



**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
OCTOBER 18, 2021**

The City Council of Prairie Village, Kansas, met in regular session on Monday, October 18, 2021, at 6:00 p.m. Mayor Mikkelson presided.

ROLL CALL

Roll was called by the City Clerk with the following Councilmembers in attendance: Chad Herring (via Zoom), Jori Nelson (via Zoom), Inga Selders, Ron Nelson, Tucker Poling, Bonnie Limbird (via Zoom), Sheila Myers, Piper Reimer (via Zoom), Dan Runion (via Zoom), Courtney McFadden, Ian Graves (via Zoom) and Terrence Gallagher. Staff present: Byron Roberson, Chief of Police; Keith Bredehoeft, Public Works Director; City Attorney David Waters, attorney with Lathrop & Gage; Wes Jordan, City Administrator; Jamie Robichaud, Deputy City Administrator; Tim Schwartzkopf, Assistant City Administrator; Meghan Buum, Assistant City Administrator; Nickie Lee, Finance Director; Cindy Volanti, Human Resource Manager; Adam Geffert, City Clerk.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Mr. Herring made a motion to approve the agenda for October 18, 2021. Ms. Limbird seconded the motion, which passed 11-0, with Mr. Runion absent due to technical issues.

PRESENTATIONS

- Ms. Reimer introduced Teen Council members for the 2021-2022 school year:
 - Amalia Millard, Notre Dame de Sion
 - Michael Newbold, Shawnee Mission East
 - Ayla Ozkan, Shawnee Mission East
 - Kate Whitefield, Shawnee Mission East
 - Emma Jones, Whitefield Academy
- Representative Jerry Stogsdill provided a legislative update to the Council.

PUBLIC PARTICIPATION

Erin Brown, owner of Dolce Bakery, and Mary Rimann, owner of Rimann Liquors, spoke in opposition to the proposed extension of the facemask ordinance.



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 4, 2021
2. Consider bid award for 2021 tree trimming program
3. Consider appointment to Pension Board

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, J. Nelson, Selders, R. Nelson, Poling, Limbird, Myers, Reimer, McFadden, Graves, Gallagher. The motion passed 11-0, with Mr. Runion absent due to technical issues.

COMMITTEE REPORTS

- Ms. Limbird said that the Arts Council’s annual State of the Arts juried competition was live on www.artspv.org, as was an online store to purchase artwork. She noted that eight award-winning pieces were on display at City Hall.
- Mr. Poling said that the Parks and Recreation Committee met on October 13 to evaluate the 2021 pool season and consider the development of its next five-year park plan. He added that committee members were touring parks throughout the metropolitan area to determine what the priorities of the plan should be.
- Mr. Gallagher noted that the Prairie Village Foundation met to consider ways it could help residents throughout the year. He said that there would be fund distributions to several community organizations, including a codes enforcement fund to assist residents with code violation issues. Lastly, Mr. Gallagher stated that the Mayor’s Holiday Tree Lighting Ceremony would take place on December 2, and the annual gingerbread house-building event would be held on December 5.
- Ms. Reimer said that the United Community Services’ Drug and Alcoholism Council completed deliberations on grant funding requests for 2022 the prior week. Municipalities would receive information about fund allocation prior to the end of the year.
- Mr. Runion stated that the Police Pension Committee met on October 14, at which a review of plan performance was provided by representatives from United Missouri Bank.

MAYOR’S REPORT

- The Mayor provided an update on the COVID-19 pandemic noting that numbers continued to improve. Johnson County was no longer in the “high” transmission category, and the percent positivity rate had dropped below 5%. He added that the



vaccination rate of Johnson County residents 12 and over had increased to 63.9%, and in Prairie Village to 74%, per the Johnson County Health Department. CDC data, which included Johnson County residents who received vaccinations outside of the county, rose above 77%. Both hospitalizations and deaths had decreased.

- The Mayor stated that the City's third quarter financial report was available for review. Revenues were higher than expected, and expenses lower than expected.
- The Mayor co-chaired a First Suburbs Coalition meeting, and noted that the Mid-America Regional Council had secured private funding for a housing partnership and regional housing data hub, which will provide online data to regional cities that are addressing housing challenges.
- The Mayor congratulated the Shawnee Mission East girls' tennis team, which won the 6-A team and doubles championships for the third year in a row.
- The Mayor noted Councilmember Graves and his wife welcomed a new daughter, Daphne Lorraine the prior week.
- The Mayor attended a Coffee with a Cop event at Starbucks on October 6.
- The Mayor attended the voter network annual gala and the Shawnee Mission Post candidate forum.
- The Mayor noted that Jim Whittier was retiring from the Police Pension Board after 45 years of service. Additionally, longtime Tree Board member Deb Nixon was also retiring.
- The Mayor said that the City was implementing DEI (Diversity, Equity and Inclusion) training and anti-bias training for staff and elected officials.
- The Mayor noted that Shinju Sushi and Hibachi restaurant had opened in the Village Shops.
- The next Johnson County Charter Commission meeting will be held on October 27 at the Olathe Embassy Suites for another public comment session.
- A ribbon-cutting ceremony will be held at the new Hunter Family Vision Center on November 4.

