

# CITY OF PRAIRIE VILLAGE

June 16, 2014

Council Committee Meeting 6:00 p.m.

City Council Meeting 7:30 p.m.



**COUNCIL COMMITTEE OF THE WHOLE**  
**Council Chambers**  
**June 16, 2014**  
**6:00 PM**

**AGENDA**

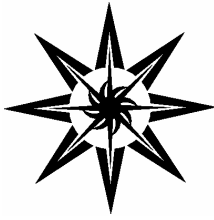
**ASHLEY WEAVER, COUNCIL PRESIDENT**

**AGENDA ITEMS FOR DISCUSSION**

\*COU2014-20    HB2578 and Consider Ordinance 2311 repealing certain provisions of the Code of the City of Prairie Village  
Katie Logan

COU2014-19    Consider 2015 Budget - CIP and Economic Development Fund  
Keith Bredehoeft and Quinn Bennion

**\*Council Action Requested the same night**



**NEW BUSINESS**

**Committee of Whole Meeting Date: June 16, 2014**

**Council Meeting Date: June 16, 2014**

**\*COU2014-20: HB 2578 and Consider Ordinance 2311 repealing certain provisions of the Code of the City of Prairie Village**

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**BACKGROUND**

HB 2578 was enacted during the 2014 session of the Kansas Legislature and becomes effective July 1, 2014.

The Uniform Public Offence Code (“UPOC”), which is published annually by the League of Kansas Municipalities, includes about 100 public offenses which may be prosecuted in municipal courts. Some UPOC provisions have parallel provisions under state law (prosecuted by the District Attorney in state court) and some are local violations only. Prairie Village and Mission Hills have historically adopted the current annual version of the UPOC, with amendments. In 2013, both cities retained the 2012 version of the UPOC in order to retain certain provisions regulating knives.

Section 12-104 of the Prairie Village City Code, and Sections 10.1 and 10.1.1 of the 2012 UPOC, as adopted and amended by the City of Prairie Village and by Mission Hills, include provisions prohibiting certain activities involving knives and firearms which the City may not enforce as long as the provisions of HB 2578 are effective and enforceable.

The applicable provisions of HB 2578 are summarized below.

**KNIVES:**

HB 2578, Section 8, amends K.S.A. 2013 Supp. 12-16,134 by prohibiting municipalities from enacting and *enforcing* any ordinance relating to the transportation, possession, carrying, sale, transfer, purchase, gift, devise, licensing, registration, or use of a knife or knife making components. The term “municipalities” does not include unified school districts, jails and juvenile correction facilities. The addition of the term “enforcing” closed a loophole relied on the City last year when it retained the 2012 version of UPOC including certain provisions regulating knives.

Assuming HB 2578 remains effective and enforceable, practical effects for Prairie Village:

- Prairie Village may not enact or enforce local ordinances which make the possession of knives a criminal offense.
- Prairie Village may not prohibit persons from carrying knives on public property, including into public buildings, other than jails or juvenile correctional facilities.

**FIREARMS:**

HB 2578, Section 5, allows open carry to be prohibited in buildings, including city buildings, according to regulations and signage to be adopted by the Kansas Attorney General. As of June 11, 2014, no regulations have been adopted. It is expected that the ability to prohibit open carry in city buildings will be the same as the ability to prohibit conceal carry, or be broader.

HB 2578, Section 6, enacted a new state statute which prohibits the possession of loaded firearms (concealed or unconcealed) on or about the person or within such person's immediate access and control while in a vehicle, while under the influence of alcohol or drugs or both, to such a degree as to render such person incapable of safely operating a firearm.

HB 2578, Section 7, amends K.S.A. 2013 Supp. 12-16,124 by prohibiting cities from adopting or *enforcing* any ordinances governing the purchase, transfer, ownership, storage, *carrying* or transporting of firearms or ammunitions, and by eliminating certain exceptions which allowed cities to regulate certain aspects of firearms, including the "manner" of open carry and loaded firearms in vehicles. However, Section 7 does allow cities to adopt employment policies, consistent with the Personal and Family Protection Act (K.S.A. 2013 Supp. 75c01 *et seq.*) regarding the carrying of firearms by employees.

HB 2578, Section 16, allows a corrections facility, a jail facility or a law enforcement agency to prohibit the carrying of handgun or other firearm, concealed or unconcealed, by any person into any secure area of a building.

Assuming HB 2578 remains effective and enforceable, practical effects for Prairie Village:

- Prairie Village may not enact or enforce local ordinances which make the open carry of a firearm a criminal offense.
- Except as noted below, Prairie Village may not enact or enforce ordinances or other regulations relating to the transportation or possession of firearms in vehicles.

- Possession of a loaded firearm on or about the person or within a person's immediate access and control while in a vehicle, while under the influence, may be charged by Prairie Village police as a state law violation.
- Except as noted below, Prairie Village may not prohibit open or conceal carry of firearms on public property.
- Prairie Village may prohibit open carry of firearms in city buildings in accordance with regulations to be adopted by the Kansas Attorney General.
- Prairie Village may prohibit open carry of firearms by employees in the work place, including in city vehicles. This does not appear to be conditioned upon a four year exemption or adequate security measure requirements of 2013 HB 2052.
- By virtue of the 4 year exemption period (expires January 1, 2018) adopted by Prairie Village in 2013 in response to 2013 HB 2052, Prairie Village may prohibit conceal carry (public and employees) in all buildings which are covered by the 4 year exemption.
- After the 4 year exemption period expires, Prairie Village may only prohibit employees from conceal carrying in city buildings if (i) the building has "adequate security measures" (electronic equipment and personnel at public entrances to detect and restrict the carrying of any weapons into a building, including, but not limited to, metal detectors and metal detector wands), and (ii) the employee does not have restricted access to the building.
- After the 4 year exemption period expires, Prairie Village may only prohibit persons other than employees from conceal carrying in buildings if the building has adequate security measures.
- Prairie Village may not prohibit employees from conceal carrying in their personal vehicles and in city parking lots.
- Prairie Village may prohibit the carrying of any firearm in the secure area of the police department.

Current Action Recommended.

It is anticipated that the City will adopt the 2014 UPOC which will exclude provisions in the 2012 UPOC, as amended, which are inconsistent with HB 2578. However, the 2014 UPOC will not be available from the LKM prior to July 1, the effective date of HB 2578.

On July 1, 2014, three provisions of the Prairie Village Code, Sections 10.1 and 10.1.1 of the 2012 UPOC as amended, and Section 12-104 prohibiting firearms in city parks, will not be enforceable as long as HB 2578 is effective and enforceable. Accordingly the Chief of Police and I recommend repealing those sections of the Prairie Village Code effective as of July 1, 2014.

I understand that on June 9, 2014 the City of Mission Hills, which adopted the same amended Section 10.1 and 10.1.1 of the 2012 UPOC as Prairie Village passed a resolution not to enforce that section effective July 1, 2014 when HB 2578 will become effective.

Ordinance 2311 repeals Section 10.1 “Criminal Use of Weapons” and Section 10.1.1 “Conceal Carry Where Prohibited” of the 2012 UPOC as adopted and amended by the City of Prairie Village effective July 1, 2014.

Ordinance 2311 also repeals Section 12-104, entitled “Dangerous Weapons Not Allowed” effective July 1, 2014.

Copies of the repealed sections are attached to this Memo.

The City Attorney and Chief of Police recommend approval of Ordinance 2311

**ATTACHMENTS**

Ordinance 2311

Text of Sections to be Repealed

**PREPARED BY**

Katie Logan  
City Attorney

June 11, 2014

**ORDINANCE NO. 2311**

**AN ORDINANCE REPEALING CERTAIN PROVISIONS OF THE CODE OF THE CITY OF PRAIRIE VILLAGE REGULATING FIREARMS AND KNIVES BY AMENDING ARTICLE I OF CHAPTER XI ARTICLE I OF THE CODE OF THE CITY OF PRAIRIE VILLAGE, 2003, ENTITLED “PUBLIC OFFENSES & TRAFFIC” BY REPEALING SECTION 10.1 “CRIMINAL USE OF WEAPONS” AND SECTION 10.1.1 “CONCEAL CARRY WHERE PROHIBITED” AND BY REPEALING SECTION 12-104, ENTITLED “DANGEROUS WEAPONS NOT ALLOWED” OF ARTICLE I “CITY PARKS” OF CHAPTER XII “PUBLIC PROPERTY”.**

**WHEREAS**, by its stated terms House Bill 2578, L. 2014, Ch. 97, becomes effective on July 1, 2014; and

**WHEREAS**, without waiving any challenges to all or any portion of such legislation, the City desires to amend certain provisions of the Code of the City of Prairie Village pending any ultimate determination of the enforceability of any or all of House Bill 2578.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE, KANSAS:**

**SECTION ONE**

11-107. is hereby amended to read as follows:

**11-107. SAME.**

Article 10 of the Uniform Public Offense Code is hereby amended by repealing existing Section 10.1 “Criminal Use of Weapons” and Section 10.1.1 “Conceal Carry Where Prohibited”

**SECTION TWO**

Section 12-104, entitled “Dangerous Weapons Not Allowed” of Article I “City Parks” of Chapter XII “Public Property” is repealed.

**SECTION THREE**

This ordinance shall be published prior to and shall take effect and be enforced from and after July 1, 2014.

**PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014**

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RONALD L. SHAFFER, MAYOR

**ATTEST:**

**APPROVED AS TO FORM:**

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JOYCE HAGEN MUNDY, CITY CLERK

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CATHERINE P. LOGAN, CITY ATTORNEY



**Section 9.16 Residential Picketing.** It is unlawful for any person to engage in picketing before or about the residence or dwelling of any individual in the city or before or about any church in the city.

Every person convicted of violating this section shall be imprisoned for not more than one year or fined not more than \$2,500 or by both such fine and imprisonment, provided that any person convicted of a second or subsequent conviction shall be required to be confined to not less than five consecutive days in the county jail in addition to any penalty assessed, which period of imprisonment shall not be suspended nor the defendant placed on probation until the five consecutive days are served.

(Ord. 2069, Sec. 4, 2004; Ord. 2085, Sec. 4, 2004; Ord. 2102; Sec. 5, 2005; Ord. 2110, Sec 1, 2005; Ord. 2136, Sec. 5, 2006; Ord. 2158, Sec. 5, 2007; Ord. 2177, Sec. 5, 2008; Ord. 2210, Sec. 6, 2009; Ord. 2232, Sec. 6, 2010; Ord. 2240, Sec. 6, 2011; Ord. 2263, Sec. 4, 2012)

11-107. SAME. Article 10 of the Uniform Public Offense Code is hereby amended by deleting existing Section 10.1 and inserting in place thereof the following:

**Section 10.1 Criminal Use of Weapons.**

(a) Criminal use of weapons is knowingly:

- (1) Selling, manufacturing, purchasing, possessing or carrying any bludgeon, sandclub, metal knuckles or throwing star, or any knife, commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement. This subsection shall not prohibit any ordinary pocket knife, which has a spring, detent or other device which creates a bias towards closure of the blade and which requires hand pressure applied to such spring, detent, or device through the blade of the knife to overcome the bias towards closure to assist in the opening of the knife;
- (2) Carrying concealed on one's person or possessing with intent to use the same unlawfully against another, a dagger, dirk, billy, blackjack, slung shot, dangerous knife, straight-edged razor stiletto or any other dangerous or deadly weapon or instrument of like character, except that an ordinary pocket knife with no blade more than four inches in length, shall not be construed to be a dangerous knife or a dangerous or deadly weapon or instrument;
- (3) Carrying on one's person or in any land, water or air vehicle, with intent to use the same unlawfully, a tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance;
- (4) Carrying any pistol, revolver, shotgun, rifle or other firearm with similar characteristics, concealed or exposed on or about the person, or in or on any part or area of any air, land or water vehicle unless the pistol, revolver or other firearm is unloaded and encased in a container that completely encloses the pistol, revolver or other firearm, except when on the person's land or in the person's abode or fixed place of business;
- (5) Setting a spring gun;

Repeal

- (6) Possessing any device or attachment of any kind designed, used or intended for use in silencing the report of any firearm.
- (b) Subsections (a) (1), (2), (3) and (4) shall not apply to or affect any of the following:
  - (1) Law enforcement officers or any person summoned by an officer to assist in making arrests or preserving the peace, while actually engaged in assisting that officer;
  - (2) Wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crimes, while acting within the scope of their authority;
  - (3) Members of the armed services or reserve forces of the United States or the Kansas National Guard while in the performance of their official duty; or
  - (4) Manufacture of, transportation to, or sale of weapons to a person authorized under (b) (1) through (b) (3) of this section to possess such weapons.
- (c) Subsection (a) (4) does not apply to or affect the following:
  - (1) Watchmen, while actually engaged in the performance of the duties of their employment;
  - (2) Licensed hunters or fishermen, while engaged in hunting or fishing;
  - (3) Private detectives licensed by the state to carry the firearm involved, while actually engaged in the duties of their employment;
  - (4) Detectives or special agents regularly employed by railroad companies or other corporations to perform full-time security or investigative service, while actually engaged in the duties of their employment; or
  - (5) The state fire marshal, the state fire marshal's deputies or any member of a fire department authorized to carry a firearm pursuant to K.S.A. Supp. 31-157 and amendments thereto, while engaged in an investigation in which the fire marshal, deputy or member is authorized to carry a firearm pursuant to K.S.A. 31-157 and amendments thereto.
- (d) Subsections (a)(1) and (6) shall not apply to any person who sells, purchases, possesses or carries a firearm, device or attachment which has been rendered unserviceable by steel weld in the chamber and marriage weld of the barrel to the receiver and that has been registered in the national firearms registration and transfer record in compliance with 26 U.S.C. 5841 et seq. in the name of that person and, if that person transfers that firearm, device or attachment to another person, has been so registered in the transferee's name by the transferor.
- (e) Subsection (a)(4) shall not apply to any person carrying a concealed weapon as authorized by K.S.A. Supp. 75-7c01 through 75-7c17.
- (f) It shall be a defense that the defendant is within an exemption. (K.S.A. 21-4201)
- (g) Violation of this section is a Class A violation.  
(Ord. 2069, Sec. 5, 2004; Ord. 2085, Sec. 5, 2004; Ord. 2102, Sec. 6, 2005; Ord. 2136, Sec. 6, 2006; Ord. 2158, Sec. 6, 2007; Ord. 2177, Sec. 6, 2008; Ord. 2210, Sec. 7, 2009; Ord. 2232, Sec. 7, 2010; Ord. 2240, Sec. 7, 2011; Ord. 2263, Sec. 5, 2012)

**Section 10.1.1 Concealed Carry; Where Prohibited.**

(a) No license issued pursuant to Chapter 32 of the 2006 Session Laws of Kansas shall authorize the licensee to carry a concealed weapon into:

- (1) Any place where an activity declared a common nuisance by K.S.A. 22-3901, and amendments thereto, is maintained;
- (2) Any police, sheriff, or highway patrol station;
- (3) Any detention facility, prison, or jail;
- (4) Any courthouse;
- (5) Any courtroom, except that nothing in this section would preclude a judge from carrying a concealed weapon or determining who will carry a concealed weapon in the judge's courtroom;
- (6) Any polling place on the day an election is held;
- (7) Any meeting of the governing body of a court, city, or other political or taxing subdivision of the state, or any committee or subcommittee thereof;
- (8) On the state fairgrounds;
- (9) Any state office building;
- (10) Any athletic event not related to or involving firearms which is sponsored by a private or public elementary or secondary school or any private or public institute of postsecondary education;
- (11) Any professional athletic event not related to or involving firearms;
- (12) Any portion of a drinking establishment as defined by K.S.A. 41-2601, and amendments thereto, except that this provision shall not apply to a restaurant as defined by K.S.A. 41-2601, and amendments thereto;
- (13) Any elementary or secondary school building or structure used for student instruction or attendance;
- (14) Any community college, college, or university facility;
- (15) Any place where the carrying of firearms is prohibited by federal or state law;
- (16) Any child exchange and visitation center provided for in K.S.A. 75-720 and amendments thereto;
- (17) Any community mental health center organized pursuant to K.S.A. 19-4001 *et seq.*, and amendments thereto; mental health clinic organized pursuant to K.S.A. 65-211 *et seq.*, and amendments thereto; psychiatric hospital licensed under K.S.A. 75-3307b, and amendments thereto; or state psychiatric hospital, as follows: Larned state hospital, Osawatomie state hospital, or Rainbow mental health facility;
- (18) Any city hall;
- (19) Any public library operated by the state or political subdivision of the state;
- (20) Any day care home or group day care home, as defined in Kansas administrative regulation 28-4-113, or any preschool or childcare center, as defined in Kansas administrative regulation 28-4-420; or
- (21) Any church or temple.

(b) Violation of section is a Class A violation. (2006 Session Laws of Kansas, Chapter 32)

(Ord. 2136, Sec. 6, 2006; Ord. 2158, Sec. 6, 2007; Ord. 2177, Sec. 6, 2008; Ord. 2210, Sec. 7, 2009; Ord. 2232, Sec. 7, 2010; Ord. 2240, Sec. 7, 2011; Ord. 2263, Sec. 5, 2012)

#### **10.1.2 Concealed Carry; Where Prohibited by Employers.**

(a) Nothing in K.S.A. Supp. 75-7c01 through 75-7c17, and amendments thereto (the "Act"), shall be construed to prevent:

**CHAPTER XII. PUBLIC PROPERTY**

- Article 1. City Parks
- Article 2. Municipal Swimming Pool
- Article 3. Tennis Program

**ARTICLE 1. CITY PARKS**

- 12-101. CITY LAWS EXTENDED TO PARK. The laws of the city shall extend to and cover all city parks. (Code 2003)
- 12-102. POLICE JURISDICTION OVER PARKS. The city shall have police regulations governing any public parks belonging to the city and the chief of police and law enforcement officers of the city shall have full power to enforce city laws governing city parks and shall maintain order therein. (Code 2003)
- 12-103. DAMAGING PARK PROPERTY. It shall be unlawful for any person, except duly authorized city employees, to willfully or wantonly remove, injure, tarnish, deface or destroy any building, walk, bench, tree or improvement or property of any kind belonging to any park owned by the city. (Code 2003)
- 12-104. DANGEROUS WEAPONS NOT ALLOWED.
  - A. Except as provided in subsection (b), it shall be unlawful for any person to carry or have in his or her possession any firearm or dangerous weapon or to shoot or discharge the same within the limits of any city parks.
  - B. The provisions of subsection (a) above shall not apply to duly authorized law enforcement officers in the performance of official duty.
 (Code 2003)
- 12-105. VEHICLE REGULATIONS.
  - A. Motor vehicles, including any vehicle licensed to operate on public streets, roads and highways shall be operated on paved areas in a safe and prudent manner at all times in park areas.
  - B. Except as provided in subsection (d), it shall be unlawful for any person to park any motor vehicle in any area not designated for such purpose.
  - C. Except as provided in subsection (d), it shall be unlawful for any person to operate any motor vehicle within any city park except upon roads, drives and parking areas established by the city.
  - D. Subsections (b) and (c) above shall not apply to authorized city employees while engaged in the maintenance and care of the park.
  - E. It shall be unlawful to operate any such vehicle in any park area at a speed in excess of 20 m.p.h.
 (Code 2003; Ord. 2127, Sec. II, 2006)

Repeal

# 2015 BUDGET

2015 Public Works CIP



# Agenda

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- 2014 Projects
- Infrastructure Condition
- Recommended Program
- Discussion



# 2014 Current and Planned Work

## □ Street Projects

- 76<sup>th</sup> Street: Roe Avenue to Briar Street
- 83<sup>rd</sup> Street: East City Limits to Somerset Drive
- 67<sup>th</sup> Street: Roe Avenue to Nall Avenue
- Mission Road: 66<sup>th</sup> Street to 71<sup>st</sup> Street
- Granada Road: 67<sup>th</sup> Street to 69<sup>th</sup> Street
- Buena Vista: 71<sup>st</sup> Street to Mission Road
- Rainbow Drive: 75<sup>th</sup> Street to Booth Drive
- 73<sup>rd</sup> Street: High Drive to Belinder Avenue
- Dearborn Drive: Tomahawk Road to 79<sup>th</sup> Street
- High Drive: 73<sup>rd</sup> Street to 74<sup>th</sup> Street
- 78<sup>th</sup> Street Cul-de-Sac (east of Pawnee)
- 77<sup>th</sup> Terrace: Delmar to Fontana

- 72<sup>nd</sup> Terrace: Mission Road to Village Drive
- 73<sup>rd</sup> Terrace: Windsor Storm Water Repair
- 66<sup>th</sup> Street/El Monte: Mission Road to 67<sup>th</sup> Street
- 71<sup>st</sup> Street: Mission Road to Tomahawk Road
- 71<sup>st</sup> Terrace: Tomahawk Road to 71<sup>st</sup> Street
- 76<sup>th</sup> Terrace: Colonial Drive to Lamar Drive
- Somerset Drive: State Line to Belinder Avenue
- Maple: Tomahawk Road to Nall Avenue

