

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
April 15, 2013**

The City Council of Prairie Village, Kansas, met in regular session on Monday, April 15, 2013, 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, Andrew Wang, Laura Wassmer, Brooke Morehead, Charles Clark, David Morrison, Ted Odell and David Belz.

Also present were: Wes Jordan, Chief of Police; Keith Bredehoeft, Interim Public Works Director; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Dennis Enslinger, Assistant City Administrator; Lisa Santa Maria, Finance Director , Danielle Dulin, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all those present in the Pledge of Allegiance. Mayor Shaffer asked for a moment of silence in response to the bombings earlier in the day at the Boston Marathon.

PUBLIC PARTICIPATION

Suzanne Allen, granddaughter of JC Nichols residing at 6511 Seneca, Mission Hills, addressed the City Council with her concerns and objections to the proposed redevelopment plan recently approved by the Planning Commission for the Prairie Village Shopping Center. She felt it was undemocratic to allow the Planning Commission, as an unelected body, appointed by the Mayor, to make any final decision on such a significant change. Her concerns with the plan include the significant enlargement of Hen House, changes to the truck

loading area, the narrowing of Mission Lane, unnecessary extension and addition of concrete islands, reduced and relocated parking. She noted the problems experienced with the recent revisions to the Corinth Square Shopping Center. The plan falls far short of the vision had by JC Nichols for this community. Ms. Allen asked that her comments be made part of the permanent record and can be found in the attached Exhibit A.

Chuck Dehner, 4201 West 68th Terrace, expressed his opposition both to the plans for the redevelopment of the Prairie Village Shopping Center, the process followed in its approval and the expenditure of CID funds for improvements to both centers. He reviewed the process followed in the approval of the site plan and conditional use permit for the improvements to the Prairie Village Shopping Center by the Planning Commission noting, what he felt were several practices of deception and the presentation of inaccurate information.

He, too, referenced problems with parking and traffic flow at the Corinth Shopping Center and predicted these problems will be even greater at the Prairie Village Shopping Center. He does not feel Lane4 has any idea what they are doing in the proposed changes to the shopping center.

Mr. Dehner also stated he had reviewed three submittals for the Corinth CID project and questioned the reimbursement of legal costs and application fees. He referenced the CID projects as "Shaffer's Shame" and called out those Council members voting in support of the project, commending those who voted in opposition to the CID.

Mr. Dehner asked the Council to not approve the new plat for the Prairie Village Shopping Center and to rescind the conditional use permit for a drive-thru approved by the Planning Commission. He asked the city to also investigate what he considers to be fraud. Craig Satterlee, 8300 Mission Road, asked the City Attorney about the \$45,000 reimbursement to Polsinelli as part of the CID reimbursement. Katie Logan stated she

did not have copies of the reimbursements referenced, but stated it is common for the CID or a TIF to pay for the legal expenses to set up the district.

With no one else to address the Council Public Participation was closed at 7:55 p.m.

CONSENT AGENDA

Charles Clark moved the approval of the Consent Agenda for April 15, 2013:

1. Approve the Regular Council Meeting Minutes - April 1, 2013
2. Approve Claims Ordinance 2904
3. Adopt Ordinance 2273 approving the Prairie Village Art Fair as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of barricaded public areas of the event
4. Approve the lease with Great America Leasing Corporation for the PostBase 45 w/auto feeder postage meter at a monthly cost of \$159 with funding from the City Clerk's Operating Budget

