

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
July 16, 2012
7:30 p.m.**

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **PLEDGE OF ALLEGIANCE**
- IV. **PUBLIC PARTICIPATION**
- V. **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. Approve Regular Council Meeting Minutes - June 18, 2012
2. Approve Claims Ordinance #2897
3. Authorize staff to publish the 2013 proposed budget as required by State Statutes
4. Ratify the Mayor's appointments of Nicolas Garcia and Sarah Faught-Garcia to the Environment/Recycle Committee with their terms expiring in April, 2014.
5. Approve the exemption of Countryside East Homes Association and Town & Country Homes Association from city-provided Solid Waste Collection Services for 2013
6. Ratify the Mayor's appointments of Rick Howell and Beth Cavanaugh to the Prairie Village Tree Board with their terms expiring in April, 2013.

- VI. **MAYOR'S REPORT**
- VII. **COMMITTEE REPORTS**

Council Committee of the Whole

COU2012-33 Consider Interlocal Agreement with the City of Overland Park to Micro-Surface Nall Avenue from 83rd Street to 95th Street and Approve Use of General Fund Contingency

COU2012-34 Consider Interlocal Agreement with the City of Overland Park to Chip Seal 78th Street from Walmer Street to Lamar Avenue

COU2012-37 Consider permission to publish amended 2012 Budget to reflect CID revenue and expenditures

COU2012-36 Consider an ordinance approving the KU Kick-Off Event as a Special Event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded public area.

IX. STAFF REPORTS

X. OLD BUSINESS

XI. NEW BUSINESS

Consider request for extended construction hours at Indian Hills Middle School

XII. ANNOUNCEMENTS

XIII. 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 381-6464, Extension 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

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
July 16, 2012**

The City Council of Prairie Village, Kansas, met in regular session on Monday, July 16, 2012, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Mayor Ron Shaffer called the meeting to order and roll call was taken with the following Council members present: Ashley Weaver, Dale Warman, Ruth Hopkins, Steve Noll, Michael Kelly, Laura Wassmer, Charles Clark, David Morrison, Ted Odell and David Belz.

Also present were: Wes Jordan, Chief of Police; Bruce McNabb, Director of Public Works; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Dennis Enslinger, Assistant City Administrator; Lisa Santa Maria, Finance Director; Chris Engel, Assistant to the City Administrator; Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all those present in the Pledge of Allegiance.

PUBLIC PARTICIPATION

Mayor Shaffer welcomed House Representative Barbara Bollier who was in attendance.

B.J. Fevold, 7922 Reeds, addressed the Council regarding the proposed installation of sidewalks on Reeds Road from 79th to 81st Street. He noted this area was generally only used by the residents living on the street and did not feel sidewalks were necessary adding that they would not connect to any other existing sidewalks. He also noted the proposed 5' sidewalks would negatively impact large mature trees along the

street as well as the front yards of residents. Mr. Fevold presented letters from many of residents in this neighborhood opposing the construction of a sidewalk to the City Clerk. He noted a bigger problem in the neighborhood was the large number of cars parked on the street and he felt a better use of the money would be to build garages or widened driveways for the residents.

Bruce McNabb responded that several streets have been identified for sidewalks in conjunction with the 2012 and 2013 Street Rehabilitation Project per Council Policy. The staff will make a formal presentation on the proposed sidewalks at the August 6th meeting to which the property owners would be invited to attend.

Laura Wassmer stated she had encouraged Mr. Fevold to come to the meeting. She has driven this street and agrees with the concerns raised by the residents.

CONSENT AGENDA

David Belz asked for the removal of item #1. David Morrison moved the approval of the Consent Agenda for July 16, 2012 without item #1:

1. Removed
2. Approve Claims Ordinance #2897
3. Authorize staff to publish the 2013 proposed budget as required by State Statutes
4. Ratify the Mayor's appointments of Nicolas Garcia and Sarah Faught-Garcia to the Environment/Recycle Committee with their terms expiring in April, 2014.
5. Approve the exemption of Countryside East Homes Association and Town & Country Homes Association from city-provided Solid Waste Collection Services for 2013
6. Ratify the Mayor's appointments of Rick Howell and Beth Cavanaugh to the Prairie Village Tree Board with their terms expiring in April, 2013.

A roll call vote was taken with the following members voting "aye": Weaver, Warman, Hopkins, Noll, Kelly, Wassmer, Clark, Morrison, Odell and Belz.

David Belz noted the Council Committee of the Whole minutes for June 18th in accurately reflected his attendance.

David Belz moved the approval of the Regular Council Meeting Minutes of June 18, 2012. The motion was seconded by David Morrison and passed unanimously.