## **Drainage Projects**

Channel Work- 71<sup>st</sup> Street and Nall

## **Other Projects**

2014 Concrete Repair, 2014 Asphalt Repairs,  
2014 Crack Seal and Micro Surface

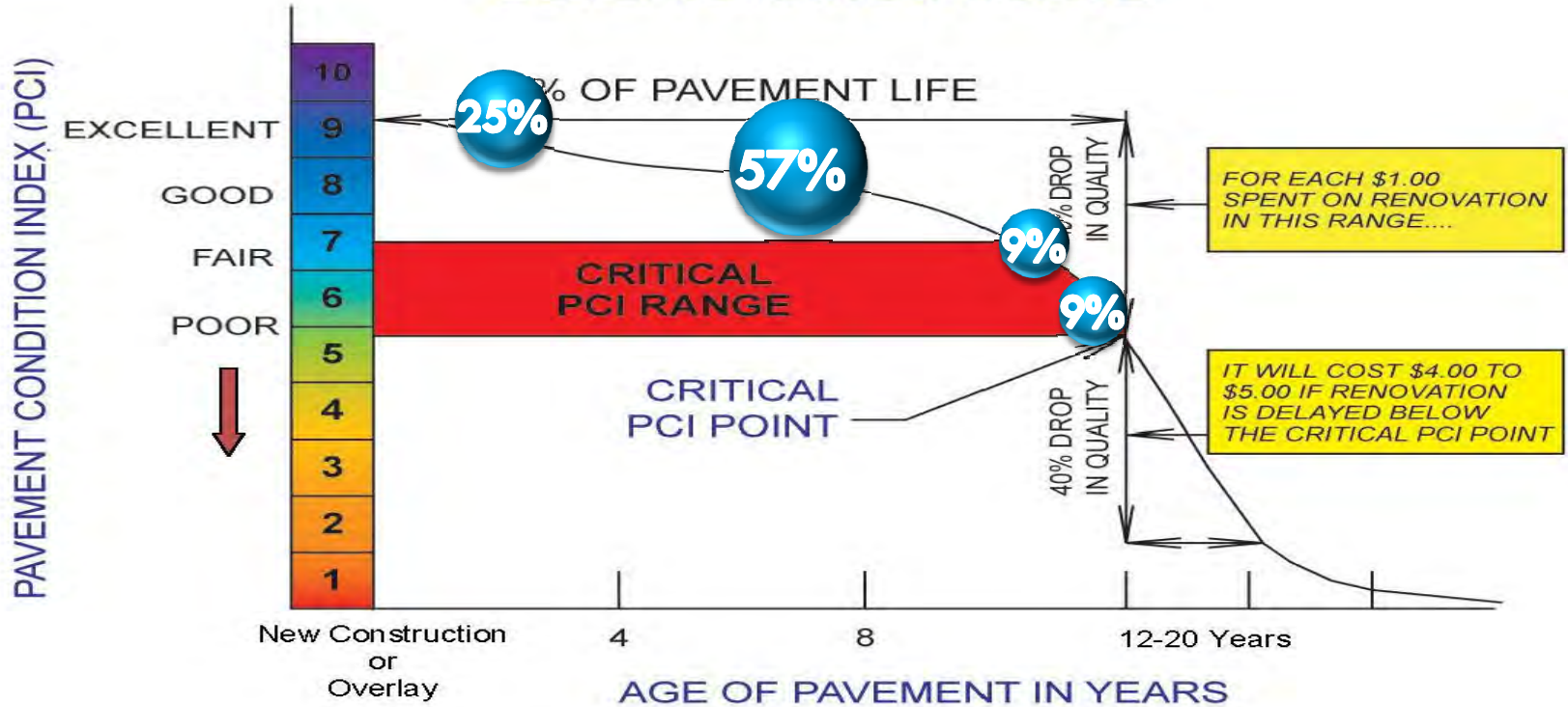


# 2014 Condition Summary

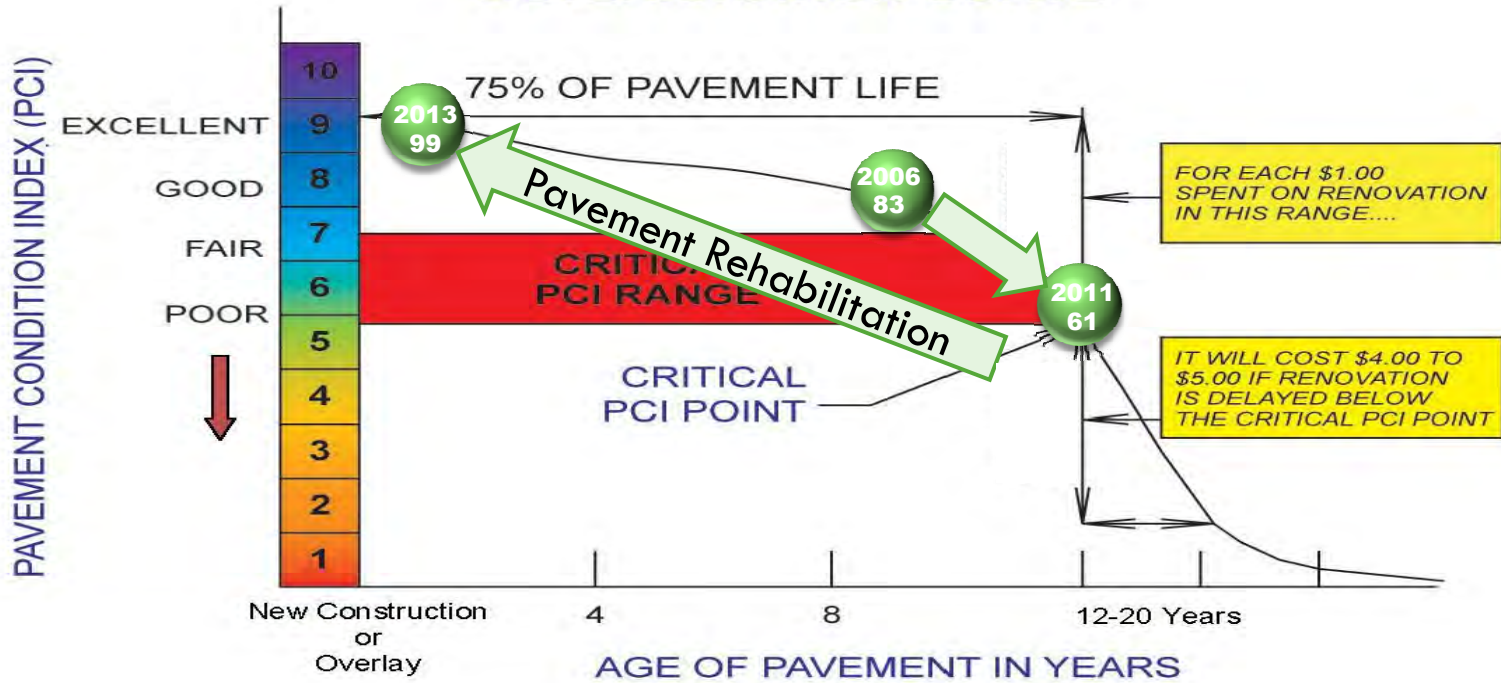
Infrastructure Type	Poor	Fair	Good	Excellent
Drainage - Pipes	2%	4%	14%	80%
Drainage - Channels	4%	8%	34%	54%
Drainage - Structures	2%	4%	14%	80%
Streets - Arterial & Collector	8%(2013= 8%)	8%(2013 = 10%)	60%(2013= 42%)	24%(2013 = 40%)
Streets - Residential	10%(2013= 5%)	9%(2013= 10%)	55%(2013= 55%)	26%(2013= 30%)
Curbs	1%	2%	3%	94%
Ramps	3%	38%	1%	58%



# TYPICAL PAVEMENT DETERIORATION CURVE

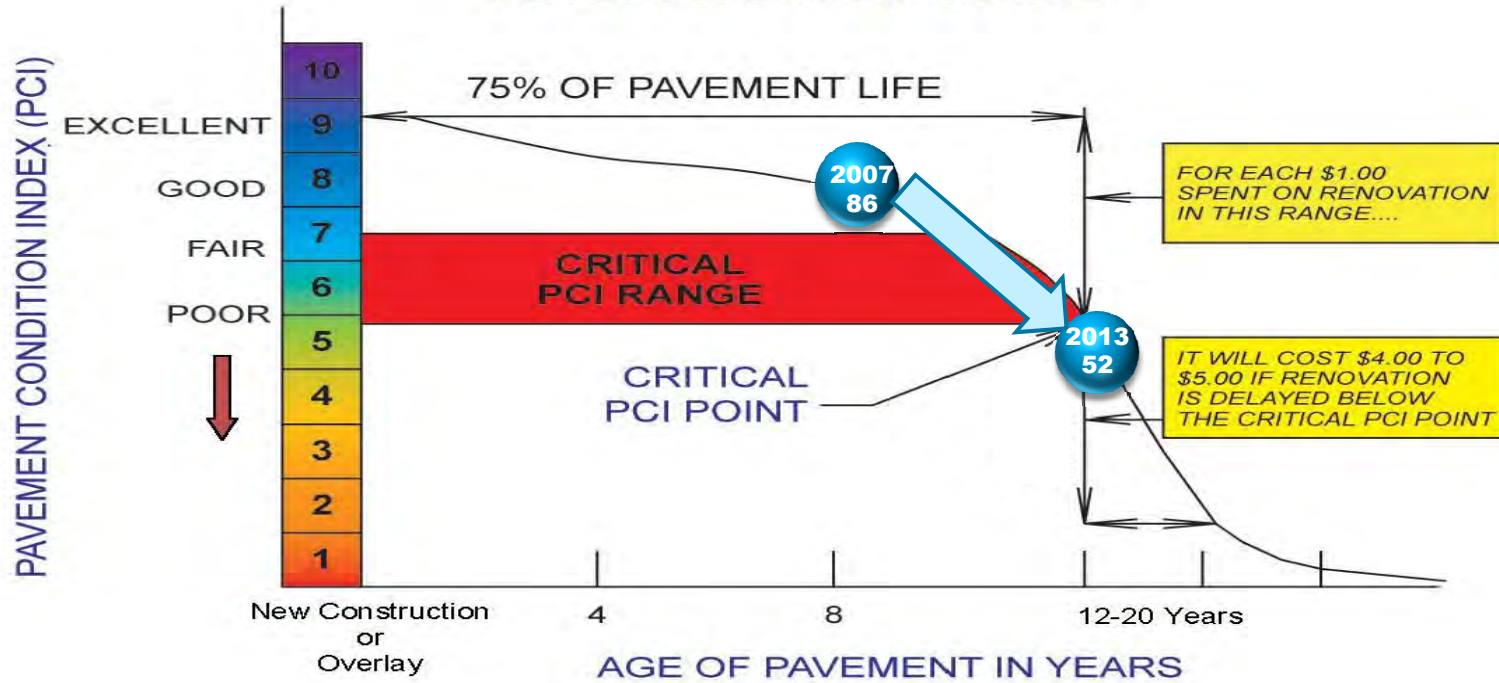


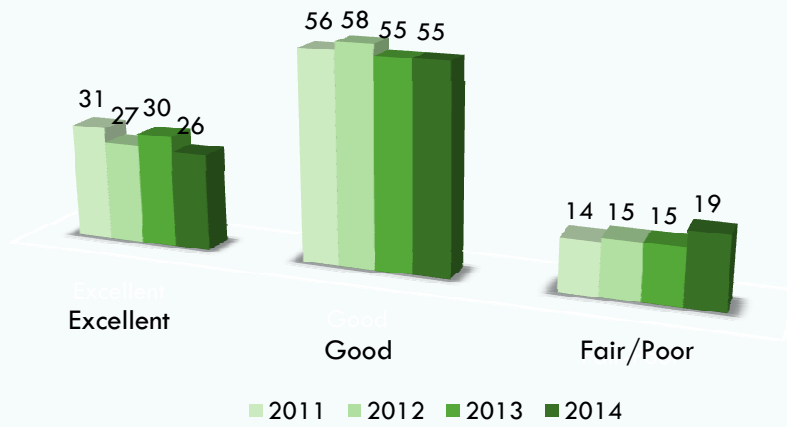
### TYPICAL PAVEMENT DETERIORATION CURVE



Granada: 67<sup>th</sup> to 69<sup>th</sup>

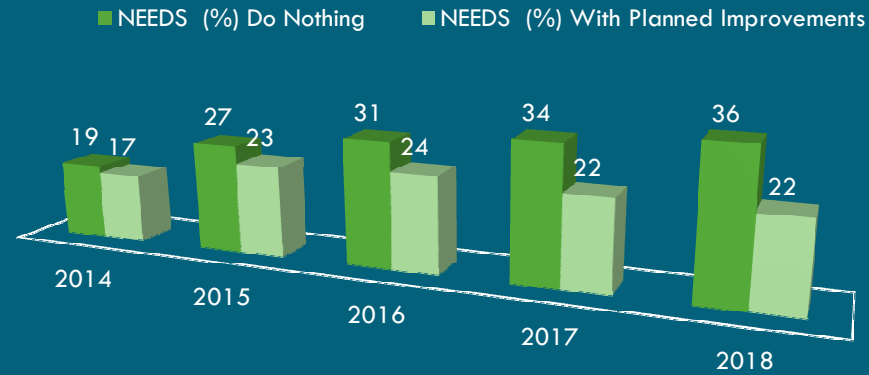
### TYPICAL PAVEMENT DETERIORATION CURVE



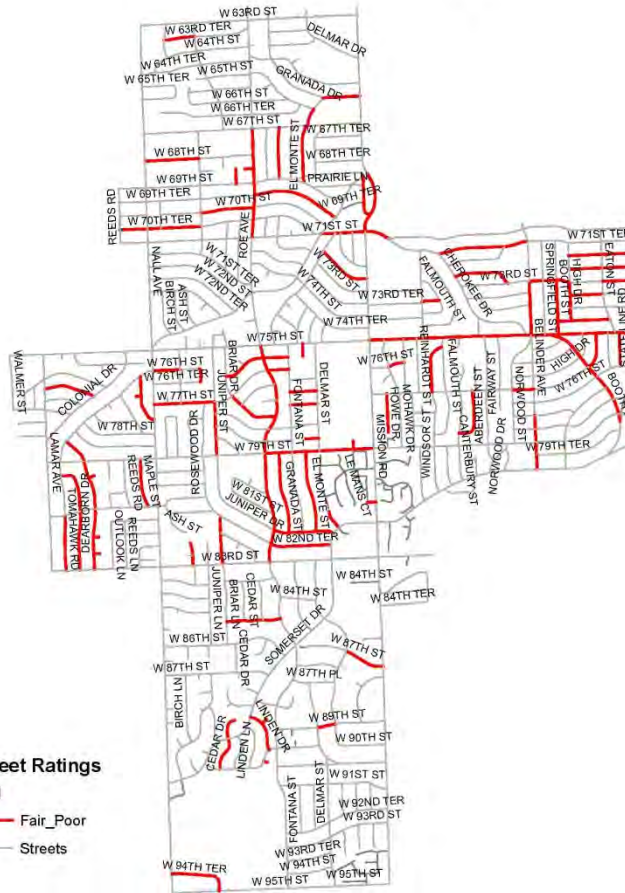


## Residential Streets

### CIP Dollars at Work



# Street Poor & Fair Ratings



**Street Ratings**  
**PCI**  
 — Fair\_Poor  
 — Streets



THE CITY OF PRAIRIE VILLAGE  
*Star of Kansas*  
 Created by Public Works GIS  
 June 9, 2014



# General Fund Transfer to CIP

10

- ▣ 2014 Transfer - \$3.1M
- ▣ 2013 Transfer- \$2.5M
- ▣ 2013 Transfer- \$2.5M
- ▣ 2012Transfer - \$1.6M
- ▣ 2011 Transfer - \$816,650
- ▣ 2010 Transfer - \$1.89M
- ▣ 2009 Transfer - \$2.14M





# Total CIP Funding

❑ Transfer from General Fund	\$3,144,425
❑ Transfer from Special Highway Fund	\$ 555,000
❑ Transfer from Stormwater Utility Fund	\$1,000,000
❑ Transfer from Special Park & Rec Fund	<u>\$ 180,000</u>
❑ Total	\$4,879,425
❑ Prior Year CIP funding	\$ 880,661
❑ Funding from CARS and Federal Funds	\$2,198,300
<b><u>CIP TOTAL</u></b>	<b><u>\$7,958,386</u></b>



# Recommended Program - Parks

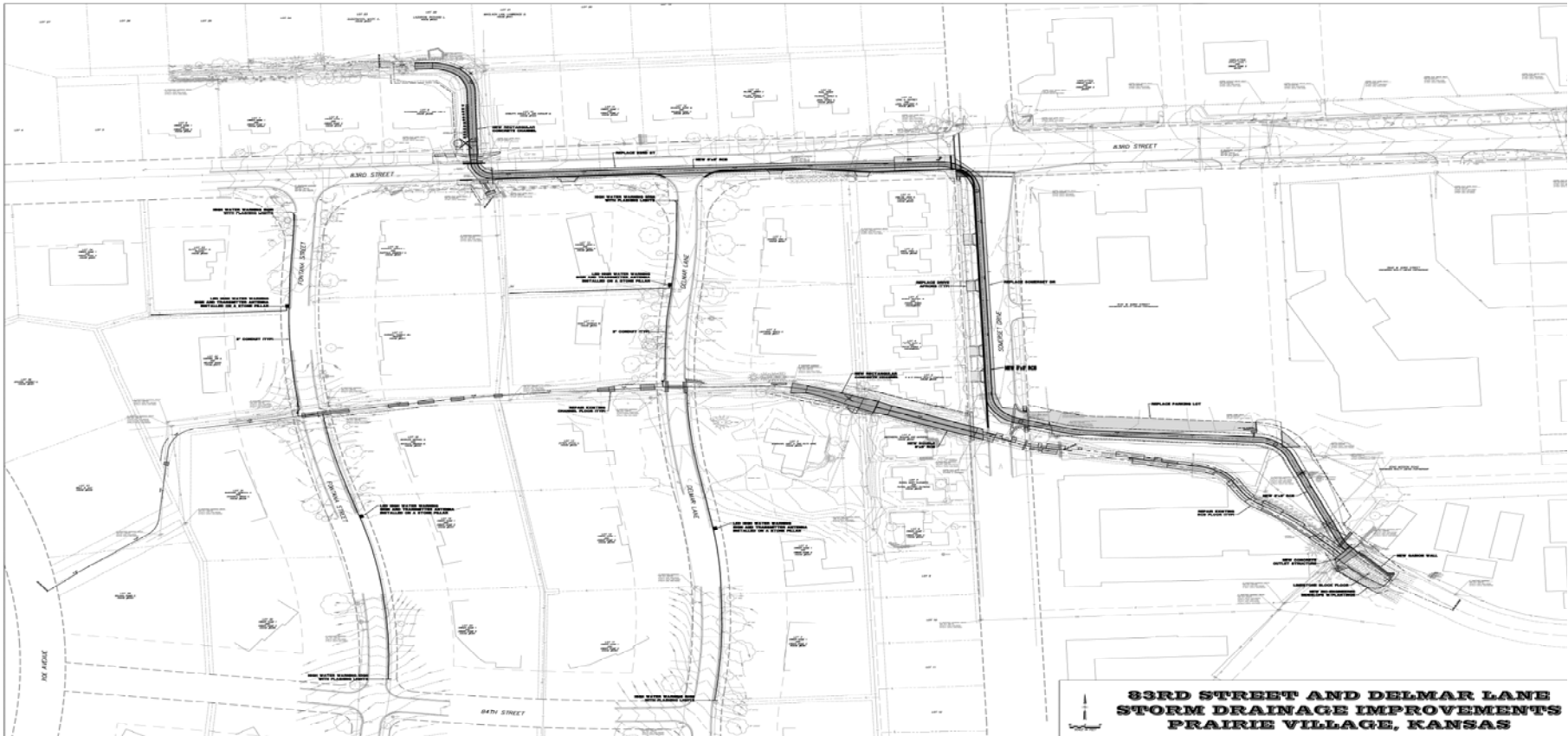
<b>PROJECT DESCRIPTION</b>	<b>AMOUNT IN RESERVE</b>	<b>2014 EXPENDITURES</b>	<b>2015 EXPENDITURES</b>	<b>2016 EXPENDITURES</b>	<b>2017 EXPENDITURES</b>	<b>2018 EXPENDITURES</b>	<b>PROJECT TOTAL</b>
<b>PARK</b>							
Park Infrastructure Reserve (formerly Pool Rsv)	\$ 230,399.75	\$ 120,000.00	\$ 120,000.00	\$ 120,000.00	\$ 120,000.00	\$ 180,000.00	\$ 660,000.00
Harmon Park Tennis Courts		\$ 550,000.00					\$ 550,000.00
McCrum Park		\$ 181,000.00					\$ 181,000.00
Prairie Park		\$ 8,000.00					\$ 8,000.00
Taliaferro Park		\$ 35,000.00	\$ 61,000.00	\$ 75,000.00			\$ 171,000.00
Harmon Park		\$ 26,000.00	\$ 125,000.00				\$ 151,000.00
Bennett Park			\$ 164,000.00				\$ 164,000.00
Porter Park				\$ 150,000.00			\$ 150,000.00
Windsor Park				\$ 150,000.00			\$ 150,000.00
Park Improvements					\$ 135,000.00		\$ 135,000.00
<b>PARK TOTAL PER YEAR</b>	<b>\$ 230,399.75</b>	<b>\$ 920,000.00</b>	<b>\$ 470,000.00</b>	<b>\$ 495,000.00</b>	<b>\$ 255,000.00</b>	<b>\$ 180,000.00</b>	<b>\$ 2,320,000.00</b>





# Recommended Program - Drainage

<b>PROJECT DESCRIPTION</b>	<b>AMOUNT IN RESERVE</b>	<b>2014 EXPENDITURES</b>	<b>2015 EXPENDITURES</b>	<b>2016 EXPENDITURES</b>	<b>2017 EXPENDITURES</b>	<b>2018 EXPENDITURES</b>	<b>PROJECT TOTAL</b>
<b>DRAINAGE</b>							
Water Discharge Program	\$ 23,884.87		\$ 10,000.00		\$ 10,000.00		\$ 20,000.00
Delmar & Fontana Drainage Channel			\$ 440,000.00	\$ 580,000.00			\$ 1,020,000.00
Drainage Repair Program		\$ 150,000.00	\$ 670,000.00	\$ 380,000.00	\$ 730,000.00	\$ 740,000.00	\$ 2,670,000.00
<hr/>							
<b>DRAINAGE TOTAL PER YEAR</b>	<b>\$ 23,884.87</b>	<b>\$ 150,000.00</b>	<b>\$ 1,120,000.00</b>	<b>\$ 960,000.00</b>	<b>\$ 740,000.00</b>	<b>\$ 740,000.00</b>	<b>\$ 3,710,000.00</b>





# Delmar/Fontana Drainage Project

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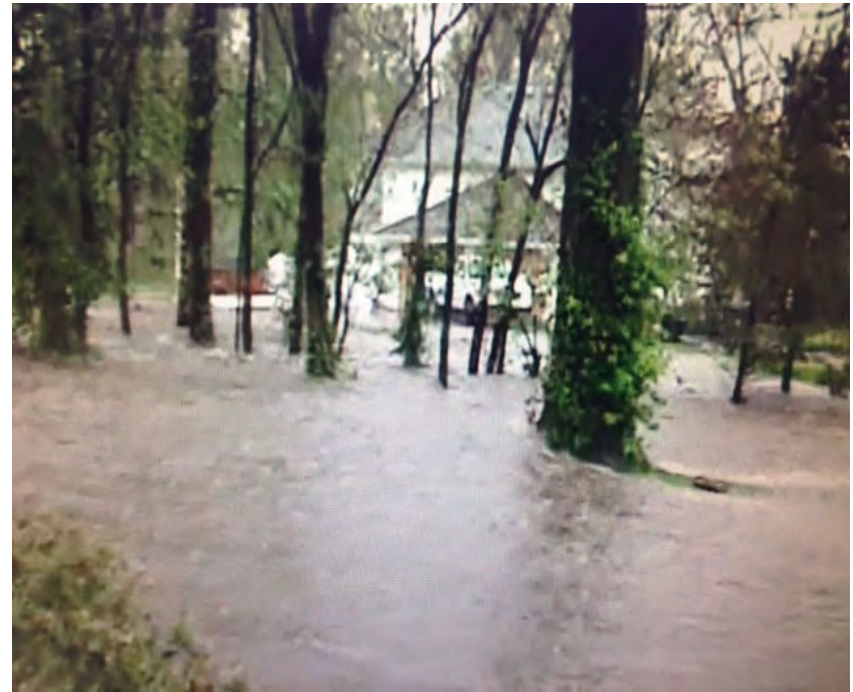


# Delmar/Fontana Drainage Project





# Delmar/Fontana Drainage Project





# Delmar/Fontana Drainage Project





# Recommended Program - Streets

PROJECT DESCRIPTION	AMOUNT IN RESERVE	2014 EXPENDITURES	2015 EXPENDITURES	2016 EXPENDITURES	2017 EXPENDITURES	2018 EXPENDITURES	PROJECT TOTAL	
<b>STREETS</b>								
75th St - State Line Rd to Mission Rd		\$ 393,439.49	\$ 3,021,265.00				\$ 3,414,704.49	
Traffic Calming Program	\$ 65,383.67	\$ 25,000.00		\$ 25,000.00			\$ 50,000.00	
Paving Program		\$ 721,694.00	\$ 1,314,121.00	\$ 1,738,438.00	\$ 2,375,279.00	\$ 1,987,563.00	\$ 8,137,095.00	
Somerset Dr - State Line to Belinder (CARS)		\$ 1,023,000.00					\$ 1,023,000.00	
Roe Ave - 75th St to 83rd St (CARS)		\$ 75,000.00	\$ 1,163,000.00				\$ 1,238,000.00	
CDBG		\$ 225,000.00		\$ 225,000.00		\$ 225,000.00	\$ 675,000.00	
Roe Ave - 63rd St to 67th St (CARS)			\$ 75,000.00	\$ 881,975.00			\$ 956,975.00	
Roe Ave - 67th St to 71st St (CARS)				\$ 75,000.00	\$ 888,292.00		\$ 963,292.00	
Roe Ave - 71st St to 75th St (CARS)					\$ 75,000.00	\$ 663,725.00	\$ 738,725.00	
Mission Rd - 75th St to 83rd St (CARS)						\$ 75,000.00	\$ 75,000.00	
<b>STREET TOTAL PER YEAR</b>		<b>\$ 65,383.67</b>	<b>\$ 2,463,133.49</b>	<b>\$ 5,573,386.00</b>	<b>\$ 2,945,413.00</b>	<b>\$ 3,338,571.00</b>	<b>\$ 2,951,288.00</b>	<b>\$ 17,271,791.49</b>



# Street Conditions Today







# Street Conditions Today





# Recommended Program - Buildings

<b>PROJECT DESCRIPTION</b>	<b>AMOUNT IN RESERVE</b>	<b>2014 EXPENDITURES</b>	<b>2015 EXPENDITURES</b>	<b>2016 EXPENDITURES</b>	<b>2017 EXPENDITURES</b>	<b>2018 EXPENDITURES</b>	<b>PROJECT TOTAL</b>
<b>BUILDINGS</b>							
Building Reserve					\$ 50,000.00	\$ 50,000.00	\$ 100,000.00
City Hall Roof Repairs and Siding		\$ 76,500.00					\$ 76,500.00
City Hall/PD Entrance			\$ 70,000.00	\$ 430,000.00			\$ 500,000.00
<hr/>							
<b>BUILDING TOTAL PER YEAR</b>	<b>\$ -</b>	<b>\$ 76,500.00</b>	<b>\$ 70,000.00</b>	<b>\$ 430,000.00</b>	<b>\$ 50,000.00</b>	<b>\$ 50,000.00</b>	<b>\$ 676,500.00</b>



# City Hall/ PD Entrance Project





# City Hall/ PD Entrance Project





# City Hall/PD Entrance Project





**City of Prairie Village  
Capital Infrastructure Fund**

	2012 Actual	2013 Actual	2014 Budget	2015 Budget
<b>Fund Balance 1/1</b>	\$ 6,053,338	\$ 5,388,143	\$ 3,344,735	\$ 2,725,113
<b>Revenues:</b>				
Intergovernmental	667,305	612,284	2,234,800	2,198,300
Bond Proceeds	-	-	-	-
Interest on Investments	4,240	71,579	-	-
Miscellaneous	-	31,349	-	-
<b>Total Revenue</b>	<b>671,545</b>	<b>715,212</b>	<b>2,234,800</b>	<b>2,198,300</b>
<b>Transfers from Other funds:</b>				
Transfer from General Fund	1,636,649	2,518,855	2,518,855	3,144,425
Transfer from Special Highway Fund	580,000	553,188	500,000	555,000
Transfer from Stormwater Utility Fund	584,170	840,357	590,000	1,000,000
Transfer from Grant Fund	-	-	-	-
Transfer from Special Parks & Rec Fund	83,000	95,422	120,000	180,000
Transfer from Economic Development Fund	-	-	-	-
<b>Total</b>	<b>2,883,819</b>	<b>4,007,822</b>	<b>3,728,855</b>	<b>4,879,425</b>
<b>Total Sources</b>	<b>3,555,364</b>	<b>4,723,033</b>	<b>5,963,655</b>	<b>7,077,725</b>
<b>Expenditures:</b>				
Debt Service	-	-	-	-
Infrastructure	4,220,559	6,442,624	6,907,094	7,958,386
Transfer to Bond & Interest Fund	-	-	-	-
<b>Total Expenditures</b>	<b>4,220,559</b>	<b>6,442,624</b>	<b>6,907,094</b>	<b>7,958,386</b>
<b>Total Uses</b>	<b>4,220,559</b>	<b>6,442,624</b>	<b>6,907,094</b>	<b>7,958,386</b>
<b>Sources Over(Under) Uses</b>	<b>(665,195)</b>	<b>(1,719,591)</b>	<b>(943,439)</b>	<b>(880,661)</b>
<b>Fund Balance @ 12/31</b>	<b>\$ 5,388,143</b>	<b>\$ 3,668,552</b>	<b>\$ 2,401,296</b>	<b>\$ 1,844,452</b>

**Funding Sources:** Transfers from the General Fund, Stormwater Utility Fund, Special Parks & Recreation Fund, Economic Development Fund, grants from other governments

**Expenditures:** Capital Infrastructure Program - Please see the CIP Section of this document for the detailed plan including projects and programs.