STAFF REPORTS

- Mr. Schwartzkopf recognized Court Administrator Deana Scott for receiving the "Outstanding Court Clerk" award for 2021 from the Kansas Association of Court Management.
- Chief Roberson said that "no parking" signs would be added on one side of Prairie Village side streets near the Cure of Ars school to improve safety for children walking to cars at the end of the school day.
- Ms. Buom presented an example of a recently completed "no smoking" sign which will be posted in City parks.
- Chief Chick provided a quarterly update on activities at Consolidated Fire District #2. He shared appreciation for the partnership with Prairie Village Police Officers,



and noted that a team of firefighters had been sent to Louisiana to help with cleanup efforts due to Hurricane Ida. Chief Chick added that three additional firefighters would be hired in 2022, and that the department was working on a new five-year strategic plan.

OLD BUSINESS

There was no old business to come before the Council

NEW BUSINESS

COU2021-74 Consider appointment of City Treasurer

Mayor Mikkelson stated that the position of City Treasurer was being offered to Scott McDonald, a retired Senior Accountant for the City of Olathe, Kansas. He noted that the rate of pay would be \$400 per month.

Mr. Poling made a motion to ratify the Mayor's appointment of Scott McDonald to serve as the City Treasurer. Mrs. McFadden seconded the motion, which passed unanimously.

After approval, the Mayor swore in Mr. McDonald as the new City Treasurer.

COU2021-70 Consider an ordinance banning conversion therapy of minors

Mr. Waters said that at its October 4, 2021 meeting, the Council Committee of the Whole recommended approval of an ordinance banning the conversion therapy of minors in Prairie Village, with a fine of up to \$1,000.00, but no possibility of jail time.

Ms. Selders made a motion to approve Ordinance #2456 banning the conversion therapy of minors, with a potential fine of up to \$1,000.00, but no possibility of jail time. The motion was seconded by Mrs. McFadden. A roll call vote was taken with the following votes cast: "aye": Herring, J. Nelson, Selders, R. Nelson, Poling, Limbird, Reimer, Runion, McFadden, Graves, Gallagher; "nay": Myers. The motion passed 11-1.

COU2021-71 Consider committing to the "Cities Race to Zero" climate initiative

Mr. Graves said that at its October 4, 2021 meeting, the Council Committee of the Whole voted to recommend approval of committing to the Cities Race to Zero climate initiative with a consideration of cost and cost-effectiveness. He added that the City would likely be the first in Johnson County to commit to the initiative.

Mr. Graves made a motion to approve the commitment to the "Cities Race to Zero" climate initiative, and recognize that Council shall, before undertaking any particular components



of the Cities Race to Zero and related initiatives, duly consider the costs, financial and otherwise, thereof. Mrs. McFadden seconded the motion, which passed unanimously.

COU2021-72 Consider adoption of Resolution 2021-15, establishing 2022 compensation ranges

Ms. Volanti stated that the City annually adopted a resolution adjusting salary ranges for all positions. Each year, the City contacts a compensation and benefits consultant to provide market data both nationally and in the Kansas City region. When developing the 2022 budget, the compensation consultant recommended a 1.8% range adjustment to preserve the City's competitiveness with the labor market, protect its ability to compete for talented employees, and maintain ranges adequately to minimize needed increases or adjustments when the compensation study is completed in 2022. However, since the budget process the consultant said the adjustment percentage had increase to 2.5%. Staff recommended staying with the 1.8% increase since we will be completing a comprehensive salary and benefit study in the near future.

In addition to the 1.8% adjustment to all regular positions, staff also recommended an increase to the seasonal pool wages to raise the minimum pay (as included in the 2022 budget) as well as an increase to the pay range of the pool manager to reflect additional responsibilities and be more in line with the compensation of this position in other cities in the metro.

The final change included the creation of a Senior Building Inspector position within the compensation plan. Rather than hiring a new employee, this change would be a reclassification of an existing position for the purposes of succession planning and reflecting increased responsibilities. The recommended pay range was based on current compensation for similar positions in other area jurisdictions. The reclassification was included in the 2022 personnel budget.

Mrs. McFadden made a motion to adopt Resolution 2021-15, establishing the 2022 compensation ranges as recommended by City staff. Mr. Gallagher seconded the motion, which passed unanimously.

COU2021-73 Consider extending ordinance requiring the wearing of face coverings or masks during the COVID-19 public health emergency and recovery

Mr. Jordan stated that the existing facemask ordinance would expire at 11:59 p.m. on October 31. If an extension were not approved, the mandate would expire at that time.