MAYOR'S REPORT

Mayor Shaffer reported he represented the City at the following events during the past weeks: His final meeting as chair of the Johnson County Mayors with the State Legislators, the National Area Regional Council conference in Florida where he was re-elected to serve on the Board representing Kansas, Iowa and Missouri; Claridge Court meeting to announce the renaming of Taliaferro Park, Northeast Johnson County Mayors' meeting and DeSoto wine festival. He participated in the Northeast Johnson County Chamber Golf Tournament where the City tied with Fairway, but lost the 1st Place trophy after three years to Fairway in a tie-breaker decision. The July 4th Villagefest was a huge success again. The event was very well attended regardless of the heat. He asked Steve Noll to express the city's appreciate to Marianne Noll for her leadership as chair.

COMMITTEE REPORTS

Council Committee of the Whole

COU2012-33 Consider Interlocal Agreement with the City of Overland Park to Micro-Surface Nall Avenue from 83rd Street to 95th Street and approve use of contingency

On behalf of the Council Committee of the Whole, David Morrison moved the Governing Body approve the interlocal agreement with the City of Overland Park to Micro Surface Nall Avenue from 83rd Street to 95th Street and the transfer of \$60,000

from the City's General Fund Contingency to the Street Operating Fund. The motion was seconded by David Belz and passed unanimously.

COU2012-34 Consider Interlocal Agreement with the City of Overland Park to Chip Seal 78th Street from Walmer to Lamar Avenue

On behalf of the Council Committee of the Whole, David Morrison moved the Governing Body approve the interlocal agreement with the City of Overland Park to Chip Seal 78th Street from Walmer Street to Lamar Avenue. The motion was seconded by Laura Wassmer and passed unanimously.

COU2012-37 Consider permission to publish amended 2012 Budget to reflect Community Improvement District (CID) revenue and expenditures

On behalf of the Council Committee of the Whole, David Morrison moved the City Council authorize staff to publish an amended 2012 Budget reflecting Community Improvement District (CID) revenue and expenditures. The motion was seconded by Laura Wassmer and passed unanimously.

COU2012-36 Consider an Ordinance approving the KU Kick-Off Event as a Special Event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded public area of the event

On behalf of the Council Committee of the Whole, David Morrison moved the Governing Body authorize the Mayor to execute Ordinance No. 2260 approving the KU Kick-Off event at Corinth Square as a Special Event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of barricaded areas of the event. The motion was seconded by Laura Wassmer.

A roll call vote was taken with the following members voting "aye": Weaver, Warman, Hopkins, Noll, Kelly, Wassmer, Clark, Morrison, Odell, Belz and Shaffer.

Park & Recreation Committee

Laura Wassmer encouraged the Council members to attend the renaming ceremony for Taliaferro Park on Saturday, July 21st between 9:30 a.m. and 11:30 a.m. There will be refreshments and light snacks served with a brief presentation by Mayor Shaffer at 10:30 a.m. Taliaferro Park is located one block west of Belinder Avenue at 2900 West 79th Street.

STAFF REPORTS

Public Safety

- Chief Jordan provided an update on discussions regarding the contracting out of School Crossing Guard Services in January, 2013. He was pleased to report the firm wants to hire and keep the existing crossing guards at their current locations.
- 48 Hours staff was in town for interviews and shooting of a television show featuring the Marti Hill story that will air in the fall.
- The 2nd quarter crime statistics were included in the information items of the Council packet and reviewed briefly by Chief Jordan noting a significant decrease in residential burglaries.
- The Department participated in the recent "Click it or Ticket" Enforcement campaign with the state awarding the department \$4500 for its enforcement efforts.

Public Works

- Bruce McNabb reported due to the recent weather conditions, public works field employees are starting work at 6 a.m. to avoid the extreme heat of the day. He anticipates this will continue for at least another week and is working well.
- Major street construction projects have begun and progress can be followed on the city's website. Work on the Windsor Park trail will be done by the end of the month.
- Staff will make a formal presentation on the proposed sidewalks as part of the 2012 and 2013 Street Rehabilitation program at the Council Committee of the Whole meeting on August 6th at 6 p.m. Residents on streets with proposed sidewalks and negative concerns will be notified of the meeting. Mr. McNabb noted in addition to Mr. Fevold's comments regarding Reeds Street, staff has also received negative comments from residents on 68th & Fonticello; and 69th & 70th Terrace.
- Staff is working with the Heartland Tree Alliance organization on a proposal to solicit the donation of trees for city parks and public property.

Administration

- Dennis Enslinger reported the microphones in the chamber have been recalibrated and asked any member experiencing any problems to contact him.
- The City has received an additional \$70,000 from the State for the geothermal project. Staff is working with bond counsel to outline options for the funds.
- Lane4 will be attending the August 6th meeting to discuss their plans for Mission Lane and the replacement of the Waid's building and improvements to Hen House. They will present their plans to the Planning Commission in September.
- Staff has received several calls from residents regarding having additional cable service options. There are currently two providers with franchises in the area.
- Flyers for household glass recycling services are being distributed by Atlas Glass Recycling.
- WaterOne has notified the City of water usage restrictions for part of Prairie Village and old Leawood due to water pressure issues.
- Chris Engel reported pool attendance is up due to the hot weather.
- Last week the City hosted the All City Swim Meet with more than 1000 spectators
- August 24th the Sister City will host a Ukrainian Independence Day Celebration at the Community Center beginning a 6 p.m.
- The Art Gallery at City Hall will feature photos from Ukraine in September.