**City of Prairie Village  
Capital Infrastructure Fund**

CIP Expenditure Total = \$7,958,386

2015 PROJECT DESCRIPTION	2015 EXPENDITURES
Park Infrastructure Reserve (formerly Pool Rsv)	\$120,000
Taliaferro Park	\$61,000
Harmon Park	\$125,000
Bennett Park	\$164,000
<b>PARK TOTAL PER YEAR</b>	<b>\$470,000</b>
Water Discharge Program	\$10,000
Delmar & Fontana Drainage Channel	\$440,000
Drainage Repair Program	\$670,000
<b>DRAINAGE TOTAL PER YEAR</b>	<b>\$1,120,000</b>
75th St - State Line Rd to Mission Rd	\$3,021,265
Paving Program	\$1,314,121
Roe Ave - 75th St to 83rd St (CARS)	\$1,163,000
Roe Ave - 63rd St to 67th St (CARS)	\$75,000
<b>STREET TOTAL PER YEAR</b>	<b>\$5,573,386</b>
City Hall / PD Entrance	\$70,000
<b>BUILDINGS TOTAL PER YEAR</b>	<b>\$70,000</b>
ADA Compliance Program	\$25,000
Concrete Repair Program	\$700,000
<b>OTHER TOTAL PER YEAR</b>	<b>\$725,000</b>
<b>CIP TOTAL</b>	<b>\$7,958,386</b>



**2015 CIP Budget - v4 Council  
6/2/2014**

PROJECT #	PROJECT DESCRIPTION	SPENT TO DATE	ADDITIONAL EXPECTED	TOTAL PROJECT ALLOCATED TO DATE	2014 EXPENDITURES	2015 EXPENDITURES	2016 EXPENDITURES	2017 EXPENDITURES	2018 EXPENDITURES	PROJECT TOTAL
<b>PARK</b>	Unallocated									\$ -
POOLRESV	Park Infrastructure Reserve (formerly Pool Rsv)	\$ 141,600.00	\$ 230,199.00	\$ 372,000.00	\$ 120,000.00	\$ 120,000.00	\$ 120,000.00	\$ 120,000.00	\$ 180,000.00	\$ 1,032,000.00
POOLPLNx	Aquatic Center Assessment Plan	\$ -	\$ 50,000.00	\$ 50,000.00						\$ 50,000.00
BG250001	Franklin Park	\$ 961,272.64	\$ 18,789.01	\$ 980,061.65						\$ 980,061.65
BG320001	Harmon Park Tennis Courts	\$ -	\$ 67,000.00	\$ 67,000.00	\$ 550,000.00					\$ 617,000.00
BG400001	McCrum Park	\$ -	\$ -	\$ -	\$ 181,000.00					\$ 181,000.00
BG650001	Prairie Park	\$ -	\$ -	\$ -	\$ 8,000.00					\$ 8,000.00
BG450001	Taliaferro Park	\$ -	\$ -	\$ -	\$ 35,000.00	\$ 61,000.00	\$ 75,000.00			\$ 171,000.00
BG300002	Harmon Park	\$ -	\$ -	\$ -	\$ 26,000.00	\$ 125,000.00				\$ 151,000.00
BG050001	Bennett Park	\$ -	\$ -	\$ -		\$ 164,000.00				\$ 164,000.00
BG600001	Porter Park	\$ -	\$ -	\$ -			\$ 150,000.00			\$ 150,000.00
BG900001	Windsor Park	\$ -	\$ -	\$ -			\$ 150,000.00			\$ 150,000.00
	Park Improvements	\$ -	\$ -	\$ -				\$ 135,000.00		\$ 135,000.00
	<b>PARK TOTAL PER YEAR</b>	\$ 1,102,872.89	\$ 366,188.76	\$ 1,469,061.65	\$ 920,000.00	\$ 470,000.00	\$ 495,000.00	\$ 255,000.00	\$ 180,000.00	\$ 3,789,061.65
<b>DRAINAGE</b>	Unallocated			\$ -						\$ -
WDPRESV	Water Discharge Program	\$ 71,525.91	\$ 23,804.87	\$ 95,410.38		\$ 10,000.00		\$ 10,000.00		\$ 115,410.38
MIRD0003	Mission Road Culvert Replacement	\$ 168,586.25	\$ 1,713.19	\$ 270,600.00						\$ 270,600.00
DELN0001	Delmar & Fontana Drainage Channel	\$ 2,699.72	\$ 47,300.28	\$ 50,000.00		\$ 440,000.00	\$ 580,000.00			\$ 1,070,000.00
DRAIN15x	Drainage Repair Program	\$ 994,798.34	\$ -	\$ 994,798.34	\$ 150,000.00	\$ 670,000.00	\$ 380,000.00	\$ 730,000.00	\$ 740,000.00	\$ 3,664,798.34
	<b>DRAINAGE TOTAL PER YEAR</b>	\$ 1,337,909.82	\$ 72,898.90	\$ 1,410,808.72	\$ 150,000.00	\$ 1,120,000.00	\$ 960,000.00	\$ 740,000.00	\$ 740,000.00	\$ 5,120,808.72
<b>STREETS</b>	Unallocated			\$ -						\$ -
75ST0001	75th St - State Line Rd to Mission Rd	\$ 429,600.51	\$ 12,261.00	\$ 441,960.51	\$ 393,439.49	\$ 3,021,265.00				\$ 3,856,665.00
TRAFRESV	Traffic Calming Program	\$ 61,614.33	\$ 65,989.67	\$ 127,000.00	\$ 25,000.00		\$ 25,000.00			\$ 177,000.00
PAVP2015	Paving Program	\$ 3,042,141.17	\$ 234,223.63	\$ 3,276,355.00	\$ 721,694.00	\$ 1,314,121.00	\$ 1,738,438.00	\$ 2,375,279.00	\$ 1,987,563.00	\$ 11,413,450.00
SODR0003	Somerset Dr - Belinder to Reinhardt (CARS)	\$ 723,578.16	\$ 138,371.84	\$ 862,250.00						\$ 862,250.00
BOND0002	2011 Street Bond	\$ 4,430,007.45	\$ 231,753.55	\$ 3,661,761.00						\$ 3,661,761.00
SODR0004	Somerset Dr - State Line to Belinder (CARS)	\$ 51,440.00	\$ 23,000.00	\$ 75,000.00	\$ 1,023,000.00					\$ 1,098,000.00
ROAV0003	Roe Ave - 75th St to 83rd St (CARS)	\$ -	\$ -	\$ -	\$ 75,000.00	\$ 1,163,000.00				\$ 1,238,000.00
	CDBG	\$ -	\$ -	\$ -	\$ 225,000.00		\$ 225,000.00		\$ 225,000.00	\$ 675,000.00
ROAV0004	Roe Ave - 63rd St to 67th St (CARS)	\$ -	\$ -	\$ -		\$ 75,000.00	\$ 881,975.00			\$ 956,975.00
ROAV0005	Roe Ave - 67th St to 71st St (CARS)	\$ -	\$ -	\$ -			\$ 75,000.00	\$ 888,292.00		\$ 963,292.00
ROAV0006	Roe Ave - 71st St to 75th St (CARS)	\$ -	\$ -	\$ -				\$ 75,000.00	\$ 663,725.00	\$ 738,725.00
MIRD0004	Mission Rd - 75th St to 83rd St (CARS)	\$ -	\$ -	\$ -				\$ 75,000.00	\$ 75,000.00	\$ 75,000.00
	<b>STREET TOTAL PER YEAR</b>	\$ 7,738,672.82	\$ 705,653.69	\$ 8,444,326.51	\$ 2,463,133.49	\$ 5,573,386.00	\$ 2,945,413.00	\$ 3,338,571.00	\$ 2,951,288.00	\$ 25,716,118.00

**2015 CIP Budget - v4 Council  
6/2/2014**

PROJECT #	PROJECT DESCRIPTION	SPENT TO DATE	ADDITIONAL EXPECTED	TOTAL PROJECT ALLOCATED TO DATE	2014 EXPENDITURES	2015 EXPENDITURES	2016 EXPENDITURES	2017 EXPENDITURES	2018 EXPENDITURES	PROJECT TOTAL
<b>BUILDING</b>	Unallocated									\$ -
BLDGResv	Building Reserve							\$ 50,000.00	\$ 50,000.00	\$ 100,000.00
BGS10001	City Hall Roof Repairs and Siding				\$ 76,500.00					\$ 76,500.00
	City Hall/PD Entrance					\$ 70,000.00	\$ 430,000.00			\$ 500,000.00
	<b>BUILDING TOTAL PER YEAR</b>	\$ -	\$ -	\$ -	\$ 76,500.00	\$ 70,000.00	\$ 430,000.00	\$ 50,000.00	\$ 50,000.00	\$ 676,500.00
<b>OTHER</b>	Unallocated									\$ -
ADARESVx	ADA Compliance Program	\$ 197,198.95	\$ 4,109.67	\$ 171,308.62	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 296,308.62
CONC2015	Concrete Repair Program	\$ 1,505,454.57		\$ 1,505,454.57	\$ 700,000.00	\$ 700,000.00	\$ 700,000.00	\$ 700,000.00	\$ 700,000.00	\$ 5,005,454.57
	<b>SIDEWALK &amp; CURB TOTAL PER YEAR</b>	\$ 1,672,653.52	\$ 4,109.67	\$ 1,676,763.19	\$ 725,000.00	\$ 725,000.00	\$ 725,000.00	\$ 725,000.00	\$ 725,000.00	\$ 5,301,763.19
	<b>CIP TOTAL</b>	\$ 11,857,109.05	\$ 1,148,851.02	\$ 13,000,960.07	\$ 4,334,633.49	\$ 7,958,386.00	\$ 5,555,413.00	\$ 5,108,571.00	\$ 4,646,288.00	\$ 40,604,251.56

FUNDING DESCRIPTION		PRIOR TO 2013 FUNDING	2013 FUNDING	TOTAL 2013	2014 FUNDING	2015 FUNDING	2016 FUNDING	2017 FUNDING	2018 FUNDING	FUNDING TOTAL
CASH	CAPITAL RESERVE	\$ 933,804.20	\$ 569,915.28	\$ 2,322,719.48	\$ 943,439.49	\$ 880,661.00	\$ 300,000.00	\$ -	\$ -	\$ 4,446,819.97
CASH	GENERAL FUND	\$ 5,137,379.65	\$ -	\$ 5,137,379.65	\$ 2,518,855.00	\$ 3,144,425.00	\$ 3,144,425.00	\$ 3,144,425.00	\$ 3,144,425.00	\$ 20,233,934.65
BUILD	BUILDING BOND	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
DRAIN	STORMWATER FUND	\$ -	\$ 1,152,752.00	\$ 1,152,752.00	\$ 590,000.00	\$ 1,000,000.00	\$ 840,000.00	\$ 840,000.00	\$ 840,000.00	\$ 5,262,752.00
DRAIN	SMAC GRANT	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
DRAIN	DRAIN BOND	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
PARK	SPECIAL PARK	\$ -	\$ 95,000.00	\$ 95,000.00	\$ 120,000.00	\$ 180,000.00	\$ 180,000.00	\$ 180,000.00	\$ 180,000.00	\$ 935,000.00
PARK	PARK SALES TAX	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
STREET	CARS GRANT	\$ -	\$ 368,500.00	\$ 368,500.00	\$ 341,000.00	\$ 581,500.00	\$ 440,988.00	\$ 444,146.00	\$ 331,863.00	\$ 2,507,997.00
STREET	SPECIAL HIGHWAY	\$ -	\$ 560,000.00	\$ 560,000.00	\$ 500,000.00	\$ 555,000.00	\$ 500,000.00	\$ 500,000.00	\$ -	\$ 2,615,000.00
STREET	STREET BOND	\$ 3,661,761.00	\$ -	\$ 3,661,761.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,661,761.00
MISC	FUNDING FROM OTHERS	\$ -	\$ 90,000.00	\$ 90,000.00	\$ 277,000.00	\$ 1,616,800.00	\$ 150,000.00	\$ -	\$ 150,000.00	\$ 2,283,800.00
ED	ECONOMIC DEVELOPMENT FUND	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>TOTAL FUNDING BY YEAR</b>		<b>\$ 6,359,688.90</b>	<b>\$ 7,263,423.23</b>	<b>\$ 13,388,112.13</b>	<b>\$ 5,290,294.49</b>	<b>\$ 7,958,386.00</b>	<b>\$ 5,555,413.00</b>	<b>\$ 5,108,571.00</b>	<b>\$ 4,646,288.00</b>	<b>\$ 41,947,064.62</b>

**City of Prairie Village  
Economic Development Fund**

	2012 Actual	2013 Actual	2014 Budget	2015 Budget
<b>Fund Balance 1/1</b>	\$ 2,116,755	\$ 2,053,035	\$ 1,990,035	\$ 1,931,853
<b>Revenues:</b>				
Interest on Investments	1,299	11,090	10,000	10,000
<b>Total Revenue</b>	<b>1,299</b>	<b>11,090</b>	<b>10,000</b>	<b>10,000</b>
Transfers from Other funds:				
Transfer from General Fund	-	-	-	-
<b>Total</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Total Sources</b>	<b>1,299</b>	<b>11,090</b>	<b>10,000</b>	<b>10,000</b>
<b>Expenditures:</b>				
Contract Services	65,019	69,272	73,000	73,000
<b>Total Expenditures</b>	<b>65,019</b>	<b>69,272</b>	<b>73,000</b>	<b>73,000</b>
<b>Total Uses</b>	<b>65,019</b>	<b>69,272</b>	<b>73,000</b>	<b>73,000</b>
<b>Sources Over(Under) Uses</b>	<b>(63,720)</b>	<b>(58,182)</b>	<b>(63,000)</b>	<b>(63,000)</b>
<b>Fund Balance @ 12/31</b>	<b>\$ 2,053,035</b>	<b>\$ 1,994,853</b>	<b>\$ 1,927,035</b>	<b>\$ 1,868,853</b>

Projects	2012	2013	2014	2015
Exterior Grant Program	\$ 36,821	\$ 50,000	\$ 50,000	\$ 50,000
Website renovation & upgrades	-	10,000	-	-
Johnson County Home Repair Program	-	20,000	20,000	20,000
KCADC Joint Membership w/Chamber	2,664	2,700	3,000	3,000
	<b>\$ 39,485</b>	<b>\$ 82,700</b>	<b>\$ 73,000</b>	<b>\$ 73,000</b>

**Funding Sources:** Transfers from the General Fund, interest on idle funds

**Expenditures:** Used for activities that foster and promote economic development with in the City per Ordinance No. 2153.

**COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE  
Council Chambers  
June 16, 2014  
7:30 PM**

- 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 2, 2014
- 2.      Approve the contract with the Kansas City Crime Commission for the TIPS Hotline Crime Stoppers Program in the amount of \$3,000.00
- 3.      Approve the issuance of a Cereal Malt Beverage License for the remainder of 2014 to Rimann Liquors of Prairie Village LLC
- 4.      Approve VillageFest Contracts in the amount of \$900.00
- 5.      Adopt a resolution amending the 2014 compensation ranges for the positions of Assistant to the City Administrator and Part-Time Management Intern

**By Committee**

- 6.      Approve the agreement for Information Technology Services with the Johnson County Department of Technology and Innovation

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

**Council Committee of the Whole**

COU2014-20   HB2578 and Consider Ordinance 2311 repealing certain provisions of the Code of the City of Prairie Village

- VIII.   **STAFF REPORTS**
- IX.     **OLD BUSINESS**

- X. NEW BUSINESS
- XI. ANNOUNCEMENTS
- XII. 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 385-4616, 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](mailto:cityclerk@pvkansas.com)**

**CONSENT AGENDA**

**CITY OF PRAIRIE VILLAGE, KS**

**June 16, 2014**

**CITY COUNCIL  
CITY OF PRAIRIE VILLAGE  
June 2, 2014**

The City Council of Prairie Village, Kansas, met in regular session on Monday, June 2, 2014 at 7:30 p.m. in the Council Chambers at the Municipal Building, 7700 Mission Road, Prairie Village, Kansas.

**ROLL CALL**

Mayor Ron Shaffer called the meeting to order and roll call was taken with the following Council members present: Ashley Weaver, Jori Nelson, Ruth Hopkins, Steve Noll, Eric Mikkelson, Andrew Wang, Laura Wassmer, Brooke Morehead, Dan Runion, Courtney McFadden, Ted Odell and Terrence Gallagher.

Also present were: Wes Jordan, Chief of Police; Captain Tim Schwartzkopf, Captain Wes Lovett, Time Kobe, Keith Bredehoeft, Director of Public Works; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Kate Gunja, Assistant City Administrator; Lisa Santa Maria, Finance Director; Danielle Dulin, Assistant to the City Administrator; Nic Sanders, Human Resources Manager and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led those present in the Pledge of Allegiance.

**PUBLIC PARTICIPATION**

Kristen Searle, 6641 El Monte, spoke in support of the possible purchase of parkland from Homestead Country Club. As an area resident and club member, she feels this would be an excellent benefit for the community. She is talking with area residents and gathering support for the purchase.



Sara Dipple, 4318 Homestead Circle, spoke in support of the possible purchase of parkland from Homestead Country Club. She feels that it would be a welcome addition for the residents in the northeastern part of Prairie Village.

One boy scout was present from Troop 10 for his "Communications" badge.

## **CONSENT AGENDA**

Ashley Weaver moved the approval of the Consent Agenda for Monday, June 2, 2014:

1. Approve Regular Council Meeting Minutes - May 19, 2014
2. Approve Claims Ordinance 2918
3. Approve VillageFest Contracts with Action Inflatables Mega Events and Debbie Jackson Productions in the amount of \$2,170.00
4. Approve an advertising agreement with the Prairie Village Post for promotional and advertising services at a cost of \$1,300
5. Approve the School Resource Officer Agreement with the Shawnee Mission School District for the 2014-2015 and 2015-2016 school years
6. Authorize the Mayor to execute the reissuance of a Quit Claim Deed with the Village Presbyterian Church and related easements

A roll call vote was taken with the following members voting "aye": Weaver, Nelson, Hopkins, Noll, Mikkelson, Wang, Wassmer, Morehead, Runion, McFadden, Odell and Gallagher.

## **MAYOR'S REPORT**

Mayor Shaffer reported he represented the City at several events during the past weeks including several MARC meetings and events, the Kansas City Street Car Groundbreaking ceremony, Northeast Johnson County Chamber coffee at Benton House, Urban Core monthly networking event, Republican Party National Conference Fund Raising Committee meeting and the Prairie Village Art Fair.

## COMMITTEE REPORTS

### **Planning Commission**

#### PC2014-03 Consider a Request for Renewal of Special Use Permit for the operation of a DayCare at 4805 West 67th Street

Kate Gunja noted the Kansas City Autism Training Center, 4805 West 67th Street has been located in Prairie Village for eight years and are requesting renewal of the Special Use Permit to operate a child care center in the Faith Lutheran Church located at 4805 W. 67<sup>th</sup> Street. KcATC plans to provide care for up to 60 children between the ages of 2-1/2 to 12. The center will operate year around Monday - Friday, 7:30 am to 5:30 pm. The center will be closed holidays; and spring, summer and winter breaks. The projected enrollment includes 18 children diagnosed with autism receiving one-on-one therapy and 42 non-autistic children enrolled in the preschool. The preschool has a one to five staff to student ratio. They have 28 staff employees.

KcATC provides professional, research-based interventions and training for children with a pervasive developmental disorder and their families. This center will also provide education to parents, educators, therapists and other direct service providers in the Kansas City area.

The child care center occupies two floors of the education wing of the church. Four classrooms, an office, and a storage room are used on the ground floor and four rooms are used on the first floor. There is an existing courtyard that is accessed from the ground floor that serves as the outdoor exercise and play area. The courtyard is bound by the building on the east, west and south sides and a wall and fence complete the enclosure on the north side. The applicant has made significant improvements to the playground area and renovations to the facility for their program

There was no one present to address the Commission on this application. The Planning Commission found favorably on both sets of factors and recommended approval of the renewal of the Special Use Permit for KcATC Child Care Center at 4805 W. 67<sup>th</sup> Street to the Governing Body subject to the five conditions:

Laura Wassmer moved the Governing Body adopt Ordinance 2235 granting a Special Use Permit to allow the operation of a Day Care at 4805 West 67th Street subject to the conditions recommended by the Planning Commission. The motion was seconded by Ashley Weaver.

A roll call vote was taken with the following votes cast: "aye" Weaver, Nelson, Hopkins, Noll, Mikkelson, Wang, Wassmer, Morehead, Runion, McFadden, Odell, Gallagher and Shaffer.

### **Prairie Village Arts Council**

Laura Wassmer noted that she had spoken with several of the artists at the Prairie Village Art Fair who commented on how well they were treated during the Art Fair by members of the Prairie Village Arts Council. Brooke Morehead echoed Ms Wassmer's comments on the success of the Art Fair as she spoke with several of the exhibitors. She was proud to be part of the event as a judge.

