



**CITY COUNCIL  
CITY OF PRAIRIE VILLAGE  
APRIL 18, 2022**

The City Council of Prairie Village, Kansas, met in regular session on Monday, April 18, 2022, 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, Inga Selders, Ron Nelson, Lauren Wolf (via Zoom), Bonnie Limbird, Dave Robinson, Piper Reimer, Greg Shelton, Courtney McFadden, Ian Graves, and Terrence Gallagher. Staff present: Byron Roberson, Chief of Police; Keith Bredehoeft, Director of Public Works; 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; Tim Schwartzkopf, Assistant City Administrator; Nickie Lee, Finance Director; Adam Geffert, City Clerk.

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA**

Mr. Herring made a motion to approve the agenda for April 18, 2022. Mr. Nelson seconded the motion, which passed 11-0.

**PRESENTATIONS**

- Teen Council graduation - Mayor Mikkelson recognized Teen Council members and presented them certificates of achievement.
- The Mayor read a proclamation declaring April 29, 2022 as Arbor Day in Prairie Village.
- Ms. Reimer read a proclamation declaring April 22, 2022 as Earth Day in Prairie Village, and encouraged residents to support and protect Monarch butterflies and other pollinators and their habitats.

**PUBLIC PARTICIPATION**

Resident Jori Nelson shared her thoughts on livestreaming all City meetings.



### **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 - April 4, 2022
2. Approval of expenditure ordinance #3013
3. Consider approval of lease agreement with Dish Wireless and lease termination with Sprint/T-Mobile on city-owned cell tower
4. Consider Ordinance 2470, amending the 2018 International Existing Building Code regarding storm shelter requirements for additions at educational facilities

**Mr. Nelson made a motion to approve the consent agenda as presented. A roll call vote was taken with the following votes cast: “aye”: Herring, Selders, Nelson, Wolf, Limbird, D. Robinson, Reimer, Shelton, McFadden, Graves, Gallagher. The motion passed 11-0.**

### **COMMITTEE REPORTS**

- Ms. Selders said that the Diversity Committee met on April 12 to discuss the upcoming Juneteenth Freedom Celebration Festival. She noted that additional funding would be requested for the event and others taking place through the end of the year. The committee also discussed Pride Build KC, a project affiliated with Habitat for Humanity. Together with LGBTQ+ community members and allies, Pride Build supports LGBTQ+ homeowners by assisting in minor and critical repairs needed to maintain safe and healthy places to live. Ms. Selders added that applications for assistance would be accepted through May 31. Lastly, the Diversity Committee planned to utilize an external facilitator to consider short-term and long-term goals.
- Ms. Limbird stated that the Johnson County Parks and Recreation Foundation recently announced a Meadowbrook Park Arts Festival on Friday, June 3.
- Mr. Graves reported that the Ad-hoc Housing Committee met on April 7. The committee finalized recommendations to Council, which would be presented at an upcoming meeting.
- Mr. Shelton said that a ceremony to honor Kansas Arbor Day poster contest winner and Prairie Village resident Evelyn Stidham would be held on April 23 at McCrum Park. Additionally, an Arbor Day celebration would take place at Wassmer Park on April 30.
- Ms. Reimer noted that the Environmental Committee would be sponsoring a native plant sale on April 23 in the pool complex parking lot.



