of the 2021 agreements with Johnson County Park and Recreation District
5. Consider interlocal agreement with Kansas City, Missouri for Project STST0001: State Line Road - 71st Street to 75th Street
6. Consider 2021 recreation fee schedule

Mrs. McFadden made a motion to approve all items on the consent agenda with the exception of item #3. A roll call vote was taken with the following votes cast: “aye”: Herring, J. Nelson, Selders, R. Nelson, Poling, Limbird, Myers, Reimer, Runion, McFadden, Graves, Gallagher. The motion passed 12-0.

Mrs. Myers asked why some of the Diversity Committee members are appointed to one-year terms and others are appointed to two-year terms. Mayor Mikkelson explained that the difference is intended to stagger committee appointments to prevent the entire committee from being up for reappointment at the same time.

Mrs. Myers also asked how many terms each of the Planning Commission members up for reappointment had served, adding that she thought the majority of the current members represent Ward 5.

Mayor Mikkelson stated that the Planning Commission has seven members and is a highly technical committee that requires members with expertise as much as geographic location.

Ms. Nelson stated there are some Planning Commissioners who have served well over a decade and that it is important to have a new point of view.

Mr. Runion asked about tabling the appointments for the evening. He requested a breakdown of the appointments by ward as well as their tenures.

Ms. Robichaud shared the appointment dates and wards for each Planning Commission member.

Mr. Gallagher asked whether there were additional applicants to the Diversity Committee. Mayor Mikkelson stated there would be two additional appointments at the next Council meeting.

Ms. Limbird made a motion to approve item #3. The motion was seconded by Mr. Graves. After further discussion, a roll call vote was taken with the following votes cast: “aye”: Herring, Selders, R. Nelson, Poling, Limbird, Reimer, McFadden, Graves, Gallagher: “nay”: J. Nelson, Myers, Runion. The motion passed 9-3.

COMMITTEE REPORTS

- Mr. Herring reported that the Tree Board met this month and approved minutes from November. He said the board continues to appreciate the work of the Council in advancing a tree protection ordinance. The Tree Board spent some time discussing Arbor Day and City communications and has another meeting March 3.
- Ms. Limbird reported that the Arts Council had a virtual violin concert February 15 via Facebook Live called ‘My Patriotic Valentine’ and featuring a local violinist. The recording is available on Facebook. The Art of Photography call for entries is open now. A longtime member has stepped down from Arts Council, so there will be a

new appointment soon. Ms. Limbird requested a Roberts Rules training session for council members.

- Ms. Myers requested that staff consider adding committee members' appointment dates and ward information to the website.

MAYOR'S REPORT

- The Mayor provided an update on the COVID-19 pandemic, noting that vaccinations had now reached approximately 50,000 arms compared to 30,000 last meeting. Johnson County is still in Phase 2, (65+, emergency and pandemic responders, health care workers, long-term senior care facility staff and residents.) Those who qualify can fill out a survey online at jocogov.org to express interest in the vaccine. The Mayor noted positive trends in Prairie Village, stating that the percent positive fourteen-day moving average is down to 5.1% today, compared to 7.6% at the last meeting.
- Mayor Mikkelson stated he would not be asking Council for an extension of the local emergency health declaration that expired February 16, 2021.
- The Mayor thanked and congratulated Sgt. Joel Colletti, who retired after 20 years of service to the Police Department.
- Mayor Mikkelson provided a legislative update, reminding Council Members of the weekly updates sent by Stuart Little's legislative group and commented on pending legislation. He reported that all state legislators representing Prairie Village were on a Zoom call February 4 where the City's legislative platform was discussed.
- Mayor Mikkelson commented on the construction of the new Public Works facility being constructed for LEED platinum certification. Work is on schedule to be completed in early fall.
- Mayor Mikkelson thanked Public Works crews for working nights and weekends, keeping roads in Prairie Village safe. He extended gratitude to the Police Department as well.
- United Community Services has published its housing study.
- Mayor Mikkelson and Finance Director Nickie Lee will meet with the Johnson County Appraiser in the coming month. Property values have seen another increase in Prairie Village, which remains a strong market for homes and businesses.
- The City has received the Government Finance Officers Association's certificate of excellence in Financial Reporting.
- Stand Up for Black Lives + Prairie Village and the Johnson County NAACP will host a virtual Black History Month celebration Thursday, Feb. 25 virtual from 6:30 -7:30 p.m. Chief Roberson will be recognized during the event.

- Prairie Village won the Voter-to-Voter City competition, registering a high number of voters under the leadership of Ms. Limbird.
- The Mayors' Prayer Breakfast will be held virtually February 17.

STAFF REPORTS

- Mr. Jordan shared updates from Evergy regarding rolling blackouts that were implemented February 15 because of the arctic blast and resulting strain on the power grid in the Southwest Power Pool.
- Mr. Jordan reported that Amanda Stanley from the League of Kansas Municipalities is recording a training video on the Kansas Open Meetings Act. The video will be used as orientation for new committee members as well as Council Members and staff to ensure everyone receives consistent training. Staff is working on training on the Council Policy as well.
- Chief Roberson participated in an interview with KSHB for a piece on achievements of African Americans in Kansas City. The piece will air Thursday, February 18. On March 5, he will participate in a panel discussing various issues affecting African Americans in policing as well as issues in policing in general. The panel is led by Kansas City Tomorrow.
- Mr. Schwartzkopf reported that two warming centers are listed on the Johnson County Emergency Management website. One is the Salvation Army in Olathe. The other is the Merriam Community Center. There's also a warming bus at the transit center in Mission.
- Mr. Bredehoeft expressed his appreciation for the Public Works crews. He stated there has been a lot of weekend work, and many modified plans. He asked residents for their patience.