## **STAFF REPORTS**

### **Public Safety**

- Chief Jordan announced the Special Olympics Torch Run will take place on Tuesday, June 3rd. Local Officers should be running by Johnny's at approximately 11:30 a.m. He commended Officer Adam Taylor for his work on this event.
- Chief reported on the recent verdict and sentencing of one of the largest embezzlement cases worked on by the department and advised of probable media coverage.
- The city receives, on a regular basis, requests from residents wanting to dispose of prescription drugs. The department has applied for a grant that would allow it to become a permanent drop-off site.

## **Public Works**

- Keith Bredehoeft provided an update on current street projects.
- The neighborhood meetings on the 75th Street project were well attended and well received by residents.
- The resurfacing of the Harmon Park Tennis Courts and McCrum Park projects will be going out to bid in the next few weeks.
- Mr. Bredehoeft provided an update on the Taliaferro Park pool removal project.
- Council members asked about lawn care in the parks. Mr. Bredehoeft reviewed the current procedures and future plans. He added that two of the public works staff will be attending classes to become certified in lawn care and gain more information on options available. He noted the size of the areas and the current condition of the grass limits the city's immediate options.
- The City has once again received the Designation of Tree City USA.

## **Administration**

- Kate Gunja announced the Prairie Village Art Fair had a higher turnout than last year.
- The RV committee will meet in mid June to further discuss possible changes to the city's RV regulations.
- The next "Aging Communities" presentation will be at the Kaufman Center on June 17th.
- Danielle Dulin reported that with the conclusion of the Art Fair work will commence again on Mission Lane in the PV Shopping Center.
- Sister City flew the Ukrainian flag on May 25th to show the city's support of their elections that were taking place.
- The pool is open and attendance is high. 2,819 family memberships have been sold, swim and tennis teams are practicing, lessons are taking place.

## **OLD BUSINESS**

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

## **NEW BUSINESS**

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

## **ANNOUNCEMENTS**

### **Committee meetings scheduled for the next two weeks include:**

Planning Commission	06/03/2014	7:00 p.m.
Sister City Committee	06/09/2014	7:00 p.m.
JazzFest Committee	06/12/2014	7:00 p.m.
Council Committee of the Whole	06/16/2014	6:00 p.m.
City Council	06/16/2014	7:30 p.m.

=====

The Prairie Village Arts Council is pleased to present a mixed media exhibit by Helen Benson as the June exhibit in the R. G. Enders Gallery

Recreation memberships are on sale through the City Clerk's Office.

Special Olympic Torch Run will take place on Tuesday, June 3rd in Prairie Village at approximately 11:30 a.m.

**ADJOURNMENT**

With no further business to come before the City Council the meeting was adjourned at 7:58 p.m.

Joyce Hagen Mundy  
City Clerk



## **POLICE DEPARTMENT**

**Council Meeting Date: June 16, 2014**

**CONSENT AGENDA:** Consider the Agreement with the Kansas City Crime Commission for the TIPS Hotline Crime Stoppers Program

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### **RECOMMENDATION**

Staff recommends the Council continue to participate in and approve the contract with the Kansas City Crime Commission for the TIPS Hotline Crime Stoppers Program. Funds for the \$3,000.00 annual fee were approved by the Council in the 2014 Public Safety Budget in line item 01-03-21-6009-028.

### **BACKGROUND**

For many years the City of Prairie Village, along with numerous other law enforcement and municipal agencies, has been a joint sponsor in the Kansas City Crime Commission TIPS Hotline. No contract changes were stipulated and the City Attorney has reviewed and approved previous contracts.

### **ATTACHMENTS**

#### **PREPARED BY**

Wes Jordan

Chief of Police

Date: June 5, 2013



Crime Stoppers Greater Kansas City

3100 Broadway, Suite 226  
Kansas City, MO 64111  
816-474-TIPS  
Admin 816-960-6800  
Fax 816-960-6808  
www.kc-crime.org

Chairman of the Board  
DAVE LAMASTER

President  
TODD HARRISON

Vice Presidents  
1<sup>st</sup> - DARREN GRIFFITH  
2<sup>nd</sup> - KORY FRICK  
3<sup>rd</sup> - GREGG RIESS

Program Coordinator  
DET. KEVIN BOEHM

BOARD OF DIRECTORS

VIC ALLRED  
NEIL ATHA  
JOHN BRECKENRIDGE  
STEVE BROWN  
STEVE COX  
STEVE DIGIACINTO  
JAMES EDDY  
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MARC MILBURN  
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LOREN PROCTER  
SCOTT ROWE  
MYRON SCAFE  
STEVEN ST. JOHN  
ED SPALDING  
TOM WEHRLE

HONORARY MEMBERS

RALPH PUSEY  
WALTER WHITE

EX-OFFICIO MEMBERS

RICHARD COOK  
BOB JONES  
FRED McDANIEL  
CRAIG SARVER  
DON WILSON

LAW ENFORCEMENT MEMBERS

CHIEF RICK ARMSTRONG  
LT. KELLI BAILIFF  
RICHARD EASLEY  
WAYNE GODSEY  
CHIEF MIKE HASTY

LIFETIME MEMBERS

JAMES R. GRAHAM  
MARGARET JONES  
RAY ZAKOUCZ



May 30, 2014

Chief Wes Jordan  
Prairie Village Police Dept.  
7710 Mission Rd.  
Prairie Village, KS 66208-

Dear Chief Jordan:

Thank you for being a loyal supporter of Crime Stoppers. Without your support Crime Stoppers would not exist. Your support and partnership are very important to us, and we know **you are one of the reason's the TIPS Hotline is successful.**

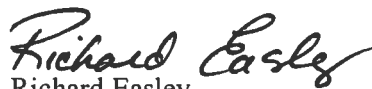
It is time for the renewal of your contract with the Crime Stoppers TIPS Hotline. Here are just a few reasons to continue your support of Crime Stoppers:

- Crime Stoppers received more than 3,900 calls in 2012 that solved nearly 300 felony cases and led to the arrest of 200 criminals;
- Crime Stoppers accepts anonymous *Email Tips* "www.kccrimestoppers.com" and *Text Messaging Tips* "TIP452 plus message to CRIMES (274637)";
- The Lamar Billboard Crime Stoppers Fugitive Program successfully captures wanted murderers;
- Crime Stoppers has over 20 regularly scheduled weekly media spots providing departments easy access in publicizing unsolved crimes and fugitives;
- Kansas City's Most Wanted Newspaper publishes over 100 local fugitives, giving area departments and citizens easy access to wanted fugitives listings;
- Visit the Crime Stoppers website "www.kccrimestoppers.com" to view Unsolved Crimes, Wanted Suspects, Upcoming Events and more.

Your personal Crime Stoppers liaison, Tom Wehrle, will be in contact with you soon as a courteous follow-up.

Like you, Crime Stoppers is passionate about fighting crime and making our communities safer. Thank you for being a Crime Fighter. Together we get hundreds of dangerous fugitives off our streets and out of our neighborhoods.

Sincerely,

  
Richard Easley  
President

Cc: Tom Wehrle

*Crime Stoppers is a division of the Kansas City Metropolitan Crime Commission*

**KANSAS CITY METROPOLITAN**  
**CRIME COMMISSION**

3100 Broadway, Suite 226  
Kansas City, Missouri 64111  
(816) 960-6800

May 30, 2014

City of Prairie Village  
7700 Mission Road  
Prairie Village, KS 66208-

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Contract Date 2014

AMOUNT DUE FOR CRIME STOPPERS ANNUAL CONTRACT FOR  
816-474-TIPS HOTLINE SERVICES

Minimum Due for 2014	\$3,000
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*Amount due and payable upon receipt.*

*Thank you for your support!*



**CONTRACT**

This Contract is entered into this year, 2014, by and between the City of Prairie Village and the Kansas City Metropolitan Crime Commission a Missouri not-for-profit corporation located at 3100 Broadway, Suite #226, Kansas City, Missouri 64111.

**WHEREAS**, the Crime Commission has run and continues to run a Crime Stoppers program promoting the 816-474-TIPS Hotline Program in the Greater Kansas City area, which includes Johnson and Wyandotte Counties in Kansas and Cass, Clay, Jackson, Lafayette, Platte and Ray Counties in Missouri.

**WHEREAS**, the City of Prairie Village wishes to contract with the Crime Commission to provide this service in Prairie Village, KS.

**NOW, THEREFORE**, the parties agree as follows:

1. The City of Prairie Village will pay the Crime Commission an annual fee of \$3,000 dollars, payable on the date hereof and on each anniversary date of the date hereof during the term of this contract. Such annual fee may be adjusted each year as the parties hereto may agree.

2. The Crime Commission will provide its Crime Stoppers Program in Prairie Village, KS which program shall include, at a minimum, the following services:

- a) Maintain the Crime Stoppers Hotline, (currently 816-474-TIPS) which will be answered a minimum of eight hours per day;
- b) Provide publicity concerning the availability of the Crime Stoppers TIPS Hotline;
- c) Provide rewards for information leading to the arrest, issuance of a warrant or indictment, which results from calls to the Crime Stoppers TIPS Hotline;
- d) Forward information received on the Crime Stoppers TIPS Hotline regarding crimes in Prairie Village, KS to the City of Prairie Village;

3. The parties agree, that the services to be provided by the Crime Commission are being provided strictly on a contract basis and that the Crime Commission is not and shall not be considered a

part of Prairie Village, KS or the City of Prairie Village. The Crime Commission shall not be subject to any control by Prairie Village, KS or the City of Prairie Village.

4. This contract shall be for an initial term of one year, commencing on the date hereof. Upon expiration of the initial term of this Contract, and upon expiration of each additional one year period thereafter, the term of this Contract shall be extended automatically for a period of one year, unless and until either party hereto gives written notice to the other party hereto of its intent not to extend the term of this Contract for an additional one year period.

5. This Contract shall not be assignable without the prior written consent of both parties. Any purported assignment without such written consent shall be void.

IN WITNESS WHEREOF, the parties have executed this Contract the year and date first above written.

**City of Prairie Village**

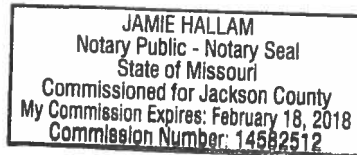
By \_\_\_\_\_

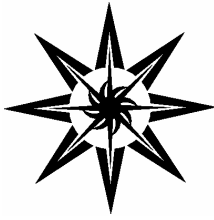
ATTEST: \_\_\_\_\_

KANSAS CITY METROPOLITAN CRIME COMMISSION

By *R.D. Easley*  
Richard Easley, President

ATTEST: *Jamie Hallam*  
Jamie Hallam





City Clerk

Council Meeting Date: June 16, 2014  
Consent Agenda

Approve the issuance of a Cereal Malt Beverage License for the remainder of 2014 to the following business

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**RECOMMENDATION**

Staff recommends the Council approve the issuance of Cereal Malt Beverage Licenses for the remainder of 2014 to the following businesses:

Rimann Liquors of Prairie Village LLC - 3917 Prairie Ln

**BACKGROUND**

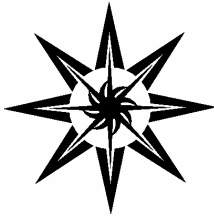
The State of Kansas requires a Cereal Malt Beverage license for each business selling cereal malt beverages. The listed business has submitted an application for a 2014 Cereal Malt Beverage License to allow for the sale of beer in unopened original containers only. This application is being submitted in accordance with Prairie Village Municipal Code 3-202. The application is available for review in the City Clerk's Office.

**ATTACHMENTS**

None

**PREPARED BY**

Jeanne Koontz  
City Clerk's Office  
Date: June 3, 2014



## VILLAGEFEST COMMITTEE

Council Meeting Date: June 16, 2014

**CONSENT AGENDA:**      **Consider Approval of VillageFest Contracts**

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### RECOMMENDATION

Staff recommends the City Council approve the following contracts for VillageFest 2014 in the amount of \$900.00.

Missouri Irish Brigade  
Ararat Shrine Clowns

Civil War Living History Exhibit  
3 Clowns

### FUNDING SOURCE

01-06-41-6014-005 - VillageFest

### ATTACHMENTS

1. Contracts

### PREPARED BY

Jeanne Koontz, Deputy City Clerk/Public Information Officer  
June 10, 2014

**ENTERTAINMENT/ VENDOR AGREEMENT  
2014**

**THIS ENTERTAINMENT/VENDOR AGREEMENT**, (hereinafter "Agreement") is made and entered into this 5th day of June, 2014, by and between the City of Prairie Village, Kansas (hereinafter "the City") and Ararat Shrine Clowns, (hereinafter "Vendor").

WHEREAS, the City is sponsoring an event, entitled VillageFest, for the general public which is to be held on July 4, 2014; and

In consideration of the mutual promises and covenants contained herein, Vendor and City agree as follows:

1. Type of Space Provided: the Vendor shall specify the square footage required including facility foot print and clearance space outside the facility foot print:
  
2. Type of Service Provided: the Vendor agrees to provide the following services:  
  
3 clowns
  
3. Hours of Operation: The Vendor shall provide services to the general public from 9:00 a.m. to 1:00 p.m. on July 4, 2014.
  
4. Access to Facilities:
  - a. Vendor shall have access to Vendor's location for set-up on July 4, 2014 from 6:30 a.m. to 8:30 a.m. and for breakdown after 1:00 pm. Vendor's vehicle(s) must be removed from the VillageFest grounds within one hour after the end of this time period or the vehicle(s) will be subject to tow.
  
  - b. Vendor shall furnish City a list of each equipment/facility showing the required electrical power in AC volts and AC amp, required water from a garden hose, required fencing, and required set-up/breakdown assistance specifying skills required, and any other special requirements as part of this Agreement. Any amendments to Exhibit A must be approved by the City in writing.
  
5. Compensation: In consideration for the entertainment provided, the City shall pay to the Vendor the amount of \$600.00, to be paid on or before July 4, 2014 unless the event is canceled as provided in Section 6 of this agreement.

6. Cancellation of the Event: The City has full authority to cancel the event for any reason. In the event that the City cancels VillageFest, the City shall notify Vendor of the cancellation in a timely manner, and this Agreement shall be terminated.
7. Clean-Up: Vendor shall maintain its Vendor's Booth and/or operating areas in a neat, clean, sanitary condition and in good order and repair, free and clean of all litter, debris and rubbish at all times. Vendor shall be responsible for the clean up of its areas on an ongoing basis during the VillageFest and at the conclusion of business and conclusion of the VillageFest. Vendor's clean up responsibilities shall also include, but not be limited to, bagging and depositing Vendor's trash in the designated containers. City reserves the right to terminate all of Vendor's rights under this Agreement, including the right to operate if Vendor has failed to maintain clean and sanitary conditions in and around Vendor's location.
8. Indemnity:
  - a. Vendor shall indemnify and hold harmless the City and its agents and employees from and against all claims, damages, losses and expenses, including but not limited to attorneys' fees, arising out of or resulting from the performance of the Work, provided that any such claim, damage, loss or expense (i) is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property (other than the Work itself) including the loss of use resulting there from and (ii) is caused in whole or in part by any negligent act or omission of the Vendor, or any sub-contractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder. Such obligation shall not be construed to negate, abridge, or otherwise reduce any other right or obligation of indemnity which would otherwise exist as to any party or person described in this Paragraph.
  - b. The Vendor is responsible for all items left on the VillageFest premises, including, but not limited to, those items left in and around Vendor's location before, during and after the hours of operation of the VillageFest. Vendor shall be solely responsible for its own security at all times. Risk of loss of equipment, cash and other items belonging to or in the possession of Vendor is on Vendor. City shall not be responsible for loss of or damage to Vendor's property or inventory whether attributable to theft, vandalism spoilage, weather or any other cause.
  - c. Vendor is responsible for and agrees to reimburse City for any damage caused by Vendor to City's property or to property being used by the City.
  - d. Vendor shall furnish City with a valid certificate of broad form general liability insurance, completed operations and products insurance coverage for

personal injuries and property damage with combines single limits of coverage of not less than \$1,000,000.00 per occurrence, with the City named as additional insured on such policies. **Copies of said certificate shall be provided to City on or before June 23, 2014.**

9. **Notification:** Notification and any other notices under this Agreement shall be made as follows:

City Clerk  
7700 Mission Road  
Prairie Village, KS 66208  
(913) 381-6464

10. **Staff:**

- a. Vendor shall provide managers and sufficient staff to keep Vendor's Booth operational during the hours of operation of the VillageFest.
- b. Vendor's volunteers, employees, representatives and staff shall be prohibited by Vendor from consuming alcoholic beverages, be in possession of controlled substances, acting in a manner prohibited by state law or city ordinance, or conducting themselves in a manner detrimental to the event and the public attending when on duty at or in Vendor Booth.
- c. Vendor and its employees are independent contractors and are not employees, servants or agents of VillageFest or of the City. Vendor has the sole responsibility of providing workers' compensation coverage for its employees.

11. **Cancellation:** The City shall retain the right to cancel this Agreement at any time without penalty.

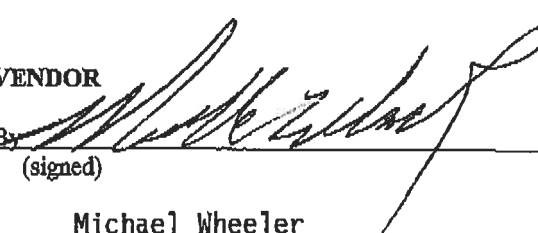
12. **Entire Agreement:** This Agreement evidences the entire agreement between the parties hereto and supersedes all prior agreements and understandings pertaining to VillageFest.

13. **Effective Date:** This Agreement is effective upon City's acceptance as evidence by the execution of this Agreement by City's authorized representatives in the space provided below.

**CITY OF PRAIRIE VILLAGE**

**VENDOR**

By: \_\_\_\_\_  
(signed)

By:  \_\_\_\_\_  
(signed)

Ronald L. Shaffer

Michael Wheeler  
(typed name)

Mavor

Recorder  
(typed title)

City of Prairie Village

Ararat Shriners  
(typed company name)

7700 Mission Road

5100 Ararat Drive  
(typed address)

Prairie Village, Kansas, 66208

Kansas City, MO 64129  
(typed city, state, zip)

913-381-6464

816-923-1975  
(typed telephone number)

\_\_\_\_\_  
(date of execution)

June 5, 2012  
(date of execution)

ATTEST:

APPROVED BY:

\_\_\_\_\_  
City Clerk, Joyce Hagen-Mundy

\_\_\_\_\_  
City Attorney, Catherine P. Logan



**ENTERTAINMENT/ VENDOR AGREEMENT  
2014**

**THIS ENTERTAINMENT/VENDOR AGREEMENT**, (hereinafter "Agreement") is made and entered into this 1<sup>st</sup> day of June, 2014, by and between the City of Prairie Village, Kansas (hereinafter "the City") and Missouri Irish Brigade, (hereinafter "Vendor").

WHEREAS, the City is sponsoring an event, entitled VillageFest, for the general public which is to be held on July 4, 2014; and

In consideration of the mutual promises and covenants contained herein, Vendor and City agree as follows:

1. Type of Space Provided: the Vendor shall specify the square footage required including facility foot print and clearance space outside the facility foot print:  
  
Field south of Harmon Park Pavilion
2. Type of Service Provided: the Vendor agrees to provide the following services:  
  
6-12 Civil War Reenactors for Living History Exhibit
3. Hours of Operation: The Vendor shall provide services to the general public from 7:00 a.m. to 1:00 p.m. on July 4, 2014.
4. Access to Facilities:
  - a. Vendor shall have access to Vendor's location for set-up on July 4, 2014 from 6:30 a.m. to 8:30 a.m. and for breakdown after 1:00 pm. Vendor's vehicle(s) must be removed from the VillageFest grounds within one hour after the end of this time period or the vehicle(s) will be subject to tow.
  - b. Vendor shall furnish City a list of each equipment/facility showing the required electrical power in AC volts and AC amp, required water from a garden hose, required fencing, and required set-up/breakdown assistance specifying skills required, and any other special requirements as part of this Agreement. Any amendments to Exhibit A must be approved by the City in writing.
5. Compensation: In consideration for the entertainment provided, the City shall pay to the Vendor the amount of \$300.00, to be paid on or before July 4, 2014 unless the event is canceled as provided in Section 6 of this agreement.

6. Cancellation of the Event: The City has full authority to cancel the event for any reason. In the event that the City cancels VillageFest, the City shall notify Vendor of the cancellation in a timely manner, and this Agreement shall be terminated.
  
7. Clean-Up: Vendor shall maintain its Vendor's Booth and/or operating areas in a neat, clean, sanitary condition and in good order and repair, free and clean of all litter, debris and rubbish at all times. Vendor shall be responsible for the clean up of its areas on an ongoing basis during the VillageFest and at the conclusion of business and conclusion of the VillageFest. Vendor's clean up responsibilities shall also include, but not be limited to, bagging and depositing Vendor's trash in the designated containers. City reserves the right to terminate all of Vendor's rights under this Agreement, including the right to operate if Vendor has failed to maintain clean and sanitary conditions in and around Vendor's location.
  
8. Indemnity:
  - a. Vendor shall indemnify and hold harmless the City and its agents and employees from and against all claims, damages, losses and expenses, including but not limited to attorneys' fees, arising out of or resulting from the performance of the Work, provided that any such claim, damage, loss or expense (i) is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property (other than the Work itself) including the loss of use resulting there from and (ii) is caused in whole or in part by any negligent act or omission of the Vendor, or any sub-contractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder. Such obligation shall not be construed to negate, abridge, or otherwise reduce any other right or obligation of indemnity which would otherwise exist as to any party or person described in this Paragraph.
  
  - b. The Vendor is responsible for all items left on the VillageFest premises, including, but not limited to, those items left in and around Vendor's location before, during and after the hours of operation of the VillageFest. Vendor shall be solely responsible for its own security at all times. Risk of loss of equipment, cash and other items belonging to or in the possession of Vendor is on Vendor. City shall not be responsible for loss of or damage to Vendor's property or inventory whether attributable to theft, vandalism spoilage, weather or any other cause.
  
  - c. Vendor is responsible for and agrees to reimburse City for any damage caused by Vendor to City's property or to property being used by the City.
  
  - d. Vendor shall furnish City with a valid certificate of broad form general liability insurance, completed operations and products insurance coverage for

12  
personal injuries and property damage with combines single limits of coverage of not less than \$1,000,000.00 per occurrence, with the City named as additional insured on such policies. Copies of said certificate shall be provided to City on or before June 23, 2014.

9. Notification: Notification and any other notices under this Agreement shall be made as follows:

City Clerk  
7700 Mission Road  
Prairie Village, KS 66208  
(913) 381-6464

10. Staff:

- a. Vendor shall provide managers and sufficient staff to keep Vendor's Booth operational during the hours of operation of the VillageFest.
- b. Vendor's volunteers, employees, representatives and staff shall be prohibited by Vendor from consuming alcoholic beverages, be in possession of controlled substances, acting in a manner prohibited by state law or city ordinance, or conducting themselves in a manner detrimental to the event and the public attending when on duty at or in Vendor Booth.
- c. Vendor and its employees are independent contractors and are not employees, servants or agents of VillageFest or of the City. Vendor has the sole responsibility of providing workers' compensation coverage for its employees.

11. Cancellation: The City shall retain the right to cancel this Agreement at any time without penalty.

12. Entire Agreement: This Agreement evidences the entire agreement between the parties hereto and supersedes all prior agreements and understandings pertaining to VillageFest.

13. Effective Date: This Agreement is effective upon City's acceptance as evidence by the execution of this Agreement by City's authorized representatives in the space provided below.

**CITY OF PRAIRIE VILLAGE**

By: \_\_\_\_\_  
(signed)

Ronald L. Shaffer

Mayor

City of Prairie Village

7700 Mission Road

Prairie Village, Kansas, 66208

913-381-6464

\_\_\_\_\_  
(date of execution)

ATTEST:

\_\_\_\_\_  
City Clerk, Joyce Hagen-Mundy

**VENDOR**

By  \_\_\_\_\_  
(signed)

Kevin Christensen  
(typed name)

President  
(typed title)

Mo Irish Brigade of CW Reenactors  
(typed company name)

7527 Jefferson St  
(typed address)

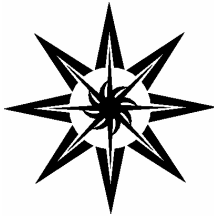
Kansas City MO 64114  
(typed city, state, zip)

816-721-2800  
(typed telephone number)

\_\_\_\_\_  
(date of execution)

APPROVED BY:

\_\_\_\_\_  
City Attorney, Catherine P. Logan



**COUNCIL COMMITTEE**

**Council Meeting Date: June 16, 2014**

**Consent Agenda: Consider adoption of 2014 Amended Salary Ranges by resolution.**

---

**SUGGESTED MOTION**

Move that the Governing Body adopt a resolution amending the 2014 compensation ranges for the positions of Assistant to the City Administrator and Part-Time Management Intern

**BACKGROUND**

As part of the recruitment process to fill the Assistant to the City Administrator position the salary range is reviewed to ensure that it is reflective of the needs and responsibilities of the position. Staffing levels do not change as a result of these revisions. Staff recommends the following changes.

