



**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
JUNE 21, 2021**

The City Council of Prairie Village, Kansas, met in regular session on Monday, June 21, 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 City Clerk with the following Councilmembers in attendance remotely via Zoom: Chad Herring, Inga Selders, Ron Nelson, Tucker Poling, Bonnie Limbird, Piper Reimer, Courtney McFadden, Ian Graves and Terrence Gallagher. Staff present via Zoom: Byron Roberson, Chief of Police; Keith Bredehoeft, Public Works Director; Cliff Speegle, Public Works; City Attorney David Waters, attorney with Lathrop & Gage; Wes Jordan, City Administrator; Jamie Robichaud, Deputy City Administrator; Meghan Boom, Assistant City Administrator; Nickie Lee, Finance Director; Adam Geffert, City Clerk.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Ms. Reimer made a motion to approve the agenda for June 21, 2021. Mr. Gallagher seconded the motion, which passed unanimously.

PRESENTATIONS

- Stacy Hammond and Emily Sheldon of Berberich, Trahan and Co., P.A., gave a presentation on the 2020 City audit. The firm issued an unmodified audit opinion, the best result that can be achieved.

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 - June 7, 2021



2. Approval of expenditure ordinance #3003
3. Consider approval of a contract with Great Plains SPCA for animal shelter services

Mrs. McFadden made a motion to approve the consent agenda as presented. A roll call vote was taken with the following votes cast: “aye”: Herring, Selders, R. Nelson, Poling, Limbird, Reimer, McFadden, Graves, Gallagher. The motion passed 9-0.

COMMITTEE REPORTS

- Ms. Selders gave a report on the Juneteenth Celebration that took place at Franklin Park on June 19. She added that the Diversity Committee recently met with members of the Prairie Village Homes Association to continue discussion on the creation of a memorial plaque providing information about historical racial restrictions enforced by the J.C. Nichols Company. She added that City staff were working on identifying diversity training and providing demographic information of traffic-stop arrests made by the Police Department.
- Ms. Limbird thanked those who attended the first annual Art Walk on June 18, and provided information about upcoming Arts Council events.

MAYOR'S REPORT

- The Mayor provided an update on the COVID-19 pandemic, noting that 47.6% of Johnson County residents 12 and older were fully vaccinated; in Prairie Village, the total was over 50%.
- The Mayor spoke about Climate Action KC's "building energy exchange" program, noting that it was similar to the City's sustainability grant program, which provided funds to residents making energy improvements to their homes. Climate Action KC planned to give a presentation about the program at a future Council meeting.
- The Mayor noted that the Taco Republic restaurant had opened in the Corinth shopping center, and that a children's clothing store called The Little House would be relocating from Fairway to the Village Shops in the near future.
- The Mayor stated that Public Works crews were able to repair the leak at the pool complex that forced the closing of the adult and lap pools, and that both had reopened.
- The Mayor attended the annual Public Works breakfast the prior week.
- The Mayor attended a United Community Services (UCS) annual summit on June 16, at which a "housing toolkit" to address housing attainability and affordability was reviewed.
- The Mayor and several Councilmembers attended a recent Northeast Johnson County Chamber of Commerce breakfast at the Merriam community center.
- The Mayor shared that he had attended a retirement ceremony for Penny Mann, a longtime employee of the City.
- The Mayor noted that VillageFest-to-Go event would be held the morning of July 4 at City Hall.



STAFF REPORTS

- Mr. Jordan provided information about items that would be discussed at upcoming Council meetings, including the climate action plan, the legal review of marijuana enforcement and the UCS housing study and toolkit.
- Mr. Bredehoeft shared additional information about pool repairs, noting that leaks were found in two different locations under the lap pool. Further discussion about long-term pool repairs will be needed in the fall.

OLD BUSINESS

There was no old business to come before the Council.

NEW BUSINESS

COU2021-50

Consider approval of revisions to Chapter III of the Municipal Code of the City of Prairie Village, entitled “Beverages”

Mr. Waters stated that the Kansas Legislature had passed House Bill 2137 in 2021, which amended the liquor control act, club and drinking establishment act, cereal malt beverage act and the liquor enforcement act. Changes included license suspension and revocation, expanded Sunday sales, and to-go alcoholic beverages.

Updates were made to the Municipal Code to ensure compliance with state law. Certain changes, such as earlier Sunday sales, would go into effect after a 60-day protest period following publication in the Legal Record.

Mr. Poling made a motion to approve Ordinance 2451, amending Chapter III of the Municipal Code of Prairie Village as presented. Mr. Nelson seconded the motion. A roll call vote was taken with the following votes cast: “aye”: Herring, Selders, R. Nelson, Poling, Limbird, Reimer, McFadden, Graves, Gallagher. The motion passed 9-0.