### **MAYOR'S REPORT**

- The Mayor stated that he and staff continued to work on relief efforts to help the citizens of Ukraine, particular those in Prairie Village's sister-city of Dolyna. He shared that he had recently participated in a global mayors' call, during which mayors from cities in Ukraine provided updates on the Russian invasion. The Mayor added that he had been in direct contact with the mayor of Dolyna, and read a letter from him to Council.
- The Mayor said that the current COVID risk remained low in Johnson County, though the percent positive rate had increased slightly to 6.9%.
- The Mayor stated that he had attended the following events since the previous Council meeting:
  - A ribbon-cutting for Dolce Bakery's new event space on April 5.
  - A homelessness summit put on by the Good Faith Network on April 6.
  - The Prairie Village Art Walk at Meadowbrook Park on April 9.
  - The SevenDays "Kindness Kickoff Breakfast" on April 13.
  - MARC's First Suburbs Coalition meeting on April 15, at which Ms. Robichaud gave a presentation on workforce housing.
  - A climate action summit at Johnson County Community College on April 9.
- The Mayor announced the following upcoming events:
  - The Mayor and Deb Settle, President and CEO of the Northeast Johnson County Chamber of Commerce, planned to walk through the Prairie Village Shops on April 20 to meet business owners.
  - The Northeast Johnson County Chamber of Commerce's State of the Cities luncheon would be held on April 28.
  - A dinner sponsored by the Kansas City Business Journal would be held on April 28 to award Clark Enersen a capstone award for its efforts to meet LEED Platinum sustainability standards at the City's Public Works building.
  - A ribbon-cutting event for the new Sharp Law Firm building on 75<sup>th</sup> Street would be held on April 29.
  - A police academy graduation would be held on April 29, featuring Chief Roberson as a speaker.
  - A Bach Aria Soloists performance would be held at the Village Church on April 29.

### **STAFF REPORTS**

- Mr. Jordan noted that a City Council photo session would be scheduled in the near future.
- Mr. Geffert provided information about the City's upcoming annual large-item trash pickup. Ms. Reimer added details about a used mattress collection by Sleepyhead Beds to help divert mattresses from landfills.

### **OLD BUSINESS**

There was no old business to come before the Council.



**NEW BUSINESS**

**COU2022-31            2022 estimated revenue and 2023 preliminary general fund revenue assumptions**

Ms. Lee provided information on budget considerations for 2023, as well as an estimate of revenues for the current year. The preliminary general fund revenue assumptions for the 2023 budget included the following:

- Continuing to monitor the impact of COVID-19 and discuss opportunities for American Rescue Plan (ARPA) funds.
- An increase in property tax revenues due to 12% growth in assessed value.
- A decrease in franchise fee revenue, but a slight increase in sales tax due to new businesses and use tax collection.

Ms. Lee added that revenue was projected to increase by 7% if the mill levy were to remain at its current rate of 19.322.

**Consolidated Fire District #2 Update**

Fire Chief Steve Chick provided an update on the fire district, noting that additional staff had been hired to improve service response time. He added that there had been a 10% increase in call volume in the City, particularly for calls requiring emergency medical services (EMS). The Chief shared details of a recent call in which a police officer helped save a Mission Hills resident's life, and also described how the fire district was able to purchase two new fire engines at a reduced cost.

**COU2022-32            2023 decision packages**

Ms. Lee stated that the following preliminary decision packages had been received from the Mayor, Councilmembers and staff:

Mayor/Council submitted items:

- Mill levy reduction
- Sustainability program management
- Annual mattress recycling
- Citizen survey
- Juneteenth celebration
- Public arts fund annual contribution

Staff submitted items:

- Information Systems Administrator FTE



- Community Development contracted plan review
- Additional mental health co-responder

She noted that each item would be reviewed more thoroughly at the May 4 Finance Committee meeting.

**COU2022-33      Consider 2022-2023 insurance renewals**

Ms. Lee said that the Insurance Committee had recommended that Council approve the renewal of all the City's insurance needs for the coverage year May 2022 through May 2023. Coverage would include the following items:

Traveler's coverage for year May 2022 to May 2023:

- Property
- Inland Marine
- General Liability
- Employment Benefits Liability
- Law Enforcement Liability
- Public Entity Management Liability
- Employment Practices Liability
- Auto Liability / Auto Physical Damage
- Umbrella
- Crime/Kidnap & Ransom
- Fiduciary Liability
- Worker's Compensation
- Treasurer Bond - Scott McDonald

Lloyd's coverage for year May 2022 to May 2023:

- Cyber Liability

Ms. Lee noted that the renewal represented an increase of \$38,748, or 10.12%. The cyber liability rate increased from \$5,215 to \$25,970 due to market price increases. Additionally, the renewal documentation included an agreement with the broker for a fee of up to \$30,000 for services.