- Addition of a salary range for Part-Time Management Intern with a range spread of 80/140 of the Market Reference Point (MRP).
- Removal of the salary range for Management Assistant
- Changing the 'Management Intern' classification to 'Assistant to the City Administrator' and adjusting the range spread to 85/140 of the MRP.

**FUNDING SOURCE**

Not applicable.

**PUBLIC NOTICE**

Not applicable.

**ATTACHMENTS**

Proposed Resolution.

---

Prepared By:  
Nicholas Sanders, SPHR, IPMA-CP  
Human Resources Manager  
Date: June 11, 2014

**RESOLUTION 2014-01**

**WHEREAS**, the Governing Body of the City of Prairie Village is authorized to establish salary ranges for city positions; and

**WHEREAS**, it is the desire of the Governing Body to change salary ranges to correspond with current city positions;

**NOW, THEREFORE**, be it resolved the Governing Body of the City of Prairie Village, Kansas, hereby adopts the following changes to the compensation ranges established for 2014:

Compensation generally.

The elected officers, appointive officers and employees of the city shall be compensated within the salary ranges provided in this section. The amount of compensation shall be fixed by the Governing Body in accordance with personnel procedures as adopted by the Governing Body from time to time, provided, however, that the salaries and compensation during calendar year 2014 for the positions listed below shall be within and determined by the following ranges:

	<b>2014</b>	
<b>ADMINISTRATIVE SUPPORT</b>	<u>Minimum</u>	<u>Maximum</u>
Management Intern	40,839	61,259
Assistant to the City Administrator	43,392	71,469
Management Assistant	56,377	84,565

Seasonal/Part-time Employees

Seasonal/Part-time employees shall be compensated as follows:

	<u>Minimum</u>	<u>Maximum</u>
<b>Part-Time Management Intern (hourly)</b>	10.30	18.03

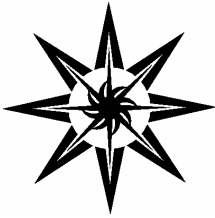
The positions of Management Intern and Management Assistant are eliminated.

**Adopted this 16th Day of June, 2014.**

\_\_\_\_\_  
Ronald L. Shaffer, Mayor

ATTEST:

\_\_\_\_\_  
Joyce Hagen Mundy  
City Clerk



## COUNCIL COMMITTEE

Council Committee Meeting Date: May 19, 2014

City Council Meeting Date: June 2, 2014

**COU2014-15: Consider agreement for information technology services with the Johnson County Department of Technology and Innovation.**

---

### SUGGESTED MOTION

Move that the Committee approve the agreement with the Johnson County Department of Technology and Innovation for information technology services.

### BACKGROUND

A representative from the Johnson County Department of Technology and Innovation department will be in attendance at Monday night's meeting to provide County prospective and answer questions.

During the May 5, 2014 Council Committee of the Whole meeting, staff discussed the idea of moving information technology services to the Johnson County Department of Technology and Innovation (JoCo IT). The current information technology consultant, Alexander Open Systems (AOS), has been with the City for more than ten (10) years and provides twelve (12) hours of on-site services per week.

Moving to JoCo IT shifts towards a 'shared services' model and allows for increased shared services with the County and other agencies increasing efficiency and service and saving operating cost. Staff estimates that there will be a small cost savings beginning in year two:

	<b>AOS status quo</b>	<b>JoCo IT option</b>
2015 Estimated	75,000	71,420
2014 Estimated	72,000	74,362* + 36,000 (AOS)
2013 Actual	80,550	-
2012 Actual	68,940	-
2011 Actual	69,335	-

*\* Includes one-time implementation cost of \$40,026. Remainder of the year is prorated.*

JoCo IT would provide 24x7 support, better buying power for software and hardware, as well as potential future benefits of backup and disaster recovery, phone and internet services, and SPAM and internet content filtering.

Other northeast agencies utilizing JoCo IT:

- Consolidated Fire District 2
- Roeland Park
- Mission
- Mission Hills
- Fairway

## **FUNDING SOURCE**

Information technology services are funded with the General Fund. The 2014 budget included \$85,000 for this expense; the proposed budget for 2015 will include \$75,000. The one-time implementation fees of \$40,026 will be expensed from the Information Technology/Equipment Reserve Fund.

## **ATTACHMENTS**

- Interlocal Agreement with Johnson County for Information Technology Services.

---

Prepared By:

Nicholas Sanders, PHR, IPMA-CP  
Human Resources Manager

Date: May 14, 2014



# DRAFT

## INFORMATION TECHNOLOGY SERVICES AGREEMENT

THIS INFORMATION TECHNOLOGY SERVICES AGREEMENT, made and entered into this \_\_\_ day of \_\_\_\_\_, 2014, by and between the City of Prairie Village, Kansas (“City”) and Johnson County, Kansas, by and through the Department of Technology and Innovation, a department within Johnson County, Kansas government (“County”).

WITNESSETH:

WHEREAS, the City is a municipality located within Johnson County, Kansas, organized and existing under the laws of the State of Kansas; and

WHEREAS, the County is a municipal government organized and existing under the laws of the State of Kansas; and

WHEREAS, the City desires to engage the services of the County for the purpose of providing information technology services; and

WHEREAS, the City and the County are authorized by K.S.A. 12-2908 to enter into an agreement with each other for the performance of a governmental service, activity, or undertaking; and

WHEREAS, the City and the County hereby agree to accept the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the above and foregoing recitals, the mutual promises and covenants hereinafter given, and for other good and valuable considerations, the parties hereto agree as follows:

1. In order to promote efficiency and coordination among local governments, this Agreement sets forth the terms and conditions upon which the County will provide certain information technology services to the City.
2. The County agrees to perform and the City agrees to pay the County for each and all services described in the “Services & Costs” table at the rates set forth in the table, below. These rates are valid for the first year of this Agreement.

### **SERVICES & COSTS:**

# DRAFT

Service	Description	One Time Cost	Ongoing Cost
<b>Systems</b>	Server Backup and Restore	\$1656.24	\$4,880.39
	Active Directory Support, OS support, server patching and updates, print management, other miscellaneous domain administrator functions.	\$8557.24	\$12,200.97
	Microsoft Exchange Support	\$2208.32	\$4,692.68
<b>Consulting</b>	Provide project management services to coordinate and direct activities associated with the initial transition to the Johnson County support model. (10 hrs @ \$69.01 per hr). Provide project management services on an as needed basis to support future major IT initiatives. \$69.01 per hr Provide support for major changes in the technology environment - \$69.01 per hr	\$690.10	
<b>Business Application Support</b>	Application Support: Deploy current client/server applications to new server(s). Support current applications	\$1380.20	\$2,325.00
<b>Data Administration</b>	Provide periodic monitoring of the database management systems, optimizing or repairing where possible, and tackling problems as they occur. Manage backups of the databases.	\$2760.40	\$2,684.21
<b>Network</b>	Monitoring: 24/7/365 monitoring of all network systems including servers, switches and core appliances that are SNMP-enabled and accessible via Internet from Johnson County Support Center. Support and Administration: Review of event logs and manufacturer-recommended firmware updates and available upgrades for CISCO switches, routers and firewalls. Identification evaluation and application of available and relevant firmware (OS) upgrades.	\$13111.90	\$12,200.97
<b>Security</b>	Vulnerability Monitoring: external scanning of client's network for potential security weaknesses, based on public-facing devices on the Client Network and if applicable, identification and recommendations of ways to better protect the client's network. Firewall and VPN Management: Monitoring and maintenance of client's one CISCO ASA firewall. We assume that the ASA firewall is also used for VPN. Maintain and support the current VPN system. Make recommendations to upgrade or replace current systems and bring them to Johnson County standards. Anti-Virus and Threat Management: Maintain and support the client's anti-virus. Monitoring automated updates to ensure AV signatures are current and active across all devices. Assistance as needed should an infection occur. Network Security Monitoring and Intrusion-Prevention Services: Monitor the Client's network for any security issues and make recommendations	\$4140.60	\$10,167.47
<b>Support Center – Help Desk</b>	The Support Center team provides Tier 1 and Tier 2 desktop support 24 x 7. Support is provided by a team of highly skilled, certified, technicians who have an average of 8 years' experience each.	\$5520.80	\$19,521.55
<b>Total Cost</b>		<b>\$40,025.80</b>	<b>\$68,673.24</b>

# DRAFT

3. The County shall bill the City on a quarterly basis prior to performance of the services to be provided pursuant to this Agreement and the City shall pay the County within thirty (30) days of receipt of the County's bill. As such, upon execution of this Agreement by the parties, the County shall bill the City in the amount of \$57,194.11 for the cost of first quarter services, which includes the one-time costs and twenty-five percent (25%) of the ongoing costs.

4. This Agreement shall become effective upon its execution by both parties. The term of this Agreement is one year and it may be renewed upon written agreement of the parties. The County reserves the right to review and adjust the pricing of its services at the time of each renewal. Either party may terminate this Agreement by giving ninety (90) days written notice to the other party. In the event of termination by the City, the County shall be compensated for services performed through the effective date of termination. In the event of termination by either party, the City shall be responsible for and agrees to pay any costs, fees, or penalties charged by or incurred under any third party agreements for services, software, or equipment related to the City's technology services.

5. The City shall allow the County to have on-site access to the City's physical infrastructure as reasonably needed by the County to perform services under this Agreement. The City shall provide to the County administrative level access to software, hardware, and technology components required by the County to perform services under this Agreement, including all administrative level passwords, keys, and access codes.

6. In addition to the services set forth in the table above, the City may request additional services or projects to be performed by the County. In that event, the parties shall meet and negotiate in good faith to discuss and draft a Statement of Work ("SOW"), which shall set forth the specific services to be provided by the County and any additional terms and conditions. The parties agree that during the initial term of this Agreement, the County's rate for such additional services or projects shall be \$69.01 per hour. Once completed, all such SOWs shall be executed and attached as an exhibit to this Agreement and incorporated herein. Throughout the course of this Agreement, the parties may negotiate and execute multiple SOWs, and any reference to a SOW in this Agreement shall include each such SOW and any amendments thereto.

7. The parties shall be responsible for jointly administering this Agreement. Each party will assume administrative responsibility for its own participation in this cooperative undertaking.

8. Each party shall indemnify and hold harmless the other party from any and against all claims, losses, damages or costs arising from or in any way related to the negligent or intentional act, error, or omission of the other, its officers, employees or agents, in performing under this Agreement. Under no circumstances shall either party be liable for any indirect, incidental, special, punitive, or consequential damages or losses resulting from or related to the services provided by the County pursuant to this Agreement. Under no circumstances shall the County be liable for any claims, losses, damages or costs arising from or in any way related to the City's use of its current computer hardware, software, and related equipment, including, but not limited to, lost, damaged, or inaccessible data, records, or information, or from the City's failure to comply with the County's recommended best practices with regards to security, equipment replacement, software replacement, and server management.

# DRAFT

9. The County expressly disclaims any express or implied warranties, representations, or endorsements regarding any data, information, services or products provided in connection with, included in, or regarding this Agreement. No advice or information given by County officers, employees, agents, or contractors shall create a warranty.

10. All County employees providing services on behalf of the County under this Agreement shall remain employees of the County for all purposes and shall not be deemed employees of the City under any circumstances. Similarly, all City employees coordinating with or providing any assistance to the County in the performance of services under this Agreement shall remain employees of the City for all purposes and shall not be deemed employees of the County under any circumstances.

11. Any notices required or permitted by this Agreement shall be in writing and shall be sent by certified U.S. mail, postage prepaid, to the following addresses:

TO THE COUNTY: Johnson County Information Technology Services  
Attn. ITS Director  
111 S. Cherry, Suite 3100  
Olathe, KS 66061

TO THE CITY: City of Prairie Village  
Attn.  
  
Prairie Village, KS

12. (a) The waiver of any breach of any provision of this Agreement shall not constitute a waiver of any subsequent breach of the same or other provisions herein; (b) This Agreement contains the entire understanding between the parties and supersedes all prior agreements or understandings between the parties with respect to the subject matter hereof; (c) Any modification or waiver of any provision in this Agreement shall not be effective unless made in writing; (d) This Agreement shall be governed by and construed in accordance with the laws of the State of Kansas and venue shall be in the state courts of Johnson County, Kansas; and (e) Neither party shall assign, transfer, convey, subcontract, resell or otherwise dispose of this Agreement or any of the rights and obligations hereunder without the prior written consent of the other party.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in two (2) counterparts by their duly authorized representatives and made effective the day and year first above written.

**DRAFT**

CITY OF PRAIRIE VILLAGE, KANSAS

JOHNSON COUNTY, KANSAS

By \_\_\_\_\_

Ed Eilert, Chairman of the Board

\_\_\_\_\_  
Printed name & title

ATTEST:

\_\_\_\_\_  
Clerk of the Board

APPROVED AS TO FORM:

\_\_\_\_\_  
Cynthia Dunham  
Deputy Director of Legal



**City of Prairie Village  
Technology Analysis**

**IT Service Options**

**May 2013**

\* Costs updated February 2014

**City of Prairie Village  
Department of Technology and Innovation**



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## OVERVIEW

The Johnson County Department of Technology and Innovation (DTI) occasionally assists County related entities and Johnson County cities by providing technology services. The department has done this for several years and has provided everything from single services like Internet access and business applications to fully managed technology environments for various organizations.

What services can be provided is determined by the relationship of the entity to the County and what is allowed by Johnson County software licensing agreements with their technology vendors. While services cannot be provided at no cost, many times DTI can provide them at a much lower cost than organizations can by themselves or through business partners and vendors.

## Background

DTI and City of Prairie Village staff recently discussed exploring what technology services DTI could provide to the City. Prairie Village is aware of the services being provided to other Johnson County cities and is interested in what Johnson County DTI could offer them in the way of IT support services. The City is exploring support options for their technology environment. DTI is not able to commit to technology support for the City of Prairie Village at this time. This report was produced for informational purposes and for possible future use

This activity is in line with direction from County management to look for opportunities for collaboration and service sharing with other County entities. This is just one of several prospects for partnerships with other public organizations within Johnson County.

## Objectives

The key underlying business objectives for this effort are listed below:

- Understand the current City of Prairie Village technology environment.
- Determine what services DTI can provide
- Produce a report, detailing what services can be provided and the cost of providing them.

## Approach

Johnson County technology subject matter experts conducted interviews with the City of Prairie Village to learn about their technology environment and the challenges facing the City in the area of technology.

## Assumptions and Constraints

The following list identifies the key assumptions and constraints associated with this analysis:

- The City of Prairie Village is under the same budget pressures as other public entities.
- DTI is not able to commit to technology support for the City of Prairie Village at this time. This report was produced for informational purposes and for possible future use.
- The costs quoted in this report are based on the numbers of employees reported by the city. A change in these numbers would affect the total cost. Any adjustments required would be made if and when a formal agreement is reached.



## SERVICE PROPOSAL

In general, Johnson County DTI can provide services comparable to those provided by the City's current provider. The following list details the services.

### Services

Service	Description
<p><b>Help Desk</b></p>	<p>The Support Center team provides Tier 1 and Tier 2 desktop support 24 x 7. Support is provided by a team of highly skilled, certified, technicians who have an average of 8 years' experience each.</p> <p>The following activities are performed by the Support Center team:</p> <ul style="list-style-type: none"> <li>• Communicate outages through high-volume client contact.</li> <li>• Assist with adds, moves, changes.</li> <li>• Publish applicable standards.</li> <li>• Monitor to insure desktop devices are current with patches and updates.</li> <li>• Perform password resets.</li> <li>• Perform desktop software deployment.</li> <li>• Troubleshoot network connectivity</li> <li>• Assist with failed component replacement.</li> <li>• Acts as liaison with computing vendors.</li> <li>• Acts as liaison with print device service requests.</li> <li>• Configure new devices and devices.</li> <li>• Provide best practice recommendations.</li> <li>• Provide data removal of devices being retired.</li> <li>• Provide answers to How To questions on supported software and hardware.</li> <li>• Perform ad hoc testing of new releases of desktop software.</li> <li>• Provides functionality education on supported desktop applications.</li> </ul> <p>DTI Support Center (Help Desk) hours are 7:30 a.m. to 5:30 p.m. (excluding Johnson County recognized holidays.) The DTI Support Center Help Desk can be reached by calling Telephone number: 715-1700 or by sending an email. After hours support is provided via an On-Call staff member who can be reached outside normal business hours at 913-208-9589.</p>

Service	Description
<p><b>Network and Security</b></p>	<p>The Network and Security team provides the following services:</p> <p>Network</p> <p>Monitoring: 24/7/365 monitoring of all network systems including servers, switches and core appliances that are SNMP-enabled and accessible via Internet from Johnson County Support Center.</p> <p>Support and Administration: Review of event logs and manufacturer-recommended firmware updates and available upgrades for HP switches, routers and firewalls. Identification evaluation and application of available and relevant firmware (OS) upgrades.</p> <p>Security</p> <p>Vulnerability Monitoring: external scanning of client's network for potential security weaknesses, based on public-facing devices on the Client Network and if applicable, identification and recommendations of ways to better protect the client's network.</p> <p>Firewall and VPN Management: Monitoring and maintenance of the firewall. Maintain and support the current VPN system.</p> <p>Anti-Virus and Threat Management: Maintain and support the client's anti-virus. Monitoring automated updates to ensure AV signatures are current and active across all devices. Assist with remediation activities should an infection occur.</p> <p>Network Security Monitoring and Intrusion-Prevention Services: Monitor the Client's network for any security issues and make recommendations.</p>
<p><b>Servers</b></p>	<p>The Systems Group provides Tier 1 and Tier 2 server support 24 x 7. Support is provided by a team of highly skilled and certified LAN Administrators. Support services are provided via telephone, remote connect or on-site visit.</p> <p>The Systems Group will manage and support the server backups and restores. Specific details will be established and reviewed annually that will define the server and folder(s) (data) that will be backed up.</p> <p>The Systems Group will manage and support Active Directory accounts, login scripts, server operating systems, server patching and updates, folder and file permissions, print queues and other miscellaneous domain administrator functions.</p> <p>The Systems Group will manage and support Microsoft Exchange Email accounts.</p>
<p><b>Data Administration</b></p>	<p>The Data Administration team will provide periodic monitoring of the database management systems, optimizing or repairing where possible, and tackling problems as they occur.</p> <p>This team will also manage backups of the databases.</p>
<p><b>Business Application Support</b></p>	<p>The Application Support and Development team will provide Tier 2 application support. This includes the following:</p> <ul style="list-style-type: none"> <li>• Deployment of current applications to new servers</li> <li>• Troubleshooting application problems</li> <li>• Vendor liaison if necessary</li> <li>• Minor report and application enhancements</li> <li>• Upgrade assistance</li> </ul>

Service	Description
<b>Consulting and/or Additional Services</b>	<p>The Project Management Team provides project management services to coordinate and direct activities associated with the initial transition to the Johnson County support model.</p> <p>The Project Manager role serves as the focal point for defining the needs of the project; facilitates communication among the project stakeholders; coordinates and manages all phases of the project; ensures project objectives and client expectations are met.</p> <p>Business Analysis services can be provided to assist in the selection of new or replacement applications.</p> <p>Consulting or additional support beyond the current environment can be provided when circumstances require. Advanced notice of large implementations of additional equipment, new applications, or major changes to the technology environment is beneficial. These services may incur additional support costs depending on the amount of work involved.</p>

Johnson County may recommend that the City adopt some best practices for technology management. These are industry standard practices that are employed in thousands of organizations and have proven to reduce risks and lower technology management costs over the long term. These practices will be discovered as Johnson County becomes more familiar with the City’s environment and will be proposed as needed. Examples may include the following;

- Adopt a policy to force individual password changes every 90 days.
- Limit the number of people that have access to administrative level functions in the environment. At a minimum, this should be done for servers, but can also be beneficial at the desktop level.

In addition, Johnson County DTI may recommend that the City of Prairie Village change some of the software components in their environment or upgrade certain systems. Again, these will be discovered as Johnson County becomes familiar with the City’s technology environment. An example here might be the antivirus product or the backup software used.

The level of services proposed alleviates the need for Prairie Village staff to be involved with IT related service requests, freeing them up to concentrate on the City services they are responsible for. These services can be provided at a cost of \$66,737.76 per year. Costs are detailed in the next section. There are also one-time costs of \$38,860.00 that will cover the initial migration of services.

## SERVICE COSTS

This table provides specifics as to the labor costs involved with providing each service.

Service	Description	One Time Cost	Ongoing Cost
<b>Systems</b>	Server Backup and Restore	\$1656.24	\$4,880.39
	Active Directory Support, OS support, server patching and updates, print management, other miscellaneous domain administrator functions.	\$8557.24	\$12,200.97
	Microsoft Exchange Support	\$2208.32	\$4,692.68
<b>Consulting</b>	Provide project management services to coordinate and direct activities associated with the initial transition to the Johnson County support model. (10 hrs @ \$67 per hr). Provide project management services on an as needed basis to support future major IT initiatives. \$67 per hr Provide support for major changes in the technology environment - \$67 per hr	\$690.10	
<b>Business Application Support</b>	Application Support: Deploy current client/server applications to new server(s). Support current applications	\$1380.20	\$2,325.00
<b>Data Administration</b>	Provide periodic monitoring of the database management systems, optimizing or repairing where possible, and tackling problems as they occur. Manage backups of the databases.	\$2760.40	\$2,684.21
<b>Network</b>	Monitoring: 24/7/365 monitoring of all network systems including servers, switches and core appliances that are SNMP-enabled and accessible via Internet from Johnson County Support Center. Support and Administration: Review of event logs and manufacturer-recommended firmware updates and available upgrades for CISCO switches, routers and firewalls. Identification evaluation and application of available and relevant firmware (OS) upgrades.	\$13111.90	\$12,200.97
<b>Security</b>	Vulnerability Monitoring: external scanning of client's network for potential security weaknesses, based on public-facing devices on the Client Network and if applicable, identification and recommendations of ways to better protect the client's network. Firewall and VPN Management: Monitoring and maintenance of client's one CISCO ASA firewall. We assume that the ASA firewall is also used for VPN. Maintain and support the current VPN system. Make recommendations to upgrade or replace current systems and bring them to Johnson County standards. Anti-Virus and Threat Management: Maintain and support the client's anti-virus. Monitoring automated updates to ensure AV signatures are current and active across all devices. Assistance as needed should an infection occur. Network Security Monitoring and Intrusion-Prevention Services: Monitor the Client's network for any security issues and make recommendations	\$4140.60	\$10,167.47
<b>Support Center – Help Desk</b>	The Support Center team provides Tier 1 and Tier 2 desktop support 24 x 7. Support is provided by a team of highly skilled, certified, technicians who have an average of 8 years' experience each.	\$5520.80	\$19,521.55
<b>Total Cost</b>		<b>\$40,025.80</b>	<b>\$68,673.24</b>

**COUNCIL COMMITTEE OF THE WHOLE**  
**June 2, 2014**

The Council Committee of the Whole met on Monday, June 2, 2014 at 6:00 p.m. in the Council Chambers. The meeting was called to order by Council President Ashley Weaver with the following members present: Mayor Ron Shaffer, Ashley Weaver, Jori Nelson, Ruth Hopkins, Steve Noll, Eric Mikkelson, Andrew Wang, Laura Wassmer, Brooke Morehead, Dan Runion, Courtney McFadden, Ted Odell and Terrence Gallagher. Staff Members present: Wes Jordan, Chief of Police; Keith Bredehoeft, Public Works Director; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Kate Gunja, Assistant City Administrator; Lisa Santa Maria, Finance Director; Danielle Dulin, Assistant to the City Administrator; Nic Sanders, Human Resources Manager and Joyce Hagen Mundy, City Clerk.