5. Ratify the reappointment of the following individuals:

ADA Advisory Committee	Gary Groening	April, 2016
ADA Advisory Committee	Michele Ohmes	April, 2016
ADA Advisory Committee	Jon & Kim Ratliff	April, 2016
ADA Advisory Committee	Alleen VanBebber	April, 2016
ADA Advisory Committee	Martha Wyrsh	April, 2016
BZA/Planning Commission	Randy Kronblad	April, 2016
BZA/Planning Commission	Dirk Schafer	April, 2016
BZA/Planning Commission	Gregory Wolf	April, 2016
Environment/Recycle	Deborah English	April, 2016
Environment/Recycle	Thomas O'Brien	April, 2016
Environment/Recycle	Polly Swafford	April, 2016
Park & Recreation	Dan Searles	April, 2016
Park & Recreation	Tim O'Toole	April, 2014
Park & Recreation	Maggie Swartz	April, 2014
PV Arts Council	Shelly Trewolla	April, 2016
PV Arts Council	Ian Arnold	April, 2016
PV Arts Council	Art Weeks	April, 2016
Sister City Committee	James Hohensee	April, 2016
Sister City Committee	Bob McGowan	April, 2016
Sister City Committee	Vera Glywa	April, 2016
Sister City Committee	Ivan Novikov	April, 2014
Tree Board	Luci Mitchell	April, 2016
Tree Board	Rich Howell	April, 2016
Tree Board	Elizabeth Cavanaugh	April, 2016

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

MAYOR'S REPORT

Mayor Shaffer reported he attended the following events in the past two week representing the City: Kansas City Chamber Lunch with Senator Moran; Johnson/Wyandotte County Mayors meeting with presentation from Time Warner, Goggle & AT&T; Local State Mayors' Conference; LKM Strategic Planning Session; Annual Dinner for the Johnson County Museum; Wii bowling tournament at Prairie Elementary School; Retirement for Gardner Public Works Director; Shooting Stars Award Program; Annual Meeting for Johnson County Head Start and United Community Services Board Meeting.

Mayor Shaffer presented each Council Member with their \$1 pay for the past year of service. Council President Charles Clark presented Mayor Shaffer with his check.

COMMITTEE REPORT

Council Committee of the Whole

COU2013-13 Consider Agreement for Public Works Director Executive Search

On behalf of the Council Committee of the Whole, Charles Clark moved the City Council approve an agreement with the Mercer Group, Inc. to conduct the executive search for the position of Public Works Director. The motion was seconded by Ted Odell and passed

COU2013-14 Consider Revisions to City Council Policy CP061: "Purchasing"

On behalf of the Council Committee of the Whole, Charles Clark moved the City Council approve revisions to City Council Policy CP061 entitled "Purchasing" changing the requirement for any singular item purchase from \$2,000 to \$2,500. The motion was seconded by Steve Noll and passed unanimously.

COU2013-15 Consider Revisions to City Council Policy CP056: "Financial Management Policies"

On behalf of the Council Committee of the Whole, Charles Clark moved the City Council approve revisions to City Council Policy CP056 entitled "Financial Management Policies" changing the capitalization threshold from \$1,000 to \$5,000. The motion was seconded by Brooke Morehead and passed unanimously.

STAFF REPORTS

Administration

- Quinn Bennion reviewed the tentative meeting schedule for Planning Commission review of the Mission Chateau application. The public hearing will be held on Tuesday, May 7th, the Commission will consider the application on June 4th with the application possibly coming before the City Council on July 1st. All meetings will be held at The Village Presbyterian Church.
- Daniell Dulin was introduced and welcomed as the new Assistant to the City Administrator.
- Mr. Bennion reported that he and Mayor Shaffer visited the Public Works employees on Friday morning to express appreciation for their extra effort during the winter snow events.
- Katie Logan provided an update on the Libertarian Party lawsuit regarding the open carry of weapons.

Public Works

- Keith Bredehoeft reported that spring street projects are underway, although somewhat delayed by the recent rain.
- PW staff is working on preparations for the opening of the pool. Sandblasting and painting of the diving well is underway.

Public Safety

- Chief Jordan introduced the directed patrol unit with the LPR (license plate recognition reader) purchased by drug forfeiture funds, which has been successful in its first few weeks out on the street.
- Chief will be speaking to the Leadership Northeast class this week and the CIRT team will be giving a demonstration to the class.