OLD BUSINESS

There was no old business to come before the Council.

NEW BUSINESS

Staff provided an update on deed restriction research.

Mr. Schwartzkopf summarized that the Prairie Village Homes Association has met their obligations within state statute and said there is nothing in state statute that would allow the City to modify any existing legal records at the county. A comprehensive summary is listed in the council packet.

Mr. Waters said that when the Prairie Village Homes Association took action it was recorded properly.

**COU2021-23 Consider design agreement with Affinis Corp. for the design of
MIRD0007 - Mission Road at 68th Street flood control project**

Mr. Bredehoeft reported a preliminary study had been done in the past. The City is moving forward with the design this year for construction next year. He described the project and explained there would be one final contract later in the year.

Ms. Nelson made a motion to approve the design agreement with Affinis Corp. for the design of MIRD0007 - Mission Road at 68th Street flood control project. Mr. Herring seconded the motion, which passed 12-0.

**COU2021-24 Consider traffic calming on Belinder Avenue from 71st Street to 75th
Street**

Mr. Bredehoeft said he has been working through the traffic calming process with the residents on Belinder Avenue. This is a resident-driven process. At this time, the request is for two speed display signs, with the potential for neckdowns to be added later.

Mr. Poling made a motion to approve traffic calming measures on Belinder Avenue from 71st Street to 75th Street. Ms. Limbird seconded the motion which passed 12-0.

COUNCIL COMMITTEE OF THE WHOLE

Ms. Lee presented the 2022 budget calendar.

She stated that it is important to make budget decisions early due to pending legislation. The first important discussion will be at the Council meeting on March 1 with the discussion of the goals and objectives. Once a month through the spring and summer there will be important decision-making meetings. Decision packages will be built into the budget process this year.

Ms. Limbird made a motion to approve the 2022 budget calendar. Mrs. Myers seconded the motion, which passed 12-0.

COU2021-25 Discuss adoption of the ICC 2018 Building Codes

Ms. Robichaud explained the building code adoption process. The City historically adopts new building codes every six years, a cycle staff recommends continuing. Mr. Dringman explained the technical aspect of the code. Ms. Robichaud then explained other recommended changes that were specific to Prairie Village.

Ms. Nelson stated the City is a leader in the community in regard to environmental initiatives. She stated the city has an opportunity to be a leader in building code standards and spoke of the efficiency standards in the ICC 2021 Building Codes. She suggested inviting Jeremy Knoll, associate principal of BNIM Architects and recent chair of US Green Building Council to speak about the differences between the 2018 codes and the 2021 codes before a decision is made.

Mr. Poling asked whether the Environmental Committee had reviewed the building code recommendations. The Climate Action KC playbook recommends adopting the International Green Construction Code. Mr. Dringman stated adopting the ICC codes does not preclude the Council from adopting another code in the future. Ms. Robichaud stated that staff made the decision to bring the building code discussion directly to the City Council rather than funneling it through each committee that may weigh in.

Mrs. McFadden stated that the ICC 2018 Codes would address several common resident complaints that are not currently addressed in City Code.

Ms. Robichaud clarified that adopting the 2018 code would not prevent the council from adopting the 2021 code in a year after staff has had time to research. She also stated that tabling adoption of new building codes would leave the 2012 codes in place.

Ms. Nelson made a motion to table the discussion. Mr. Poling/Mr. Runion seconded the motion. After further discussion, a vote was taken with the following votes cast: “aye”: J. Nelson, Poling, Reimer, Runion; “nay”: Herring, Selders, R. Nelson, Limbird, Myers, McFadden, Graves, Gallagher. The motion failed 4-8.

(Mr. Poling seconded the motion before Mrs. McFadden asked Mr. Waters a question about procedure. Mr. Runion seconded afterward.)

Mr. Gallagher made a motion to move forward with the ICC 2018 Building Codes to City Council for approval and adoption. Ms. Selders seconded the motion. After further discussion a vote was taken with the following votes cast: “aye”: Herring, Selders, R. Nelson, Limbird, Myers, McFadden, Graves, Gallagher; “nay”: J. Nelson, Poling, Reimer, Runion; “nay”: The motion passed 8-4.

Mr. Runion made a motion to direct staff to contact the individual Ms. Nelson had spoken to or other experts who are already up to speed in the ICC 2021 code to provide a Cliff's Notes version of the material differences between 2018 and 2021 with emphasis on energy conservation. Mr. Poling seconded the motion. After further discussion, the motion passed 12-0.

Discuss the 2021 pool reopening plan

Ms. Buom discussed plans to safely operate the pool complex in 2021 amidst the COVID-19 pandemic. She stated there are two categories of modifications, those to the physical



environment of the pool, including capacity, signage, rules, configuration of the deck, and those to pool staffing and training. Ms. Buum said that pool rentals and the superpass would not be available in 2021. She also noted that recruitment of pool staff is currently underway and discussed training modifications.

Mr. Herring moved that the City Council end the Council Committee of the Whole portion of the meeting. The motion was seconded by Ms. Nelson and passed 12-0.

ANNOUNCEMENTS

Announcements were included in the Council meeting packet.

ADJOURNMENT

Mr. Poling made a motion to adjourn the meeting. The motion was seconded by Mr. Nelson, and passed 12-0.

Mayor Mikkelson declared the meeting adjourned at 8:58 p.m.

Ashley Freburg
Deputy City Clerk