**COU2014-15 Consider Agreement for Information Technology Services with Johnson County Department of Technology and Innovation**

During the May 5th and May 19th Council Committee meetings, the committee discussed the staff recommendation to move information technology services to the Johnson County Department of Technology and Innovation (JoCo IT). The current information technology consultant, Alexander Open Systems (AOS), has been with the City for more than ten (10) years and provides twelve (12) hours of on-site services per week.

Moving to JoCo IT shifts towards a 'shared services' model and allows for increased shared services with the County and other agencies increasing efficiency, service and lowering operating cost. Mr. Sanders provided historical IT Services for the past three years and the following estimates for 2014 and 2015:

	<b>AOS status quo</b>	<b>JoCo IT option</b>
2015 Estimated	75,000	71,420
2014 Estimated	72,000	74,362* + 36,000 (AOS)

*\* Includes one-time implementation cost of \$40,026. Remainder of the year is prorated.*

JoCo IT would provide 24x7 support, better buying power for software and hardware, as well as potential future benefits of backup and disaster recovery, phone and internet services, and SPAM and internet content filtering. Mr. Sanders noted the 24x7 support is valuable to the city in its police operations as well as possible off-hours technology needs during the operation of the pool and/or public works. Jerry Swingle noted the services could be provided remotely or on-site, whatever is needed. They currently service several other northeast agencies with 24x7 operations including: Consolidated Fire District 2, City of Roeland Park, City of Mission, City of Mission Hills and the City of Fairway

City attorney Katie Logan stated she had reviewed the proposed agreement and discussed the concerns expressed with warranty and limitation of damages language. JoCoIT is not willing to change their language. Mrs. Logan noted that the current agreement with AOS does not expressly provide for a warranty. She does not feel the city is losing anything contractually from its current agreement with AOS and the proposed agreement.

Eric Mikkelson expressed concerns with a possible data breach. Mr. Sanders responded that he felt the city was in a better position with JoCoIT than it is currently. Jerry Swingle stated that have three full-time security specialist on staff that will install, backup and monitor firewalls.

Mrs. Logan stated that she is comfortable with the agreement and noted the language is standard language used in governmental contracts. Mr. Sanders confirmed that although JoCoIT may make recommendations regarding equipment, etc. that the City has the ultimate decision and if purchases are made would likely benefit from better pricing through purchasing through the county's contacts.

Ruth Hopkins made the following motion, which was seconded by Laura Wassmer and passed unanimously:

**MOVED THE CITY COUNCIL APPROVE THE AGREEMENT  
FOR INFORMATION TECHNOLOGY SERVICES WITH THE  
JOHNSON COUNTY DEPARTMENT OF TECHNOLOGY  
AND INNOVATION**

**COUNCIL ACTION REQUIRED  
CONSENT AGENDA**

**COU2014-18 Consider Request for funding for JazzFest in the 2015 Budget**

Jack Shearer, Chairman of the JazzFest Committee, reviewed the history of the Prairie Village Jazz Festival which had its inaugural festival in September, 2010. The City has supported this event with limited staff support, but no direct funding, other than a loan required for the 2013 festival.

The Prairie Village Jazz Festival has created a favorable reputation throughout the area reflecting positively on the City for its support in featuring quality jazz artists from area musicians. The committee is committed to the Festival, and with four years experience, the committee has recognized the need for annual city funding. Volunteer committee members are not able to on a consistent and timely basis, raise all the funding needed for the Prairie Village Jazz Festival.

The JazzFest Committee respectfully requested city budget funding in the amount of \$20,000 to provide a consistent base for the procurement of talent for the event.

Ted Odell confirmed that \$20,000 would cover all the talent costs. He questioned if the committee would continue to raise funds in addition to the budgeted funds. Mr. Shearer

responded that it would noting the event costs \$40,000 to \$50,000. Once talent is secured, it is easier to raise funds for the event.

Laura Wassmer asked if the full amount of the contracts were paid upon signing of the contract. Mr. Shearer responded the head-liners will generally receive one half of their fee with the execution of the contract and the remainder after the performance. The lesser known musicians are generally paid in full after their performance. The contracts are written with an out-clause.

Ms Wassmer stated the festival is a great event; however, because it is held outside it is a very high risk event. The event was initially approved as a non-funded event and she is more comfortable with it remaining unfunded. She does not feel the City can take on funding another on-going program.

Mr. Shearer noted that all of the festivals have been highly applauded by critics and the festival has a strong reputation in the jazz community. Ms. Wassmer replied with comments about uncertain weather.

Ruth Hopkins expressed concern with the event being promoted as benefitting "Heartland Habitat for Humanity" when it has not received any funds. She feels it would be more honest to collect funds at the event directly for "Heartland Habitat".

Steve Noll stated that having \$20,000 allotted does not discourage any potential sponsor. Weather is always a risk as it is for Villagefest. He is supportive of the event.

Terrence Gallagher asked how many people have attended the event. Mr. Shearer responded 5,000 to 8,000. He noted it is difficult to calculate as people will come and go with some staying for the entire event and others only for a particular performer. He noted \$5,000 is spent on marketing the event and promoting its beneficiary in Prairie Village, in the KC Metropolitan area and through the 435 Magazine, JAMM and the Kansas City Star. The city receives a lot of exposure and recognition for holding this festival.

Laura Wassmer asked if the committee had considered charging for the event. Mr. Shearer responded the committee is currently discussing a \$5 gate fee. JD Kinney with the JazzFest Committee noted that based on the experience of others charging a gate fee will reduce the number of attendees by approximately one third which will impact the sales made by the vendors and the exposure and marketing of the performers and sponsors.

Mr. Kinney stated the Jazz Festival brings a cultural identity to the city and projects a positive quality of life image on the City. The recognition of the event by the jazz community continues to grow. The quality of musicians that have performed have brought attendees from outside the immediate area.

Brooke Morehead noted this is the fifth year for this event which has been identified as one of the best outdoor festivals in the area and brought recognition to the City. She

feels it is time for the city to provide some financial backing. She noted that the city currently spends \$56,000 funding five other city committees. She felt the committees should be treated equitably. Villagefest is a wonderful children's event. The Jazz Festival provides an offsetting adult event.

Steve Noll urged the Council not be put one city event against another. Both are wonderful events - one focusing on children and family the other on music and adults. If the Council feels the event is important he feels money can be found, but not at the expense of other events.

Andrew Wang stated he feels there is a place for both the Villagefest and Jazzfest events in the City. Both reflect positively on the city and bring others into Prairie Village. He expressed concern with some of the decisions made by the JazzFest committee, particularly, their failure to return the loaned money to the City.

Laura Wassmer confirmed that Villagefest receives \$16,000 from the City and has been funded for 16 years.

Jori Nelson confirmed the requested funding is for 2015, not for this year's event.

Ted Odell stated he would be more comfortable with funding at the \$15,000 level.

Terrence Gallagher noted that the focus of Villagefest is for children and Jazzfest for adults. Both these events provide an opportunity to remove the view of Prairie Village being polarized. The city is not all old or young.

Laura Wassmer moved to direct staff to include \$10,000 in the 2015 budget for the funding JazzFest. The motion was seconded by Brooke Morehead.

Eric Mikkelson asked if this should be considered a loan. Steve Noll responded that a loan is unreasonable and awkward. Either the city supports this event or it does not. He feels that \$15,000 is a more appropriate level.

Dan Runion asked if the committee consider the option of \$10,000 and a match of donor funds.

Laura Wassmer stated her biggest concern is that the \$10,000 may not be the end of the City's commitment.

Council President Ashley Weaver called for a vote with the motion passing by a majority vote.

## **COU2014-19 Consider 2015 Budget**

### **Introduction**

Quinn Bennion stated the proposed budget is fiscally sound, maintains the current level of services, mill levy rate remains the same (19.490), stormwater utility fee rate remains



the same and reflects a nominal increase in the 2015 general fund department budgets of 1.8%. The budget reflects an emphasis on the use of an Equipment Reserve Fund for non-routine equipment purchases. The General Fund ending fund balance will be 25% of revenues excluding transfers. Mr. Bennion noted staff has tightened the actual budget ratio by reducing budget (96% estimated) with more reliance on contingency.

The General Fund budget is reflected in the following four expenditure categories:

- Personal Services - wages and benefits
- Contract Services - contracts for auxiliary services
- Commodities - used to purchase goods
- Capital Outlay - used to acquire assets or improve the useful life of existing assets

The 2015 budget contains the following Restricted Funds:

- Economic Development Fund
- Solid Waste Fund
- Stormwater Utility Fund
- Alcohol Tax Fund
- Community Improvement District Fund

In addition to the General Fund the city also maintains two other unrestricted funds:

- Risk Management Reserve Fund
- Equipment Reserve Fund

### **Presentation of 2015 Public Safety Operating Budget**

Chief Jordan reviewed the budget process followed by his department in their review of their eleven programs and 509 budget line items. He commended his staff for finding offsetting costs to cover their capital needs. His proposed overall budget for 2015 is \$6,108,471 for a 1.82% increase of \$109,391.75 over 2014. Chief Jordan explained how the Mission Hills Public Safety budget relates to the Prairie Village Public Safety budget for shared services.

Chief Jordan noted their proposed budget less personnel costs reflected a 1.19% decrease from 2014 at \$968,361.00 for a difference of \$11,640.00. Personnel costs represent 85% of the department budget. The 2015 budget presentation will focus on changes of \$1000 or more.

#### **Administration - \$425,914.00**

Includes 2 staff - Chief of Police and Executive Assistant

Largest portion of the budget which covers general administration costs goes toward applicant testing, psychological testing and physicals for new hires

No significant changes

#### **Off-duty Contractual - \$55,538.00**

Services provided by department staff reimbursed by contractor. 952.5 off-duty hours works at an average hourly cost of \$46.30.  
No changes from 2014 budget

**Captain Tim Schwartzkopf**  
**Crime Prevention - \$89,278.50**

Includes 1 officer and vehicle  
No significant changes

**Investigations - \$617,733.00**

Includes 1 captain, 1 sergeant, 2 detectives, 2 School Resource Officers  
Costs for cell phones moved from Staff Services to Investigations  
\$22,500 reduction due to no vehicle replacement in 2015; \$1,000 reduction in office equipment and \$1,000 reduction in vehicle maintenance/repair

**Special Investigations (SIU) - \$186,750.00**

1 corporal and 1 officer  
No significant changes

**D.A.R.E. - \$92,727.50**

Includes 1 officer  
This program is fully funded by the Alcohol Tax Revenue  
No significant changes

**Professional Standards - \$177,329.00**

Includes 1 sergeant  
This budget reflects a \$1,000 increase in training.

**Captain Wes Lovett**

**Community Services (Animal Control) - \$195,661.00**

Includes 2 CSO (Community Service Officers)  
Also included is cost for School Crossing Guards which is now contracted out  
Eric Mikkelson asked if this was a cost savings. Captain Lovett responded that based on direct costs the contracted program costs more than previous in-house staffing. Quinn Bennion noted however there are several indirect costs that have significant impact on the overall cost of the program.  
This program budget reflects a \$1,000 decrease primarily due to lower cost for animal boarding services provided by Great Plains SPCA.

**Patrol - \$3,086,201.00**

Includes 1 captain, 5 sergeants, 3 corporals and 22 officers (8.2 FTEs for Mission Hills)  
Significant changes include: \$1,000 increase in school crossing beacon repairs; \$2,000 increase in vehicle assembly; \$4,100 reduction in property room supplies and \$7,450 increase in contract services for E-ticketing APS maintenance contract.  
An increase of \$18,000 has been included for field equipment for the replacement of aging tasers and taser equipment than is no longer serviced.

Laura Wassmer moved to recess the Council Committee of the Whole meeting to be reconvened at the conclusion of the City Council meeting for continuation of budget discussion. The motion was seconded by Jori Nelson and passed unanimously.

Council Committee of the Whole meeting was recessed at 7:28 p.m.

Council President Ashley reconvened the Council Committee of the Whole meeting at 8:00 p.m.

**Traffic - \$373,984.00**

Includes 4 officers

No significant changes

**Communications Director Tim Kobe**

**Communications - \$807,328.00**

Includes Communications Supervisor, 6 dispatchers, 2 records clerks, 1 property custodian

Offsetting changes in this program budget include the following: \$1,000 reduction in copier supplies; \$1,300 increase in MARC/MERS License; \$2,000 increase in software maintenance and \$2,200 reduction in cell phone costs moved to Investigations budget.

**Building/Equipment Upgrade - \$30,000**

Chief Jordan noted that the public safety building will be 19 years old in 2015. The department has made periodic upgrades over the past years, \$30,000 is included in this budget for a Dispatch/console area upgrade. Tim Kobe explained the challenges faced by the current odd shaped area making it difficult for dispatchers to see individuals at the window and unable to service them without disconnecting their communication line with officers in the street. The current layout is overcrowded with monitors on several levels. Among the items being considered are sit/stand consoles for dispatch and wireless headsets.

Chief Jordan noted the reimbursement that will be received from the City of Mission Hills for some of the costs, but added the costs are currently planned to be covered over two budget years as anticipated costs will be in excess of \$30,000.

Laura Wassmer asked how dispatching services will be handled during the construction. Chief responded that dispatchers will dispatch remotely from Leawood or Overland Park. One person will stay on-site to handle walk-ins, etc. The anticipated time for the work is unknown but anticipated to be in the one to two week range.

Eric Mikkelson asked what percentage of costs Mission Hills would pay. Chief Jordan responded they would pay 13.66%. Mr. Mikkelson asked if this work would be considered maintenance or improvements. Chief Jordan stated it was an enhancement of the working area and would provide better service to residents.

## **Presentation of 2015 Public Works Operating Budget**

Keith Bredehoeft stressed the importance of the operating budget as it reflects the city's support for the maintenance and care of its existing property and facilities. He complemented the Council and past council's on their care of city property and facilities. The proposed 2015 Public Works Operating Budget is \$3,445,210 for a 1.13% increase of \$38,512.50 over the 2014 budget. His budget presentation does not include personnel costs and reflects significant changes only.

### **Administration - Decrease of 17%**

Includes 7 employees

The department has begun charging development services reviews done on behalf of the Planning Commission back to the developer continuing this is projected to result in a \$8,500 decrease in general engineer services and a \$5,000 decrease in traffic engineer services. The 2015 budget will not include the required biennial bridge inspections that are done in even years. \$3,000 has been added to the budget for work stations.

### **Drainage - Decrease of 0.20%**

Includes 5 employees

This program is funded through the Stormwater Utility Fee with half of the funds going toward operations and half towards Capital Improvement Projects. \$2,000 has been added for operating supplies equipment and vehicles.

### **Vehicles - Decrease of 4.69%**

Includes 2 employees

This budget has been reduced by \$1,000 for contract service engine analyzer.

### **Streets - Increase of 0.08%**

Includes 5 employees

This budget was prepared based on past history of use.

There are several areas of change

- \$5,700 decrease for equipment a vehicle maintenance to a 3 year average
- \$7,000 increase in rental costs for higher quality street repairs
- \$5,000 decrease in asphalt for repairs
- \$7,000 decrease for debris roll off
- \$2,000 increase in operating supplies for vehicles
- \$15,000 increase for purchase of Bobcat Trailer

### **Parks and Grounds - Increase of 15.64%**

Includes 7 employees

Several increases have been made in this program area:

- \$2,500 increase in electricity costs in parks
- \$1,500 increase in training for playground and herbicide certification for crew
- \$2,000 increase for maintenance of vehicles
- \$10,000 increase for tree removal and maintenance
- \$1,000 increase for janitorial costs

- \$2,000 decrease for grounds electrical repair
- \$4,500 decrease for building repairs
- \$3,000 increase for additional plantings
- \$4,000 increase for more play surface & playground part replacements
- \$3,000 increase for more turf supplies
- \$2,800 increase for replacement of tables, benches and trash receptacles
- \$12,500 increase for a 61" riding mower
- \$50,000 increase for Emerald Ash Borer (\$100,000 total budgeted)

Eric Mikkelson asked about the treatment of turf near playground equipment. Mr. Bredehoeft responded that treatment is timed to coordinate with the probable non-use of the equipment and the area is marked after treatment. Prairie Park is being treated with organic treatments. Due to the size and condition of most of the turf stronger insecticides are needed at this time, but with additional training of staff other options may become known and feasible.

Keith Bredehoeft briefly explained the options for treating the Emerald Ash Bore and distributed a map of the City showing the location and rating of city Ash trees. Between 2014 and 2018 there is a projected budget of \$100,000 each year. Staff will be preparing a final plan/recommendation for treatment.

Ted Odell questioned the options for disposal of infected trees. Mr. Bredehoeft responded that they cannot be taken outside of Johnson County. There are three designated places where they can be taken. The city is looking at removing 12-14" diameter trees first.

Eric Mikkelson asked if there was any reason to think the damage will not be as great as projected. Mr. Bredehoeft stated he would like to think so, but all indications are still as projected based on what has happened in other areas already. He noted that there have not been any Emerald Ash Bore infestation confirmed in Prairie Village. The ratings reflected on the map distributed reflect general condition of the trees.

Quinn Bennion noted that a significant part of the 15% increase is to address Emerald Ash Borer.

#### **Pool Maintenance - Decrease of 6.32%**

While there are several increases in budget areas of this program, they are offset by a \$50,000 decrease due to no pool painting being done in 2015. Increases are reflected for electricity and water costs; calking the wading and leisure pools, replacement of bath house doors and frames and general pool operating costs.

#### **Tennis Courts - No change**

It was noted that the Harmon Park Tennis Courts will be rebuilt in 2014.

#### **Buildings - Decrease of 3%**

The city is experiencing return on its geothermal investment reflected in a \$3,000 decrease in natural gas costs. An increase of \$30,000 has been included for community

center improvements; however, this will be offset from 2014 city hall roofing repairs not done.

### **Police Building - Increase of 1.5%**

The following significant changes are proposed:

- \$6,000 decrease in natural gas costs
- \$8,700 increase in janitorial costs
- \$30,000 decrease in painting
- \$30,000 increase for Dispatch Console Replacement

### **Presentation of the Administration 2015 Operating Budget**

Finance Director Lisa Santa Maria presented the proposed 2015 Administration operating budget, including personnel costs, of \$1,810,695 for an overall of 1.8% with an increase of \$52,240.

### **Mayor & Council - Decrease of 4.10%**

Reductions were made in conferences and commodities based on expenditure history.

### **Management & Planning - Increase of 2.36%**

\$10,000 was added for planning services. Laura Wassmer questioned the increase. Mrs. Santa Maria noted 2012 expenditures of \$16,000; 2013 expenditures of \$34,000 and present year expenditures are already \$17,500. Ted Odell would like to see more done in-house. Quinn Bennion noted the city was fortunate in that former Assistant City Administrator Dennis Enslinger had a strong planning background and was able to provide in-house services. Mr. Odell stated he would like to see a summary of planning services provided by Lochner. Mr. Bennion noted these include any city requested services such as ordinance review, comprehensive plan amendments, general staff report and residential reviews. Charges for Planning Commission application review are charged back to the applicant. Mr. Bennion stated the requested information will be provided by staff.

### **Information Technology - Decrease of 12.67%**

This decrease reflects a reduction in PC replacements, a decrease in consultant services and an adjustment to bring costs closer to actual. Eric Mikkelson confirmed this includes the JoCoIT services. Mr. Bennion noted the one-time start up costs are reflected in the equipment reserve fund.

### **Legal Services - Increase of 25%**

This budget area reflects costs for services provided at an hourly rate. Expenditures from the past five years were presented to demonstrate both the increases and the wide variation from year to year. Mrs. Santa Maria noted that the 2014 budgeted amount for legal services has already been spent.

- 2011 actual - \$110,516
- 2012 actual - \$225,682
- 2013 actual - \$249,735
- 2014 budget - \$160,000
- 2015 budget - \$200,000

Dan Runion asked if the increase reflected an increase in rate or hours. Katie Logan responded that her general services are provided at a negotiated rate; however, costs for litigation services provided by others is charged at a different rate. Laura Wassmer suggested looking at lower cost litigators. Eric Mikkelson suggested the legal contract be taken out to bid on a regular basis. Quinn Bennion stated the City Attorney is a Mayor appointed position. Legal costs are difficult to predict in advance. Laura Wassmer stated she would like to see a breakdown of legal expenditures. Mr. Bennion responded the increase reflects an increase in hours worked. Mr. Bennion stated that information will be provided.

**Human Resources - Increase of 8.84%**

This reflects an increase in payroll (ADP) fees and recruitment expenses.

**Finance - Increase of 5.85%**

Mrs. Santa Maria noted this increase reflects an increase in the cost for audit services and bond compliance services. She noted that with increased transactions taking place on-line, there has been an increase in credit cards fees which is expected to continue. Mr. Mikkelson asked if the bond fees would be decreasing with the level of bonds decreasing. Mrs. Santa Maria responded that they are not related. The fees are a review of the city's compliance with bond regulations. Mr. Mikkelson asked how much was being accessed on credit card fees. Mrs. Santa Maria responded \$8,000 to \$10,000. Council members suggested charging a convenience fee to cover these costs. It was noted that the city had increased some business license fees to recoup some of these costs.

**City Clerk - Increase of 1.57%**

License and reservation history was provided for 2013 and 2014. Eric Mikkelson asked if city fees were increased annually. Mrs. Santa Maria responded they are reviewed periodically. A cost of services analysis needs to be conducted with the review of fees. This does not directly affect the budget and can be done this fall after the completion of the budget. It was noted that recreational fees are reviewed annually.

**Municipal Court - Increase of 3.26%**

This budget increase is attributable to software maintenance and an increase in fees for credit card processing due to volume increases. A caseload history was presented for 2011, 2012 and 2013 reflecting an increase of 2,742 cases from 2012 to 2013.

**Codes Administration - Decrease of 2.41%**

Historical data reflected a slight increase in building permits processed; however, building inspections increased by approximately 1000 from 2012 to 2013 and code enforcement caseload increased by 184 from 2012 to 2013.

**Parks & Recreation - Increase of 2.79%**

Most expenditures remained the same with an increase in personnel costs and budgeted pool chair replacement at a cost of \$1,500. Recreation program participation data was presented for 2013.

### **Community Programs - Increase of 4.05%**

The increase in this budget is for a Community Center Update budgeted at \$16,000. Committee funding remains at its past level. Requested funding for JazzFest Committee is not reflected.

### **General Budget Items**

The following general budget costs are reflected in the proposed 2015 operating budget:

- Fuel: \$3.75 per gallon - same as 2014
- Health Insurance - 10.0% increase
- Dental Insurance - 5.5% increase
- Vision Insurance - 5.0% increase
- Property & Casualty insurance - 8.0% increase
- Worker's Compensation insurance - 8.0% increase
- KPERS - 0.9% employer rate increase for total of 10.69%
- Police Pension Contribution - same as 2014 - \$450,000
- Employee Merit Pool - 3.5%
- City Supplemental Pension match - same as 2014
- General Fund Contingency - \$500,00

Mrs. Santa Maria noted that these are projections and some cost may come in lower than projected.

### **Equipment Reserve**

Mrs. Santa Maria noted this funding source is a transfer from General Fund and interest on idle funds to set aside funds in anticipation of large item purchases that will need to be made in the future. The 2015 budget includes a transfer of \$600,000.

### **General Fund Transfer to CIP**

The proposed general fund transfer to CIP for 2015 is \$3.1M.

### **Outside Agency Funding**

Quinn Bennion noted the approved \$10,000 funding for JazzFest will be taken from the CIP. Terrence Gallagher suggested the cost could be covered through the recovery of credit card fees. Brooke Morehead asked how the committee amounts were determined, if specific requests were made by each committee. Mr. Bennion responded the previous year's budget amounts were used unless a change was requested by the committee. Laura Wassmer asked if the Council could see budget vs. actual expenditures by committee. Mr. Bennion responded this information was e-mailed to council members.

Lisa Santa Maria stated the CIP Budget presentation and Economic Development Fund would be presented at the July 16th Committee meeting. On July 21st she would be requesting permission to publish the 2015 budget with the public hearing and adoption of the budget scheduled for the August 4th City Council meeting.