David Belz asked about the individuals were able to show proof of insurance via smart phones. Chief responded this was being considered by the legislature, but he was certain of its status. He stated he would check and respond to the Council.

OLD BUSINESS

There was no Old Business to come before the Governing Body.

NEW BUSINESS

Election of Council President

Charles Clark moved the City Council elect Dale Warman to serve as Council President for 2013 - 2014. The motion was seconded by Laura Wassmer and passed unanimously.

Mr. Warman accepted the nomination, but indicated that he would not be able to fill the position as well as Charles Clark has for the past year. Both Mr. Warman and Mr. Clark were recognized by the Council with applause.

Storm Follow-up

Ted Odell asked what was being done to follow-up on down limbs and branches. Mr. Bennion responded that the Code Enforcement is responding on a complaint basis on limbs and debris in resident's yards.

Large Item Pickup

Laura Wassmer asked how the Large Item Pickup went in those wards north of 75th Street. Council members indicated that several items were put out by residents, but acknowledged that much of what was placed at the curb was picked up prior to the actual collection by Deffenbaugh. It was suggested that Large Item Pick-up and fee be reconsidered at a later meeting.

ANNOUNCEMENTS

Prairie Village Arts Council	04/17/2013	7:00 p.m.
Environment/Recycle Committee	04/24/2013	7:00 p.m.
VillageFest Committee	04/25/2013	7:00 p.m.
Council Committee of the Whole	05/06/2013	6:00 p.m.
City Council	05/06/2013	7:30 p.m.

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The Prairie Village Arts Council is pleased to announce a photography exhibit by Dale Cole and Rick Scaletty in the R. G. Endres Gallery for the month of April.

The annual large item pick-up has been scheduled. Homes on 75th Street and north of 75th Street will be collected on Saturday, April 13th. Homes south of 75th Street will be collected on Saturday, April 20th.

ADJOURNMENT

With no further business to come before the City Council, the meeting was adjourned at 8:22 p.m.

Joyce Hagen Mundy
City Clerk

TESTIMONY BEFORE PV CITY COUNCIL APRIL 15, 2013

I'M SUZANNE ALLEN, GRANDAUGHTER OF JC NICHOLS.
I LIVE IN MISSION HILLS.

I RISE IN OBJECTION TO THE PLAN BEFORE YOU THAT
SEVERELY ALTERS THE PV SHOPPING CENTER.

1) I BELIEVE IT IS UNDEMOCRATIC TO ALLOW THE PLANNING
COMMISSION , AS AN UNELECTED BODY APPOINTED BY THE
MAYOR, TO MAKE ANY FINAL DECISION ON SUCH A
SIGNIFICANT CHANGE.

THIS TAKES AWAY THE PUBLIC'S ABILITY TO HOLD THEIR
ELECTED REPRESENTATIVES ACCOUNTABLE FOR POOR
DECISIONS OR BY THE SAME TOKEN, FOR GOOD ONES.

AS TO THE PLAN ITSELF:

2) IF THERE IS A RATIONAL BEHIND ENLARGING HEN HOUSE
FROM 18,000 TO 32,000 SQ FT AT THE SAME TIME THAT
NEAR-BY PARKING PLACES ARE SHARPLY REDUCED, IT TOTALLY
ELUDES ME.

THE ENLARGED STORE WOULD WIPE OUT THE MAJORITY OF
THE TRUCK LOADING AREA. HOW ARE ALL THE OTHER
MERCHANTS TO RECEIVE THEIR GOODS?

HEN HOUSE MAY SCHEDULE THEIR DELIVERIES FOR LATE
EVENING ARRIVAL BUT I DOUBT THEY CAN DO THAT FOR THE
HARDWARE, LIQUOR, PAINT AND OTHER STORES. TRUCKERS

ALREADY ARGUE OVER ACCESS. IF MERCHANTS CANNOT RECEIVE THEIR GOODS IN A TIMELY MANNER, WHAT HAPPENS?