COU2021-51

Establishment of a separate non-budgeted federal grant fund for funds received through the American Rescue Plan Act

Ms. Lee said that as a result of the COVID-19 pandemic, Congress passed the American Rescue Plan Act (ARPA), which would provide \$1.9 trillion in economic stimulus to assist in long-term recovery from economic and public health impacts. ARPA established a Local Fiscal Recovery Fund (LFRF) to provide funds to local governments to assist in response to the pandemic.

Based on the U.S. Department of the Treasury’s allocation formula, the City of Prairie Village allocation would total \$3,382,298.77. Fifty percent of the funds, or \$1,691,149.39,



would be received in July 2021, and the remaining fifty percent in 2022. Cities would have until 2024 to obligate the funds, which could be used in the following ways: support for public health response, replacement of public sector revenue loss, water and sewer infrastructure, addressing negative economic impacts, premium pay for workers, and broadband infrastructure.

In consultation with the City's auditors, financial advisors, and legal advisors, establishing a segregated fund was determined to be the best way to ensure compliance with funding regulations.

Mr. Gallagher asked if Council authorization would still be required prior to funds being expended. Ms. Lee said any expenditure of ARPA funds would still need to go through normal purchasing and procurement steps and that staff would present any proposed expenditures to Council first.

Mr. Herring made a motion to approve Ordinance 2452 establishing a non-budgeted federal grant fund to account for funds received through the American Rescue Plan Act. Mrs. McFadden seconded the motion. A roll call vote was taken with the following votes cast: "aye": Herring, Selders, R. Nelson, Poling, Limbird, Reimer, McFadden, Graves, Gallagher. The motion passed 9-0.

COU2021-52 Consider design agreement with GBA, Inc. for the design of the 2021 drainage program

Mr. Speegle stated that the proposed agreement included four drainage improvement locations and a drainage study. Construction was anticipated to begin in the fall of 2021 at the following locations:

1. 7430 Village Drive - Replacement of deteriorated storm pipe. This location had received Johnson County Storm Management funds that will fund 50% of the construction.
2. 8015 Canterbury Street - Replacement of deteriorated storm pipe. This location had also received Johnson County Storm Management funds that will fund 50% of the construction.
3. 8142 Outlook Lane - Replacement of deteriorated storm pipe along the rear property line.
4. 5424 West 86th Street - Replacement of deteriorated storm pipe. The pipe location will be rerouted to be further from the residential structure.
5. Canterbury drainage study - The study will determine possible solutions to poor drainage along the properties at Canterbury Drive between 79th Street and 77th street.

Mrs. McFadden made a motion to approve the design agreement with GBA, Inc. for the design of the 2021 Drainage Program in the amount of \$85,251.00. Mr. Herring seconded



the motion, which passed 9-0.

Discussion on Bird Scooters

Mr. Bredehoeft introduced Mike Butler, Senior Account Executive with Bird Scooters. Mr. Butler provided information about the company and how it functioned in other comparably sized cities. He suggested that a 9 - 12 month pilot program be enacted to test scooters in Prairie Village.

Several Councilmembers felt further public input was needed before beginning a pilot program. Many shared their concern with scooters causing “clutter” by being left lying around the City, as well as underage riders and general rider safety.

After further discussion, Mr. Poling made a motion to direct staff to develop a pilot program to bring to Council for final approval. Mrs. McFadden seconded the motion. A roll call vote was taken with the following votes cast: “aye”: Herring, Selders, R. Nelson, Poling, Limbird, Reimer, McFadden, Graves, Gallagher. The motion passed 9-0.

COUNCIL COMMITTEE OF THE WHOLE

There was no business to come before the Council Committee of the Whole.

EXECUTIVE SESSION

At 7:36, Mrs. McFadden made a motion for the City Council to recess into executive session for a period of 20 minutes for the purpose of discussing, with legal counsel representing the City, a legal claim, pursuant to the exception for consultation with an attorney which would be deemed privileged in the attorney-client relationship, K.S.A. 75-4319(b)(2). The Governing Body, City Administrator, Chief of Police, Deputy City Administrator, Assistant City Administrator, outside legal counsel, and City Attorney would be present, either in-person or via video conference. The motion was seconded by Mr. Herring and passed 9-0.

The open meeting resumed at 7:56 p.m.

ANNOUNCEMENTS

Announcements were included in the Council meeting packet.

ADJOURNMENT

Mr. Herring made a motion to adjourn the meeting. Mr. Gallagher seconded the motion, which passed 9-0.



Mayor Mikkelson declared the meeting adjourned at 7:57 p.m.

Adam Geffert
City Clerk