### **Executive Session**

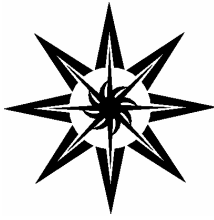
Andrew Wang moved pursuant to KSA 75-4319 (b) (6) that the Governing Body, recess into Executive Session in the Multi-Purpose Room **for a period not to exceed 75 minutes** for the purpose of discussing possible acquisition of property. Present will be the Mayor, City Council, City Administrator, Assistant City Administrator, Assistant to the City Administrator and City Attorney. The motion was seconded by Laura Wassmer and passed unanimously.

Council President Ashley Weaver reconvened the meeting at 11:30 p.m.

### **ADJOURNMENT**

With no further business to come before the Council Committee of the Whole, Council President Ashley Weaver adjourned the meeting at 11:32 p.m.

Ashley Weaver  
Council President



**NEW BUSINESS**

**Committee of Whole Meeting Date: June 16, 2014**

**Council Meeting Date: June 16, 2014**

**\*COU2014-20: HB 2578 and Consider Ordinance 2311 repealing certain provisions of the Code of the City of Prairie Village**

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**BACKGROUND**

HB 2578 was enacted during the 2014 session of the Kansas Legislature and becomes effective July 1, 2014.

The Uniform Public Offence Code (“UPOC”), which is published annually by the League of Kansas Municipalities, includes about 100 public offenses which may be prosecuted in municipal courts. Some UPOC provisions have parallel provisions under state law (prosecuted by the District Attorney in state court) and some are local violations only. Prairie Village and Mission Hills have historically adopted the current annual version of the UPOC, with amendments. In 2013, both cities retained the 2012 version of the UPOC in order to retain certain provisions regulating knives.

Section 12-104 of the Prairie Village City Code, and Sections 10.1 and 10.1.1 of the 2012 UPOC, as adopted and amended by the City of Prairie Village and by Mission Hills, include provisions prohibiting certain activities involving knives and firearms which the City may not enforce as long as the provisions of HB 2578 are effective and enforceable.

The applicable provisions of HB 2578 are summarized below.

**KNIVES:**

HB 2578, Section 8, amends K.S.A. 2013 Supp. 12-16,134 by prohibiting municipalities from enacting and *enforcing* any ordinance relating to the transportation, possession, carrying, sale, transfer, purchase, gift, devise, licensing, registration, or use of a knife or knife making components. The term “municipalities” does not include unified school districts, jails and juvenile correction facilities. The addition of the term “enforcing” closed a loophole relied on the City last year when it retained the 2012 version of UPOC including certain provisions regulating knives.

Assuming HB 2578 remains effective and enforceable, practical effects for Prairie Village:

- Prairie Village may not enact or enforce local ordinances which make the possession of knives a criminal offense.
- Prairie Village may not prohibit persons from carrying knives on public property, including into public buildings, other than jails or juvenile correctional facilities.

**FIREARMS:**

HB 2578, Section 5, allows open carry to be prohibited in buildings, including city buildings, according to regulations and signage to be adopted by the Kansas Attorney General. As of June 11, 2014, no regulations have been adopted. It is expected that the ability to prohibit open carry in city buildings will be the same as the ability to prohibit conceal carry, or be broader.

HB 2578, Section 6, enacted a new state statute which prohibits the possession of loaded firearms (concealed or unconcealed) on or about the person or within such person's immediate access and control while in a vehicle, while under the influence of alcohol or drugs or both, to such a degree as to render such person incapable of safely operating a firearm.

HB 2578, Section 7, amends K.S.A. 2013 Supp. 12-16,124 by prohibiting cities from adopting or *enforcing* any ordinances governing the purchase, transfer, ownership, storage, *carrying* or transporting of firearms or ammunitions, and by eliminating certain exceptions which allowed cities to regulate certain aspects of firearms, including the "manner" of open carry and loaded firearms in vehicles. However, Section 7 does allow cities to adopt employment policies, consistent with the Personal and Family Protection Act (K.S.A. 2013 Supp. 75c01 *et seq.*) regarding the carrying of firearms by employees.

HB 2578, Section 16, allows a corrections facility, a jail facility or a law enforcement agency to prohibit the carrying of handgun or other firearm, concealed or unconcealed, by any person into any secure area of a building.

Assuming HB 2578 remains effective and enforceable, practical effects for Prairie Village:

- Prairie Village may not enact or enforce local ordinances which make the open carry of a firearm a criminal offense.
- Except as noted below, Prairie Village may not enact or enforce ordinances or other regulations relating to the transportation or possession of firearms in vehicles.

- Possession of a loaded firearm on or about the person or within a person's immediate access and control while in a vehicle, while under the influence, may be charged by Prairie Village police as a state law violation.
- Except as noted below, Prairie Village may not prohibit open or conceal carry of firearms on public property.
- Prairie Village may prohibit open carry of firearms in city buildings in accordance with regulations to be adopted by the Kansas Attorney General.
- Prairie Village may prohibit open carry of firearms by employees in the work place, including in city vehicles. This does not appear to be conditioned upon a four year exemption or adequate security measure requirements of 2013 HB 2052.
- By virtue of the 4 year exemption period (expires January 1, 2018) adopted by Prairie Village in 2013 in response to 2013 HB 2052, Prairie Village may prohibit conceal carry (public and employees) in all buildings which are covered by the 4 year exemption.
- After the 4 year exemption period expires, Prairie Village may only prohibit employees from conceal carrying in city buildings if (i) the building has "adequate security measures" (electronic equipment and personnel at public entrances to detect and restrict the carrying of any weapons into a building, including, but not limited to, metal detectors and metal detector wands), and (ii) the employee does not have restricted access to the building.
- After the 4 year exemption period expires, Prairie Village may only prohibit persons other than employees from conceal carrying in buildings if the building has adequate security measures.
- Prairie Village may not prohibit employees from conceal carrying in their personal vehicles and in city parking lots.
- Prairie Village may prohibit the carrying of any firearm in the secure area of the police department.

Current Action Recommended.

It is anticipated that the City will adopt the 2014 UPOC which will exclude provisions in the 2012 UPOC, as amended, which are inconsistent with HB 2578. However, the 2014 UPOC will not be available from the LKM prior to July 1, the effective date of HB 2578.

On July 1, 2014, three provisions of the Prairie Village Code, Sections 10.1 and 10.1.1 of the 2012 UPOC as amended, and Section 12-104 prohibiting firearms in city parks, will not be enforceable as long as HB 2578 is effective and enforceable. Accordingly the Chief of Police and I recommend repealing those sections of the Prairie Village Code effective as of July 1, 2014.

I understand that on June 9, 2014 the City of Mission Hills, which adopted the same amended Section 10.1 and 10.1.1 of the 2012 UPOC as Prairie Village passed a resolution not to enforce that section effective July 1, 2014 when HB 2578 will become effective.

Ordinance 2311 repeals Section 10.1 “Criminal Use of Weapons” and Section 10.1.1 “Conceal Carry Where Prohibited” of the 2012 UPOC as adopted and amended by the City of Prairie Village effective July 1, 2014.

Ordinance 2311 also repeals Section 12-104, entitled “Dangerous Weapons Not Allowed” effective July 1, 2014.

Copies of the repealed sections are attached to this Memo.

The City Attorney and Chief of Police recommend approval of Ordinance 2311

**ATTACHMENTS**

Ordinance 2311

Text of Sections to be Repealed

**PREPARED BY**

Katie Logan  
City Attorney

June 11, 2014

**ORDINANCE NO. 2311**

**AN ORDINANCE REPEALING CERTAIN PROVISIONS OF THE CODE OF THE CITY OF PRAIRIE VILLAGE REGULATING FIREARMS AND KNIVES BY AMENDING ARTICLE I OF CHAPTER XI ARTICLE I OF THE CODE OF THE CITY OF PRAIRIE VILLAGE, 2003, ENTITLED “PUBLIC OFFENSES & TRAFFIC” BY REPEALING SECTION 10.1 “CRIMINAL USE OF WEAPONS” AND SECTION 10.1.1 “CONCEAL CARRY WHERE PROHIBITED” AND BY REPEALING SECTION 12-104, ENTITLED “DANGEROUS WEAPONS NOT ALLOWED” OF ARTICLE I “CITY PARKS” OF CHAPTER XII “PUBLIC PROPERTY”.**

**WHEREAS**, by its stated terms House Bill 2578, L. 2014, Ch. 97, becomes effective on July 1, 2014; and

**WHEREAS**, without waiving any challenges to all or any portion of such legislation, the City desires to amend certain provisions of the Code of the City of Prairie Village pending any ultimate determination of the enforceability of any or all of House Bill 2578.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE, KANSAS:**

**SECTION ONE**

11-107. is hereby amended to read as follows:

**11-107. SAME.**

Article 10 of the Uniform Public Offense Code is hereby amended by repealing existing Section 10.1 “Criminal Use of Weapons” and Section 10.1.1 “Conceal Carry Where Prohibited”

**SECTION TWO**

Section 12-104, entitled “Dangerous Weapons Not Allowed” of Article I “City Parks” of Chapter XII “Public Property” is repealed.

**SECTION THREE**

This ordinance shall be published prior to and shall take effect and be enforced from and after July 1, 2014.

**PASSED AND APPROVED THIS 16TH DAY OF JUNE, 2014**

\_\_\_\_\_  
RONALD L. SHAFFER, MAYOR

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
JOYCE HAGEN MUNDY, CITY CLERK

\_\_\_\_\_  
CATHERINE P. LOGAN, CITY ATTORNEY

**Section 9.16 Residential Picketing.** It is unlawful for any person to engage in picketing before or about the residence or dwelling of any individual in the city or before or about any church in the city.

Every person convicted of violating this section shall be imprisoned for not more than one year or fined not more than \$2,500 or by both such fine and imprisonment, provided that any person convicted of a second or subsequent conviction shall be required to be confined to not less than five consecutive days in the county jail in addition to any penalty assessed, which period of imprisonment shall not be suspended nor the defendant placed on probation until the five consecutive days are served.

(Ord. 2069, Sec. 4, 2004; Ord. 2085, Sec. 4, 2004; Ord. 2102; Sec. 5, 2005; Ord. 2110, Sec 1, 2005; Ord. 2136, Sec. 5, 2006; Ord. 2158, Sec. 5, 2007; Ord. 2177, Sec. 5, 2008; Ord. 2210, Sec. 6, 2009; Ord. 2232, Sec. 6, 2010; Ord. 2240, Sec. 6, 2011; Ord. 2263, Sec. 4, 2012)

11-107. SAME. Article 10 of the Uniform Public Offense Code is hereby amended by deleting existing Section 10.1 and inserting in place thereof the following:

**Section 10.1 Criminal Use of Weapons.**

(a) Criminal use of weapons is knowingly:

- (1) Selling, manufacturing, purchasing, possessing or carrying any bludgeon, sandclub, metal knuckles or throwing star, or any knife, commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement. This subsection shall not prohibit any ordinary pocket knife, which has a spring, detent or other device which creates a bias towards closure of the blade and which requires hand pressure applied to such spring, detent, or device through the blade of the knife to overcome the bias towards closure to assist in the opening of the knife;
- (2) Carrying concealed on one's person or possessing with intent to use the same unlawfully against another, a dagger, dirk, billy, blackjack, slung shot, dangerous knife, straight-edged razor stiletto or any other dangerous or deadly weapon or instrument of like character, except that an ordinary pocket knife with no blade more than four inches in length, shall not be construed to be a dangerous knife or a dangerous or deadly weapon or instrument;
- (3) Carrying on one's person or in any land, water or air vehicle, with intent to use the same unlawfully, a tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance;
- (4) Carrying any pistol, revolver, shotgun, rifle or other firearm with similar characteristics, concealed or exposed on or about the person, or in or on any part or area of any air, land or water vehicle unless the pistol, revolver or other firearm is unloaded and encased in a container that completely encloses the pistol, revolver or other firearm, except when on the person's land or in the person's abode or fixed place of business;
- (5) Setting a spring gun;

Repeal



- (6) Possessing any device or attachment of any kind designed, used or intended for use in silencing the report of any firearm.
- (b) Subsections (a) (1), (2), (3) and (4) shall not apply to or affect any of the following:
  - (1) Law enforcement officers or any person summoned by an officer to assist in making arrests or preserving the peace, while actually engaged in assisting that officer;
  - (2) Wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crimes, while acting within the scope of their authority;
  - (3) Members of the armed services or reserve forces of the United States or the Kansas National Guard while in the performance of their official duty; or
  - (4) Manufacture of, transportation to, or sale of weapons to a person authorized under (b) (1) through (b) (3) of this section to possess such weapons.
- (c) Subsection (a) (4) does not apply to or affect the following:
  - (1) Watchmen, while actually engaged in the performance of the duties of their employment;
  - (2) Licensed hunters or fishermen, while engaged in hunting or fishing;
  - (3) Private detectives licensed by the state to carry the firearm involved, while actually engaged in the duties of their employment;
  - (4) Detectives or special agents regularly employed by railroad companies or other corporations to perform full-time security or investigative service, while actually engaged in the duties of their employment; or
  - (5) The state fire marshal, the state fire marshal's deputies or any member of a fire department authorized to carry a firearm pursuant to K.S.A. Supp. 31-157 and amendments thereto, while engaged in an investigation in which the fire marshal, deputy or member is authorized to carry a firearm pursuant to K.S.A. 31-157 and amendments thereto.
- (d) Subsections (a)(1) and (6) shall not apply to any person who sells, purchases, possesses or carries a firearm, device or attachment which has been rendered unserviceable by steel weld in the chamber and marriage weld of the barrel to the receiver and that has been registered in the national firearms registration and transfer record in compliance with 26 U.S.C. 5841 et seq. in the name of that person and, if that person transfers that firearm, device or attachment to another person, has been so registered in the transferee's name by the transferor.
- (e) Subsection (a)(4) shall not apply to any person carrying a concealed weapon as authorized by K.S.A. Supp. 75-7c01 through 75-7c17.
- (f) It shall be a defense that the defendant is within an exemption. (K.S.A. 21-4201)
- (g) Violation of this section is a Class A violation.  
(Ord. 2069, Sec. 5, 2004; Ord. 2085, Sec. 5, 2004; Ord. 2102, Sec. 6, 2005; Ord. 2136, Sec. 6, 2006; Ord. 2158, Sec. 6, 2007; Ord. 2177, Sec. 6, 2008; Ord. 2210, Sec. 7, 2009; Ord. 2232, Sec. 7, 2010; Ord. 2240, Sec. 7, 2011; Ord. 2263, Sec. 5, 2012)

**Section 10.1.1 Concealed Carry; Where Prohibited.**

(a) No license issued pursuant to Chapter 32 of the 2006 Session Laws of Kansas shall authorize the licensee to carry a concealed weapon into:

- (1) Any place where an activity declared a common nuisance by K.S.A. 22-3901, and amendments thereto, is maintained;
- (2) Any police, sheriff, or highway patrol station;
- (3) Any detention facility, prison, or jail;
- (4) Any courthouse;
- (5) Any courtroom, except that nothing in this section would preclude a judge from carrying a concealed weapon or determining who will carry a concealed weapon in the judge's courtroom;
- (6) Any polling place on the day an election is held;
- (7) Any meeting of the governing body of a court, city, or other political or taxing subdivision of the state, or any committee or subcommittee thereof;
- (8) On the state fairgrounds;
- (9) Any state office building;
- (10) Any athletic event not related to or involving firearms which is sponsored by a private or public elementary or secondary school or any private or public institute of postsecondary education;
- (11) Any professional athletic event not related to or involving firearms;
- (12) Any portion of a drinking establishment as defined by K.S.A. 41-2601, and amendments thereto, except that this provision shall not apply to a restaurant as defined by K.S.A. 41-2601, and amendments thereto;
- (13) Any elementary or secondary school building or structure used for student instruction or attendance;
- (14) Any community college, college, or university facility;
- (15) Any place where the carrying of firearms is prohibited by federal or state law;
- (16) Any child exchange and visitation center provided for in K.S.A. 75-720 and amendments thereto;
- (17) Any community mental health center organized pursuant to K.S.A. 19-4001 *et seq.*, and amendments thereto; mental health clinic organized pursuant to K.S.A. 65-211 *et seq.*, and amendments thereto; psychiatric hospital licensed under K.S.A. 75-3307b, and amendments thereto; or state psychiatric hospital, as follows: Larned state hospital, Osawatomie state hospital, or Rainbow mental health facility;
- (18) Any city hall;
- (19) Any public library operated by the state or political subdivision of the state;
- (20) Any day care home or group day care home, as defined in Kansas administrative regulation 28-4-113, or any preschool or childcare center, as defined in Kansas administrative regulation 28-4-420; or
- (21) Any church or temple.

(b) Violation of section is a Class A violation. (2006 Session Laws of Kansas, Chapter 32)

(Ord. 2136, Sec. 6, 2006; Ord. 2158, Sec. 6, 2007; Ord. 2177, Sec. 6, 2008; Ord. 2210, Sec. 7, 2009; Ord. 2232, Sec. 7, 2010; Ord. 2240, Sec. 7, 2011; Ord. 2263, Sec. 5, 2012)

#### **10.1.2 Concealed Carry; Where Prohibited by Employers.**

(a) Nothing in K.S.A. Supp. 75-7c01 through 75-7c17, and amendments thereto (the "Act"), shall be construed to prevent:

**CHAPTER XII. PUBLIC PROPERTY**

- Article 1. City Parks
- Article 2. Municipal Swimming Pool
- Article 3. Tennis Program

**ARTICLE 1. CITY PARKS**

12-101. CITY LAWS EXTENDED TO PARK. The laws of the city shall extend to and cover all city parks. (Code 2003)

12-102. POLICE JURISDICTION OVER PARKS. The city shall have police regulations governing any public parks belonging to the city and the chief of police and law enforcement officers of the city shall have full power to enforce city laws governing city parks and shall maintain order therein. (Code 2003)

12-103. DAMAGING PARK PROPERTY. It shall be unlawful for any person, except duly authorized city employees, to willfully or wantonly remove, injure, tarnish, deface or destroy any building, walk, bench, tree or improvement or property of any kind belonging to any park owned by the city. (Code 2003)

12-104. DANGEROUS WEAPONS NOT ALLOWED.

- A. Except as provided in subsection (b), it shall be unlawful for any person to carry or have in his or her possession any firearm or dangerous weapon or to shoot or discharge the same within the limits of any city parks.
- B. The provisions of subsection (a) above shall not apply to duly authorized law enforcement officers in the performance of official duty.

(Code 2003)

Repeal

12-105. VEHICLE REGULATIONS.

- A. Motor vehicles, including any vehicle licensed to operate on public streets, roads and highways shall be operated on paved areas in a safe and prudent manner at all times in park areas.
- B. Except as provided in subsection (d), it shall be unlawful for any person to park any motor vehicle in any area not designated for such purpose.
- C. Except as provided in subsection (d), it shall be unlawful for any person to operate any motor vehicle within any city park except upon roads, drives and parking areas established by the city.
- D. Subsections (b) and (c) above shall not apply to authorized city employees while engaged in the maintenance and care of the park.
- E. It shall be unlawful to operate any such vehicle in any park area at a speed in excess of 20 m.p.h.

(Code 2003; Ord. 2127, Sec. II, 2006)

**MAYOR'S ANNOUNCEMENTS**

**June 16, 2014**

**Committee meetings scheduled for the next two weeks:**

Prairie Village Arts Council	06/18/2014	7:00 p.m.
Recreational Vehicle Work Group	06/19/2014	11:30 a.m.
Environment/Recycle Committee	06/25/2014	7:00 p.m.
Village Fest Committee	06/26/2014	7:00 p.m.
Planning Commission	07/01/2014	7:00 p.m.
Council Committee of the Whole	07/07/2014	6:00 p.m.
City Council	07/07/2014	7:30 p.m.

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The Prairie Village Arts Council is pleased to a mixed media exhibit by Helen Benson as the June exhibit in the R. G. Endres Gallery.

Recreation memberships are on sale in the City Clerk's Office.

The City offices will be closed Friday July 4 in observance of the Independence Day holiday. Deffenbaugh also observes this holiday so trash pick-up will be delayed one day.

VillageFest is Friday July 4 from 7:30 a.m. to 1:00 p.m.. All Prairie Village residents swim free at the Prairie Village pool from 12:00 p.m. - 6:00 p.m.

## INFORMATIONAL ITEMS

June 16, 2014

1. Planning Commission Minutes - May 6, 2014
2. Prairie Village Arts Council Minutes - April 16, 2014
3. Prairie Village Arts Council Minutes - March 19, 2014
4. Prairie Village Arts Council Minutes - February 19, 2014
5. JazzFest Committee Minutes - May 14, 2014
6. JazzFest Committee Minutes - May 23, 2014
7. Mark Your Calendars

**PLANNING COMMISSION MINUTES**  
**May 6, 2014**

**ROLL CALL**

The Planning Commission of the City of Prairie Village met in regular session on Tuesday, May 6, 2014, in the Municipal Building Council Chambers at 7700 Mission Road. Vice Chairman Bob Lindeblad called the meeting to order at 7:00 p.m. with the following members present: Nancy Wallerstein, Jim Breneman, Larry Levy, Randy Kronblad and Nancy Vennard.

The following persons were present in their advisory capacity to the Planning Commission: Ron Williamson, City Planning Consultant; Kate Gunja, Assistant City Administrator; Jim Brown, Building Official and Joyce Hagen Mundy, City Clerk/Planning Commission Secretary.

**INTRODUCTION OF NEW COMMISSION MEMBERS**

Vice Chairman Bob Lindeblad welcomed Jim Breneman and Larry Levy who were appointed by Mayor Shaffer to the Planning Commission on April 7th.

**APPROVAL OF MINUTES**

Nancy Vennard noted a typographical error on the last page of the minutes in the second paragraph "wither" should be "whether" and moved the approval of the Planning Commission minutes of April 1, 2014, as corrected. The motion was seconded by Randy Kronblad and passed by a vote of 4 to 0 with Breneman and Levy abstaining.

**ELECTION OF OFFICERS**

Bob Lindeblad stated with the resignation Ken Vaughn, the position of Planning Commission Chairman is vacant and asked for nominations for Chairman, Vice-Chairman and Commission Secretary.

Nancy Vennard nominated Bob Lindeblad to serve as Chairman of the Planning Commission. Randy Kronblad seconded the motion and with no additional nominations the motion was passed unanimously.

Nancy Wallerstein nominated Nancy Vennard to serve as Vice-Chairman of the Planning Commission. Randy Kronblad seconded the motion and with no additional nominations the motion was passed unanimously.

Nancy Vennard nominated Joyce Hagen Mundy to serve as Secretary of the Planning Commission. Jim Breneman seconded the motion and with no additional nominations the motion was passed unanimously.

## **PUBLIC HEARINGS**

### **PC2014-03 Renewal of Special Use Permit for Daycare Program 4805 West 67th Street**

Bob Lindeblad announced that as a member of Faith Lutheran Church, the owner of the facility used by the Kansas City Autism Training Center, he would be recusing himself from participation in PC2014-03 the request for renewal of the Special Use Permit for a Daycare Program at 4805 West 79th Street and left the room.

Vice-Chairman Nancy Vennard reviewed the procedure for the public hearing and confirmed with the Planning Commission Secretary that the appropriate notices had been published and mailed.

Ron Johnson, Executive Director of the Kansas City Autism Training Center, 4805 West 67th Street, noted they have been located in Prairie Village for eight years and are requesting renewal of the Special Use Permit to operate a child care center in the Faith Lutheran Church located at 4805 W. 67<sup>th</sup> Street. KcATC plans to provide care for up to 60 children between the ages of 2-1/2 to 16. The center will operate year around Monday - Friday, 7:30 am to 5:30 pm. The center will be closed holidays; and spring, summer and winter breaks. The projected enrollment includes 18 children diagnosed with autism receiving one-on-one therapy and 42 non-autistic children enrolled in the preschool. The preschool has a one to five staff to student ratio. They have 28 staff employees.

KcATC will provide professional, research-based interventions and training for children with a pervasive developmental disorder and their families. This center will also provide education to parents, educators, therapists and other direct service providers in the Kansas City area.