THE PLAN ALSO CALLS FOR NARROWING MISSION LANE, THUS FURTHER DECREASING TRAFFIC FLOW AND EASY ACCESS.

THIS CENTER WAS NOT DESIGNED TO ACCOMMODATE SUCH A LARGE GROCERY IN THAT LOCATION. EVERY ATTEMPT TO DO THAT WEAKENS THE ORIGINAL, SUCCESSFUL DESIGN.

3) THE UNNECESSARY EXTENSION AND ADDITION OF CONCRETE ISLANDS, AGAIN REDUCING AND COMPLICATING SHOPPER ACCESS , SIMPLY ADDS TO THE ORIGINAL LIST OF BAD IDEAS.

WE ALREADY HAVE A LIVING EXAMPLE OF THIS ISLAND PROBLEM AT CORINTH WHICH HAS PROVEN INEFFICIENT AND CONFUSING BY ALL REPORTS I HAVE HEARD.

AT THE ENTRANCE FROM MISSION RD, WHAT WAS ONCE EASY 2-DRIVE ACCESS HAS BEEN REDUCED TO ONE, CREATING ONGOING CONGESTION.

THE ENLARGED AND ADDITIONAL ISLANDS HAVE CAUSED DRIVER CONFUSION AND LOSS OF PARKING.

THE UNATTRACTIVE, POORLY PLACED PLANTER BEDS HAVE CAUSED MERCHANT COMPLAINT AND SEEM THOROUGHLY OVERDONE FOR THE CENTER.

MUST WE EXTEND THIS ISLAND OBSESSION TO PV WHEN WE ALREADY KNOW THE RESULTS?

4) WE KNOW THAT SHOPPERS WANT TO PARK AS CLOSE TO THEIR DESTINATION AS POSSIBLE. IN FACT, THIS WAS ONE OF JC NICHOLS GUIDING PRINCIPLES. THEY WANT TO PUT THEIR GOODS IN THEIR CAR AND MOVE ON, THUS TURNING THE SPACE OVER TO ANOTHER SHOPPER.

THIS PLAN PUSHES SHOPPERS FARTHER AND FARTHER AWAY.

THE STATEMENT THAT THERE ARE MORE SPACES IN OTHER AREAS CARRIES LITTLE WEIGHT WITH THE SHOP OR RESTAURANT CUSTOMER. IT'S A MATTER OF HOW FAR WILL THEY HAVE TO WALK OR PUSH THEIR GROCERY CART.

FOR NON-GROCERY MERCHANTS IT'S A MATTER OF HOW MANY OF THE SPACES WILL NO LONGER BE AVAILABLE TO THEIR CUSTOMERS, WHO MAY HAVE GIVEN UP AND GONE SOME WHERE ELSE.

FINALLY, THIS CENTER WAS BUILT FOLLOWING WWII. IT HAS BEEN A SUCCESSFUL, SMALL, FRIENDLY AND SERVICE-ORIENTED PLACE, MEETING THE NEEDS OF SURROUNDING RESIDENTS FOR GOODS AND ENTERTAINMENT FOR DECADES EVER SINCE.

ITS SAFETY, CONVENIENCE AND RANGE OF SHOPS ARE ITS MOST VALUED QUALITIES. TEEN WALKERS, MOMS WITH CHILDREN AND THE ELDERLY FEEL COMFORTABLE ON ITS STREETS.

IT IS A PRIME EXAMPLE OF JC NICHOLS PRINCIPLES, FOLLOWED BY HIM IN EVERY CENTER HE BUILT.

THIS PLAN VERES FAR FROM THAT EXAMPLE.

BEING A SUCCESSSSFUL DEVELOPER TAKES SPECIAL VISION. NOT MANY SEEM TO HAVE IT.

WE SHOULD REMEMBER THAT JC NICHOLS CONCEPTS HAVE BEEN COPIED AROUND THE COUNTRY. HE IS CONSIDERED A VISIONARY IN HIS FIELD.

THIS PLAN FALLS FAR SHORT OF VISION.