Several Councilmembers stated that they were comfortable letting the mandate expire, but that it should be revisited if cases rise again. Mayor Mikkelson added that businesses could



still establish their own masking requirements, and that the City would help enforce them if needed.

Mr. Graves noted that the City shared a border with Kansas City, Missouri, and that the infection rate was higher there than in Johnson County. He suggested that extending the City's mask mandate to November 7 so that it aligned with Kansas City and Jackson County would be appropriate due to the shared border. He added that he did not want Prairie Village to be the only City with a mask mandate in place.

Mr. Graves made a motion to extend the mask mandate to November 7 in order to align with the expiration date of the Jackson County and Kansas City, Missouri mandates. The motion was seconded by Ms. Nelson.

After further discussion, a roll call vote was taken with the following votes cast: "aye": J. Nelson, Limbird, Reimer, Runion, Graves; "nay": Herring, Selders, R. Nelson, Poling, Runion, McFadden, Gallagher. The motion failed 7-5.

COU2021-76 Consider ordinance authorizing the issuance of special obligation tax increment revenue refunding bonds (Meadowbrook TIF project), series 2021

Jeff White of Columbia Capital, the City's financial advisor, stated that at its September 7, 2021 meeting, the City Council approved Resolution No. 2021-14 authorizing the offering for sale of special obligation tax increment revenue refunding bonds for the Meadowbrook TIF Project. Since that time, City staff, together with the City Attorney, financial advisor, and bond counsel (Gilmore & Bell), have been working to negotiate and finalize certain documents related to the bond transaction, including but not limited to the bond ordinance and related documents.

Mr. White said that he anticipated the issuance of special obligation bonds would result in a savings of approximately \$700,000 over the life of the bonds. The transaction would also eliminate the City's general obligation backing of approximately \$11,000,000 in bonds that were issued in 2016 in support of the Meadowbrook project. It would also free up transient guest tax dollars for use by the City.

Mr. Runion asked if the new bonds would be re-amortized or if the "TIF clock" on the amortization period would be reset. Mr. White said that, under Kansas law, the 20-year TIF clock was started in 2016 and could not be reset.

Mrs. Myers made a motion to approve the ordinance authorizing the issuance of Special Obligation Tax Increment Revenue Refunding Bonds (Meadowbrook TIF Project) Series 2021. Mr. Nelson seconded the motion. 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 unanimously.



**COU2021-75 Consider amended and restated development agreement
(Meadowbrook project)**

Mr. Waters stated that the original development agreement established terms for due diligence for the project and acquisition of property, established terms by which general obligation bonds and special obligation bonds would be issued, and bound the developer to construct and complete certain public and private improvements. With most project elements now substantially complete, the corresponding provisions of the original development agreement were no longer applicable.

The amended and restated development agreement acknowledges the closing of property acquisition and the completion of project elements, and simplifies the financing elements to reflect that the City intends to issue special obligation TIF refunding bonds in order to refund and redeem the original general obligation bonds and special obligation bonds.

Mr. Herring made a motion to approve the amended and restated development agreement in substantially the form as presented in the City Council materials, and that the Mayor, City Administrator, and all other City officers be authorized to complete negotiations as to such agreement and to execute and deliver such agreement, and any other documents related thereto, necessary or appropriate to complete the special obligation tax increment revenue refunding bond transaction for the Meadowbrook TIF Project, as presented to and approved by the City Council pursuant to Resolution No. 2021-14. Ms. Selders seconded the motion, which passed unanimously.

Mrs. Myers moved that the City Council move into the Council Committee of the Whole portion of the meeting. The motion was seconded by Ms. Selders and passed unanimously.

COUNCIL COMMITTEE OF THE WHOLE

COU2021-77 Consider installation of stop signs at the intersection of 74th Street and Village Drive

Mr. Bredehoeft said that the intersection of 74th Street and Village Drive currently had two stop signs located on the Village Drive approaches to the intersection. A request was received to consider making the intersection a four-way stop. TranSystems, the City's traffic engineering consultant, evaluated the intersection and determined it would be acceptable to install the additional two stop signs on 74th Street. Mr. Bredehoeft noted that City Council approval was necessary to install regulatory signs, and that the Police Department had reviewed the study and agreed with the installation.



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Mrs. Myers made a motion to approve the installation of stop signs at the intersection of 74th Street and Village Drive. Mr. Nelson seconded the motion, which passed unanimously.

Mr. Nelson moved that the City Council end the Council Committee of the Whole portion of the meeting. The motion was seconded by Mrs. Myers and passed unanimously.

ANNOUNCEMENTS

Announcements were included in the Council meeting packet.

ADJOURNMENT

Mr. Nelson made a motion to adjourn the meeting. Mr. Poling seconded the motion, which passed unanimously.

Mayor Mikkelson declared the meeting adjourned at 8:32 p.m.

Adam Geffert
City Clerk