**Mr. Herring made a motion to approve the insurance renewal policy and rates with Travelers and Lloyd's at a rate not to exceed \$421,747 for the upcoming coverage year. Mr. Dave Robinson seconded the motion, which passed 11-0.**



**COU2022-30      Discussion of 2023-2027 parks capital improvement program (CIP)**

Ms. Prenger stated that the proposed parks CIP plan had initially been presented at the April 4 Council meeting, at which details and cost estimates for future projects at City parks, including lighting, shelter construction and the installation of historical markers were discussed. The Parks and Recreation Committee based the plan on an annual project expenditure of approximately \$250,000.

Ms. Prenger also discussed the renovation of the restrooms and shelter at Harmon Park, which she proposed placing in the 2024-25 parks CIP. A source of funding for the project would be discussed with Council in May along with the full CIP presentation. Additionally, she noted that staff did not anticipate major maintenance at the pool complex during the next five years, apart from pool painting in 2026. The next major pool complex renovation project would likely be completed in 2030, approximately 30 years after the previous renovation in 2000.

**Mr. Herring made a motion to advance the five-year parks CIP as presented to be included in the full CIP package to be presented in May. Mr. Nelson seconded the motion, which passed 11-0.**

**COU2022-35      Consider intergovernmental agreement with WaterOne for the relocation of water main at Windsor Park - PAVP2022**

Ms. Prenger said that the planned WaterOne relocation on Windsor Road was very close to storm sewer work that would be taking place during the summer, and that coordination between WaterOne and the City would make construction most cost-effective. The proposed agreement would allow the waterline relocation to be included in the 2022 paving program contract.

The construction along Windsor Road would include new storm sewers, new relocated waterlines, and a mill/overlay of the entire street from Cherokee to 75<sup>th</sup> Street. She added that all costs associated with the waterline relocation would be the responsibility of WaterOne.

**Ms. Limbird made a motion to approve the intergovernmental agreement with WaterOne for improvements on Windsor Road. Mr. Shelton seconded the motion, which passed 11-0.**

**COU2022-36      Consider interlocal agreement with Kansas City, Missouri for State Line Road - 75<sup>th</sup> Street to south of 79<sup>th</sup> Street (City limit) - STST0003**

Ms. Prenger stated that the project to repair State Line Road had an estimated total construction cost of \$305,281.05. The proposed agreement would limit each City's share



to 50% of the project's construction costs, roughly \$152,640.52 per City. The construction would include a 2" mill and overlay from 75<sup>th</sup> Street to the southern Prairie Village City limit on State Line Road. Ms. Prenger noted that the project was considered an emergency due to recent degradation of the roadway, and that the contract award would be forthcoming.

**Mr. Gallagher made a motion to approve the interlocal agreement as presented. Mr. Herring seconded the motion, which passed 11-0.**

**COU2022-38          Consider 2023-2027 County Assistance Road System (CARS) program**

Ms. Prenger noted that in order to receive CARS funds, the City annually submitted an application containing a list of streets needing repair and the estimated cost to complete projects. The work could include full depth pavement repair, curb and gutter replacement, sidewalk repair, new sidewalks and new ADA ramps.

The 2023 project to repair Nall Avenue from 67<sup>th</sup> Street to 75<sup>th</sup> Street in conjunction with the City of Overland Park was the only project that the City committed to fund and construct, though other projects were planned for future years. The CARS program would cover costs associated with construction and construction administration, while City costs would include design, construction, and construction administration.

Ms. Prenger added that cities were generally guaranteed to have their first priority project funded but could have multiple projects approved if funds allowed.