Michael Kelly noted recent overcrowding conditions at the pool and asked if the City had received complaints. Chris responded the attendance is tracked daily and the largest increase in attendance is in walk-up attendance. He can provide information on the number of super pass attendees and resident vs. non-resident members. Michael Kelly stated he would like staff to come up with a plan to ensure the Prairie Village residents are able to enjoy their pool without too many in the pool. Ruth Hopkins stated she was pleased to see the pool's popularity and success. David Morrison reminded the Council of the Leadership Northeast swim party on August 4th.

- City Attorney Katie Logan stated that effective July 1st, cities are able to publish a summary of ordinances adopted as long as the entire ordinance is available to the public via the City's website. She will prepare a summary of the ordinance approved this evening for publication.
- Quinn Bennion distributed a letter that has been drafted for SureWest regarding the city's openness to their providing service to Prairie Village residents.
- The Mayor has drafted a letter in response to the possible Post Office relocation and is in communication with Senator Moran and Congressman Yoder's offices on this issue.
- Council photos and new name tags have been distributed to Councilmembers.

OLD BUSINESS

There was no Old Business to come before the City Council.

NEW BUSINESS

Consider request for extended construction hours at Indian Hills Middle School

Dennis Enslinger reported the City has received a letter from the general contractor for the building modifications at Indian Hills Middle School. Excel Constructors is requesting a waiver from the normal construction hours to allow permission to work on-site every day (Monday thru Sunday) from 6 a.m. to 11 p.m. Excel Constructors has been working on this multi-year (2012-2013) project since the end of school in May of this year. With the pending start of school on August 13th, Excel Constructors is requesting a waiver from the normal construction hours to allow for construction activities from 6 a.m.-11:00 p.m. Monday-Sunday. Excel Constructors has indicated it would be very unlikely that they would need to work the extended hours every day, but would like as much flexibility as possible. A majority of the late work will occur in the interior of the building.

City ordinance allows for the operation of construction projects between the hours of 7 a.m. and 10 p.m. Monday through Thursday, 7 a.m. to midnight on Friday, 8 a.m. to midnight on Saturday, and 8 a.m. to 10 p.m. on Sunday. The ordinance provisions allow the City Council to approve a waiver from the hours listed above if it is determined that the public good would be better served by allowing a contractor to work before or beyond the hours listed, to reduce the impact on residents surrounding or visiting the construction project area.

Ruth Hopkins moved the City Council approve a waiver from Section 11-202 of the Prairie Village Municipal Code to allow construction from 6 a.m.-11 p.m. Monday through Sunday at 6400 Mission Road (Indian Hills Middle School) subject to the following conditions: 1) If complaints are received regarding the hours of operation, the

contractor may be required to modify the approved work schedule; and 2) This waiver is valid from the date of approval until August 13, 2012 or until Indian Hills Middle School is open for the fall term. The motion was seconded by Steve Noll and passed unanimously.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

| | | |
|---------------------------------|------------|-----------|
| PV Arts Council | 07/18/2012 | 7:00 p.m. |
| JazzFest Committee | 07/24/2012 | 7:00 p.m. |
| Environmental/Recycle Committee | 07/25/2012 | 7:00 p.m. |
| VillageFest Committee | 07/26/2012 | 7:00 p.m. |
| Council Committee of the Whole | 08/06/2012 | 6:00 p.m. |
| City Council | 08/06/2012 | 7:30 p.m. |

=====

The Prairie Village Arts Council is pleased to announce a mixed media exhibit by Anne Nye, Anna Dorrance and Mark Higgins in the R. G. Endres Gallery for the month of July.

The annual water show is Sunday, July 29th at 8:30 p.m.

Mayor Shaffer encouraged the Council to attend the renaming of Taliaferro Park on Saturday, July 21st from 9:30 to 11:30 a.m. The program will begin at 10:30 a.m.

The JazzFest Committee will be hosting a Wine Tasting event and silent auction on Sunday, July 29th at Urban Table from 3 to 5:30 p.m.

Prairie Village native and Internationally renowned opera singer Joyce DiDanto will be featured on a PBS Special “The Kansas City Symphony presents Joyce DiDanto” on KCPT, Friday, July 20th at 9 p.m.

Michael Kelly announced the recent death of Communications Committee member Dirk Wright.

ADJOURNMENT

With no further business to come before the City Council, the meeting was adjourned at 8:21 p.m.

Joyce Hagen Mundy
City Clerk