**Mrs. McFadden made a motion to approve the 2023-2027 CARS program as presented. Mr. Nelson seconded the motion, which passed 11-0.**

**COU2022-37          Consider letter to federal officials to take proactive measures to aid the people of Ukraine**

Mayor Mikkelson shared a draft letter to President Biden, Senators Moran and Marshall, and Representative Davids expressing the City's support for Ukraine and the strengthening of sanctions on Russia as a result of its invasion of the country, and asked Councilmembers for their input.

**Mr. Graves made a motion to adopt the letter as written with the addition of the following sentence to the end of the fourth paragraph: "While this letter underscores the dire need for military and material assistance to Ukraine, we also urge our administration and elected officials to offer refuge to anyone displaced by this conflict and to welcome them into the United States without delay." Mr. Herring seconded the motion, which passed 11-0.**



Mayor Mikkelson also asked Councilmembers for input on what methods the City should undertake to help the citizens of Ukraine, and more specifically, the city of Dolyna. He noted that a significant number of wheelchairs and walkers had already been collected from residents and provided to the Ukrainian Club of Kansas City to ship to Ukraine, and that the Police Department was also collecting body armor to send. The Mayor asked if financial aid should be considered as well.

Mr. Shelton suggested that staff should reach out to either Representative Davids' office or the State Department to determine how financial support could be best directed to where it was most needed. Mr. Waters added that the City would need to be cautious of using funds to support a foreign government, due to the Constitution's prohibition on states or other government bodies other than the Federal Government conducting foreign affairs. He added that there were exceptions, but that additional research would be needed to ensure legality.

After further discussion, the Mayor stated that staff would thoroughly vet the options available and bring back a proposal to Council for final approval at its May 2 meeting.

**Ms. Reimer made a motion for the City Council to move to the Council Committee of the Whole portion of the meeting. The motion was seconded by Mrs. McFadden and passed 11-0**

**COUNCIL COMMITTEE OF THE WHOLE**

**COU2022-34      Discuss Ordinance 2471, creating placement and duration regulations for portable storage units**

Ms. Robichaud noted that the City did not currently have clear regulations regarding portable storage units. She added that code enforcement officers had noticed an increase in the frequency and duration in which portable storage units were remaining on properties in recent years, and that an increasing number of complaints had been received from neighbors.

Ms. Robichaud said that the city code did not currently have a clear enforcement mechanism when property owners refuse to comply with staff requests to move containers. As a result, an ordinance with clear placement and duration regulations for portable storage units and a mechanism to write a citation if voluntary compliance did not occur was needed.

The proposed ordinance stated that portable storage units would only be allowed on a property for a 14-day period, and no more than two 14-day periods in a 12-month period. The ordinance would also require units to be placed at least 10 feet back from the curb and not obstruct traffic visibility. Ms. Robichaud said that staff recommended allowing exceptions to the provisions in the following circumstances:





- 1) When the unit is being used in conjunction with a construction project that has a valid building permit.
- 2) When the Mayor or Governing Body has declared the City or a portion thereof a disaster area.
- 3) When the unit is being used in conjunction with an approved special use or special event permit.
- 4) When the existing site conditions prevent the property from meeting the regulations, the Building Official may grant an exception for reasonable reasons on a case-by-case basis.

Mr. Gallagher asked how more permanent mobile structures, such as those found on commercial sites, would be addressed. Ms. Robichaud stated there would be no difference in the treatment of storage units on residential or commercial properties. A conditional use permit would be required for a commercial property owner to leave a storage unit on-site beyond the defined period.

**After further discussion, Mrs. McFadden made a motion to recommend approval of the adoption of Ordinance 2471 to the City Council. Mr. Shelton seconded the motion, which passed 11-0.**

**Ms. Reimer moved that the City Council end the Council Committee of the Whole portion of the meeting. The motion was seconded by Mr. Shelton and passed 11-0.**

#### **ANNOUNCEMENTS**

Announcements were included in the Council meeting packet.

#### **ADJOURNMENT**

Mayor Mikkelson declared the meeting adjourned at 8:14 p.m.

Adam Geffert  
City Clerk