The childcare center occupies two floors of the education wing of the church. Four classrooms, an office, and a storage room are used on the ground floor and four rooms are used on the first floor. There is an existing courtyard that is accessed from the ground floor that serves as the outdoor exercise and play area. The courtyard is bound by the building on the east, west and south sides and a wall and fence complete the enclosure on the north side.

A neighborhood meeting was not required since no one appeared at the original approval.

There was no one present to address the Commission on this application and the public hearing was closed at 7:10 p.m.

Ron Williamson noted the original Special Use Permit was considered and recommended for approval by the Planning Commission on May 3, 2011, and approved by the Governing Body on May 16, 2011, subject to the following conditions:

1. That the childcare center be approved for a maximum of 50 children and be contained within the existing building and courtyard as presented by the applicant.
2. That the child care center be permitted to operate year-round from 7:00 am to 6:00 pm subject to the licensing requirements by the Kansas Department of Health and Environment.
3. That the Special Use Permit be issued for the child care center for a period of three years from the date of City Council approval and that if the applicant desires to continue the use after that time period expires, they shall file a new application for reconsideration by the Planning Commission and City Council.
4. If this permit is found not to be in compliance with the terms of the approval of the Special Use Permit, it will become null and void within 90 days of notification of noncompliance unless noncompliance is corrected.

Randy Kronblad confirmed the initial Special Use Permit was for three years with the renewal being for a five-year period.

Mr. Williamson noted the applicant has made significant improvements to the playground area. Mr. Johnson stated they had received grant funds for the playground improvements and noted that overall they had spent between \$120,000 and \$150,000 on renovations to the facility for their program.

Vice Chairman Nancy Vennard led the Commission in the following review of the findings of fact required by the City's Code and the "Golden Factors":

**FACTORS FOR CONSIDERATION SPECIFIC TO SPECIAL USE PERMITS:**

1. **The proposed special use complies with all applicable provisions of these regulations including intensity of use regulations, yard regulations, and use limitations.**

The childcare program is contained within an existing building and fenced playground, which is in compliance with the zoning regulations.

2. **The proposed special use at the specified location will not adversely affect the welfare or convenience of the public.**

The childcare program will be an asset to the community because it will provide a much-needed service for taking care of children with pervasive developmental disorders. Continued approval of this location will allow the expansion of this service.

3. **The proposed special use will not cause substantial injury to the value of other property in the neighborhood in which it is to be located.**

The childcare center is located within an existing structure and will not create any problems for the adjacent property in the neighborhood. The City has not received any complaints on the use since it started operation.

4. **The location and size of the special use, the nature and intensity of the operation involved in or conducted in connection with it, and the location of the site with respect to streets giving access to it, are such that this special use will not dominate the immediate neighborhood so as to hinder development and use of**



**neighboring property in accordance with the applicable zoning district regulations. In determining whether the special use will so dominate the immediate neighborhood, consideration shall be given to: a) the location, size and nature of the height of the building, structures, walls and fences on the site; and b) the nature and extent of landscaping and screening on the site.**

The childcare center is within an existing building and no new construction will occur. Therefore, the use will not have a dominating effect on the existing neighborhood.

- 5. Off-street parking and loading areas will be provided in accordance with standards set forth in these regulations and said areas shall be screened from adjoining residential uses and located so as to protect such residential uses from any injurious affect.**

The childcare center uses the existing off-street parking and loading areas adjacent to Roe Avenue that are currently being provided by the church. The childcare center will not be operating at the same time as other events at the church and should not create a conflict. The parking lot is large and should easily accommodate the traffic and parking needs.

- 6. Adequate utility, drainage and other necessary utilities have been or will be provided.**

Since this use occupies an existing facility, utility services are already provided.

- 7. Adequate access roads or entrance and exit drives will be provided and shall be so designed to prevent hazards and to minimize traffic congestion in public streets and alleys.**

Adequate entrance and exit drives currently exist off Roe Avenue and the childcare center utilizes the existing infrastructure that is already in place.

- 8. Adjoining properties and the general public will be adequately protected from any hazardous or toxic materials, hazardous manufacturing processes, obnoxious odors, or unnecessary intrusive noises.**

This particular use does not have any hazardous materials, processes, odors or intrusive noises that accompany it.

- 9. Architectural style and exterior materials are compatible with such styles and materials used in the neighborhood in which the proposed structure is to be built or located.**

The special use has not required any changes in the exterior architecture or style of the existing building.

#### **GOLDEN FACTORS FOR CONSIDERATION:**

- 1. The character of the neighborhood;**

The neighborhood is predominantly single-family dwellings to the north, south, east, and west. The existing property is a church.

- 2. The zoning and uses of property nearby;**

North: R-1A Single-Family District - Single Family Dwellings  
East: R-1A Single-Family District - Single Family Dwellings  
South: R-1A Single-Family District - Single Family Dwellings  
West: R-1B Single-Family District - Single Family Dwellings

**3. The suitability of the property for the uses to which it has been restricted under its existing zoning;**

The property is zoned R-1A Single-Family Residential District which permits single-family dwellings, churches, schools, public building, parks, group homes and other uses that may be permitted either as a conditional use or special use. The property has a variety of uses available and it can accommodate uses that complement the primary use as a church.

**4. The extent that a change will detrimentally affect neighboring property;**

The use has been in existence for approximately two years and has not created any detrimental neighborhood issues. The renewal request is for 60 students, an increase of 10 students.

**5. The length of time of any vacancy of the property;**

The church was built in 1961 and, to our knowledge, has never been vacant.

**6. The relative gain to public health, safety and welfare by destruction of value of the applicant's property as compared to the hardship on other individual landowners;**

The project is within an existing building that will not have any exterior modifications. The applicant will be able to better utilize the property and no hardship will be created for adjacent property owners.

**7. City staff recommendations;**

The use has been in operation for approximately two years with no complaints; the use is within an existing building with no exterior changes; the use will have minimal impact on the neighborhood; and the use provides a needed service for preschool children that is in demand in Prairie Village. It is recommended that it be approved for five years so that it can be reevaluated to be sure that it does not adversely affect the neighborhood.

**8. Conformance with the Comprehensive Plan.**

One of the primary objectives of Village Vision is to encourage reinvestment in the community to maintain the quality of life in Prairie Village. The childcare center is an amenity that will improve quality of life in Prairie Village and help make it a desirable location for young families. This application for renewal of the Special Use Permit of the child care center is consistent with Village Vision in encouraging reinvestment; providing multiple uses in existing buildings and making better use of underutilized facilities.

Randy Kronblad moved that Planning Commission find favorably on both sets of factors and recommend approval of the renewal of the Special Use Permit for KcATC Child Care Center at 4805 W. 67<sup>th</sup> Street to the Governing Body subject to the following conditions:

1. That the childcare center be approved for a maximum of 60 children and be contained within the existing building and courtyard as presented by the applicant.
2. That the child care center be permitted to operate year-round from 7:00 am to 6:00 pm subject to the licensing requirements by the Kansas Department of Health and Environment.
3. That the Special Use Permit be issued for the child care center for a period of five (5) years from the date of Governing Body approval and that if the applicant desires to continue the use after that time period expires, they shall file a new application for reconsideration by the Planning Commission and Governing Body.
4. That the child care center be in compliance with all state and local code requirements.
5. If this permit is found not to be in compliance with the terms of the approval of the Special Use Permit, it will become null and void within 90 days of notification of noncompliance unless noncompliance is corrected.

The motion was seconded by Nancy Wallerstein and passed by a vote of 5 to 0.

### **Site Plan Approval**

Ron Williamson noted that since the use is entirely contained within an existing building and courtyard, and no physical changes are proposed to the exterior of the building or site, site plan approval is not necessary.

Chairman Bob Lindeblad returned to the meeting and chair.

### **NON PUBLIC HEARINGS**

#### **PC2014-110 Temporary Use Permit for a Summer Camp 4801 West 79th Street**

Carla Allen with Children's Mercy South stated they are requesting a Temporary Use Permit to provide an eight-week Summer Treatment Program for approximately 40 children with ADHD. This is the first year for the program to be in Prairie Village. It has been held in Overland Park the past two years. The program will be held at the Kansas City Christian School from June 2, 2014 to July 25, 2014. The hours of operation will be 7:30 am to 5:30 pm; Monday, Tuesday, Wednesday, Friday and 7:30 am to 8 pm on Thursday. The program will use three classrooms, the cafeteria, the gymnasium, and the outdoor playgrounds.

Ron Williamson stated the proposed Summer Treatment Program will use the existing building, parking lots, and outdoor areas and there will be no changes made to the property. Therefore, no site plan is required. Since the short-term use is for more than 30 days, it requires Planning Commission approval.

The Planning Commission may approve the temporary use permit provided that the application meets the following:

1. **The applicant shall submit in written form a complete description of the proposed use, including drawings of proposed physical improvements, estimated accumulation of automobiles and persons, hours of operation, length of time requested, and other characteristics and effects on the neighborhood.**

The applicant has submitted a two-page description of the program and stated on the application that it will be provided from 7:30 am to 5:30 pm; Monday, Tuesday, Wednesday, Friday and from 7:30 am to 8 pm on Thursday from June 2<sup>nd</sup> until July 25<sup>th</sup>. There will be no external changes to the facility or grounds so it should have no adverse effects on the neighborhood. This provides needed service for the community and is a good use of a facility that would remain unused for the summer.

**2. If approved, a specific time period shall be determined and a short-term permit shall not be operated longer than the period stipulated in the permit.**

The applicant has requested that the short-term use be approved for the period from June 2, 2014 to July 25, 2014, and that would be the maximum time of operation that would be permitted.

**3. Upon cessation of the short-term permit, all materials and equipment shall be promptly removed and the property restored to its normal condition. If after giving full consideration to the effect of the requested short-term permit on the neighborhood and the community, the Planning Commission deems the request reasonable, the permit for the short-term use may be approved. Conditions of operations, provision for surety bond, and other reasonable safeguards may be written into the permit. Such permit may be approved in any zoning district.**

There will be no external changes to the building and grounds; therefore, no adverse effects on the adjacent neighborhood.

Larry Levy moved the Planning Commission approve the temporary use permit for an ADHD Summer Treatment Program at 4801 W. 79<sup>th</sup> Street subject to the following conditions:

1. That the temporary use permit for the ADHD Summer Treatment Program be approved for a period from June 2, 2014 to July 25, 2014.
2. That the hours of operation shall be from 7:30 am to 5:30 pm on Monday, Tuesday, Wednesday, Friday and 7:30 am to 8 pm on Thursday.
3. That the Summer Treatment Program uses the existing building, parking, driveways, and playgrounds and will make no external changes to the property.
4. That the applicant properly maintains the exterior area of the property and will leave it in an acceptable condition when the program ends on July 25<sup>th</sup>.

The motion was seconded by Nancy Vennard and passed unanimously.

### **PC2014-111 Site Plan Approval for Wireless Communication Antenna 7700 Mission Road**

Justin Anderson with Selective Site Consultants, 9900 West 109th Street, Suite 300, presented the application on behalf of Sprint for approval to add three new antenna panels and a fiber optic cable to upgrade its communications network for higher capacity and speed. Sprint also proposes to remove some existing equipment boxes and install new equipment within existing cabinets. The three existing equipment cabinets have been removed. The fiber optic cable will be inside the tower. Currently Sprint is at the 110' elevation on the tower and has only three panel antennas. The new antennas will be approximately 13" wide by 64" long. The antennas and the supporting equipment will add approximately 120 lbs. for each location, for a total of about 360 lbs.

Ron Williamson stated a structural analysis has been prepared and states that the monopole or tower is structurally capable of supporting the existing and proposed antennas, their mounting equipment, and the coaxial and fiber optic cable inside the tower. The structural report varied from the AT&T structural report and the difference is that the earlier report over-estimated the size and weight of the Sprint panels.

In October 2009, the Planning Commission approved the Special Use Permit Renewal for this tower and the approval was based on the new Wireless Communications Ordinance. Changes in the installation for carriers are required to be submitted to the Planning Commission for site plan review and approval. The Planning Commission approved similar upgrades for AT&T and Verizon Wireless in March.

Since no neighbors have appeared at previous neighborhood meetings and the changes were not major, the applicant was not required to hold a neighborhood meeting.

Chairman Bob Lindeblad led the Planning Commission in the following review of the criteria for site plan approval:

**A. The site is capable of accommodating the building, parking areas and drives with appropriate open space and landscape.**

The proposed improvements will occur on the existing tower, which according to the structural report is adequate to accommodate the proposed improvements.

**B. Utilities are available with adequate capacity to serve the proposed development.**

Adequate utilities are available to serve this location.

**C. The plan provides for adequate management of stormwater runoff.**

No additional impervious area will be created because all improvements will be on the tower.

**D. The plan provides for safe and easy ingress, egress, and internal traffic circulation.**

The site utilizes the existing driveway and parking lot for circulation that currently serves it and no changes are proposed.

**E. The plan is consistent with good land planning and good site engineering design principles.**

The applicant has prepared a structural analysis and the tower is sufficient to carry the additional load.

**F. An appropriate degree of compatibility will prevail between the architectural quality of the proposed building and the surrounding neighborhood.**

The tower has been at this location for more than twenty years and the proposed installation consists of adding three antennas, which is a minor improvement compared to the size of the tower. The tower is located in the Municipal Complex and has very little impact on surrounding residential areas.

**G. The plan represents an overall development pattern that is consistent with the comprehensive plan and other adopted planning policies.**

Wireless communications are not specifically addressed in Village Vision. Generally it falls into maintaining and improving infrastructure.

Nancy Wallerstein moved the Planning Commission approve the proposed site plan (PC2014-111) for the installation of wireless communication antenna at 7700 Mission Road by Sprint subject to the following conditions:

1. That the antennas be installed as shown on the proposed site plan.
2. That the wiring be contained inside the tower
3. That the new equipment be installed in the existing cabinets.

The motion was seconded by Randy Kronblad and approved unanimously.

**PC2014-112 Site Plan Approval for Wireless Communication Antenna  
7231 Mission Road**

Justin Anderson with Selective Site Consultants, 9900 West 109th Street, Suite 300, presented the application on behalf of Sprint for approval to add three new antenna panels to the tower at St. Ann's Church and remove three equipment boxes located at 7231 Mission Road. Currently there are three antenna panels located on the stone panels of the church steeple. All the antennas on the brick portion of the steeple have been removed.

Ron Williamson noted that in December 2011, the Planning Commission approved the replacement of three antennas and the addition of three new antennas. At that time there were 12 antennas on the steeple. All but three of those antennas have been removed. The brick portion of the steeple has been repaired more satisfactorily than the stone panels. The stone panels need to be cleaned and repaired where the antennas have been removed. At that time, the three equipment cabinets were to be removed within 12 months. The equipment cabinets need to be removed so that adequate space is available in the equipment compound to provide space for other providers.

The applicant has submitted a structural report concluding that the steeple is adequate to support the load of the existing and proposed installation. Actually, the number of antennas and supporting equipment will be less than it was in 2011.

In 1996, the Planning Commission approved a Conditional Use Permit for Sprint on the St. Ann's steeple/tower with the equipment boxes contained within a brick wall extending from the building. In 2001, a Special Use Permit was approved for Nextel. Nextel and Sprint merged and a renewal of the Special Use Permit was approved for Sprint/Nextel in 2006. In 2009 a Site Plan was approved for a Clearwire installation under the new Wireless Communications Ordinance. St. Ann's Church is a stealth wireless communication installation and therefore, under the new ordinance, only requires Site Plan Approval.

Since this is a minor change in the installation, the applicant was not required to hold a neighborhood meeting.

Chairman Bob Lindeblad led the Planning Commission in the following review of the criteria for site plan approval:

**A. The site is capable of accommodating the building, parking areas and drives with appropriate open space and landscape.**

The capability of the site to accommodate the equipment compound was addressed in the previous approval of the Conditional Use and Special Use Permits.

**B. Utilities are available with adequate capacity to serve the proposed development.**

Adequate utilities are available to serve this location.

**C. The plan provides for adequate management of stormwater runoff.**

The amount of impervious area will not be changed and, therefore, will not have an impact on stormwater runoff.

**D. The plan provides for safe and easy ingress, egress, and internal traffic circulation.**

The site utilizes the existing driveway and parking lot for circulation that currently serves it and no changes are proposed.

**E. The plan is consistent with good land planning and good site engineering design principles.**

This is a stealth installation and the details of the overall design of the equipment compound and antennas were worked out on the approval of the Conditional Use Permit and subsequent Special Use Permits.

**F. An appropriate degree of compatibility will prevail between the architectural quality of the proposed building and the surrounding neighborhood.**

This is a stealth installation and the antennas have a very minor impact on the appearance of the church steeple. The equipment cabinets have been incorporated into a brick walled area that is attached to the building and it is not noticeable from the street. The installation has been incorporated into the steeple in a manner so that its visual impact is minimal. The brick and stone surfaces of the steeple need to be cleaned and repaired where the antennas have been removed to improve the appearance.

**G. The plan represents an overall development pattern that is consistent with the comprehensive plan and other adopted planning policies.**

Wireless communications are not specifically addressed in Village Vision. Generally it falls into maintaining and improving infrastructure.

Nancy Vennard asked for clarification on the site plan presented on sheet A3. It was determined the submitted site plan was not current. The units that remain are at 1B, 2B and 3B and the new units will be added at 1C, 1D and 3C. There will be six antennas in total. Bob Lindeblad confirmed that repairs would be made where the antennas have been removed.

Jim Breneman asked for clarification on what is a "stealth" installation. Mr. Williamson replied a "stealth" installation is where the antenna are attached to an existing structure

and are not visible. In this application all of the equipment is located in a brick wall at the base of the church and unseen to the public. Other Commission members gave examples of other “stealth” installations in the area.

Jim Breneman moved the Planning Commission approve the proposed site plan (PC2014-112) for the installation of wireless communication antenna at 7231 Mission Road by Sprint subject to the following conditions:

1. That the antennas be installed as shown on the proposed site plan.
2. That the wiring be contained inside the church steeple.
3. That all equipment and wiring shall be below the screening wall.
4. That the three existing equipment cabinets shall be removed immediately.
5. That the applicant clean and repair the surfaces where the antennas have been removed and restore the surfaces to the original condition.
6. That the new antennas shall be painted a color that blends with the brick and stone on the church steeple so that their visibility is minimized.

The motion was seconded by Nancy Vennard and approved unanimously.

### **PC2014-113 Site Plan Approval for Wireless Communication Antenna 9011 Roe Avenue**

John Schmitz with Crown Castle, presented the application on behalf of Sprint for approval to add three new antenna, install a fiber optic cable, and install new equipment in the existing equipment boxes. They are seeking approval to replace three antennas and replace three equipment boxes with two. The Planning Commission approved this in 2013. Sprint is consolidating its multiple network technologies into one new network called Network Vision.

Ron Williamson noted the conditions of approval for PC 2013-110:

1. That the antennas be installed as shown on the proposed site plan.
2. That all wiring be contained inside the tower.
3. That the three existing cabinets shall be removed immediately after the operation of the new cabinets has been approved, but in no event longer than 12 months from the date of Planning Commission approval of this application. The applicant shall notify the City when the existing cabinets are removed.
4. That the applicant prepare a structural analysis of the tower to confirm that it is sufficient to carry the additional load.
5. That the applicant replaces the existing wood fence with an eight-foot tall fence to screen the equipment boxes. Plans for the fence shall be submitted to Staff for review and approval prior to obtaining a permit.

Based on the plans submitted with this application, Sprint has complied with all the conditions.

This monopole was approved in 1996 and at that time approval was by Conditional Use Permit. The monopole was approved for a height of 100 feet and Sprint antennas are on the top. In 2004, a Special Use Permit was granted to Cingular (now AT&T) to install antennas at the 90 foot elevation along with equipment cabinets in the compound at the base of the antenna. In 2009, a Special Use Permit was granted to Clearwire to install antennas and equipment cabinets. Sprint is a major shareholder in Clearwire and the



Clearwire antennas were installed as a modification to the Sprint antennas at the top of the tower. The three new antennas, which are approximately 13" wide and 64" long, will be installed in existing canisters that are already on the pole. The fiber optic cable will be within the pole.

Subsequent to the application in 2011, a new Federal law was passed that requires all local governments to approve any request for replacement of transmission equipment on an existing wireless tower or equipment compound provided the request does not substantially change the physical dimensions of the tower or base station.

Since no neighbors have appeared at previous neighborhood meetings and the changes were not major, the applicant was not required to hold a neighborhood meeting.

Chairman Bob Lindeblad led the Planning Commission in the following review of the criteria for site plan approval:

**A. The site is capable of accommodating the building, parking areas and drives with appropriate open space and landscape.**

The capability of the site to accommodate the equipment compound was addressed in the approval of the Special Use Permit. The proposed improvements will occur on the existing tower and within the existing equipment compound.

**B. Utilities are available with adequate capacity to serve the proposed development.**

Adequate utilities are available to serve this location.

**C. The plan provides for adequate management of stormwater runoff.**

No additional impervious area will be created and therefore a stormwater management plan is not required.

**D. The plan provides for safe and easy ingress, egress, and internal traffic circulation.**

The site utilizes the existing driveway and parking lot for circulation that currently serves it and no changes are proposed.

**E. The plan is consistent with good land planning and good site engineering design principles.**

The details of the overall design of the equipment compound were worked out on the approval of the Conditional Use Permit. The applicant has submitted a structural analysis to confirm that the tower has sufficient capacity to carry the existing and proposed load.

**F. An appropriate degree of compatibility will prevail between the architectural quality of the proposed building and the surrounding neighborhood.**

The tower has been at this location for approximately eighteen years. The tower is located at the Fire Station in a commercial area and has very little impact on surrounding residential areas. All the equipment will be located within the equipment compound. The existing ice bridge will be used. The wiring will be inside the tower. An

eight-foot high fence has been installed to provide better screening of the equipment compound.

**G. The plan represents an overall development pattern that is consistent with the comprehensive plan and other adopted planning policies.**

Wireless communications are not specifically addressed in Village Vision. Generally it falls into maintaining and improving infrastructure.

Nancy Wallerstein asked if the tower would remain when the Fire District relocated. Mr. Williamson noted the buyer of the property may want to move the tower and if so they would be required to get a new Special Use Permit. Staff would recommend that the tower be replaced with a monopole tower at that time similar to the one located at 63rd and Mission Road.

John Schmitz stated that he was aware of the situation and that Crown Castle may be interested in purchasing the tower.

Randy Kronblad moved the Planning Commission approve the proposed site plan (PC2014-113) for the installation of wireless communication antenna at 9011 Roe Avenue by Sprint subject to the following conditions:

1. That the antennas be installed as shown on the proposed site plan.
2. That all wiring be contained inside the tower.

The motion was seconded by Nancy Wallerstein and passed unanimously.

**PC2013-103 Amendment to Sign Standards  
4200 West 83rd Street**

The applicant was not present.

Ron Williamson noted that on January 8, 2013, the Planning Commission approved sign standards and a monument sign for the First National Bank building. There are two other tenants in the building and the sign standards included a provision to place the names of these businesses with their logos on the stone wall on the east facade of the building. The applicant is requesting an amendment to move the tenant signs from the wall to the face of the canopy on the east facade of the building. The signs would be lettering only with no logos as were shown on the original approval.

Mr. Williamson stated he feels the proposed signs are more attractive and more compatible with the other building signage.

Randy Kronblad confirmed the approved monument sign would not change.

Nancy Vennard moved the Planning Commission approve the amendment to the First National Bank sign standards as described in text and displayed on graphic submitted subject to the applicant submitting the revised final sign standards to the City prior to obtaining a sign permit. The motion was seconded by Jim Breneman and passed unanimously.

## **OTHER BUSINESS**

### **NEXT MEETING**

To date an application for sign standards at 5300 West 94th Terrace has been submitted. Ron Williamson stated there might be an application by the school district for a temporary classroom at Briarwood Elementary School. The Preliminary and Final Plat for Chadwick Court may be ready action at the June meeting.

Kate Gunja stated the joint work session with the Planning Commission and the City Council would not be held until the Council has completed its work on the 2015 City Budget.

### **ADJOURNMENT**

With no further business to come before the Commission, Chairman Bob Lindeblad adjourned the meeting at 7:40 p.m.

Nancy Vennard  
Vice Chairman

Bob Lindeblad  
Chairman

Prairie Village Arts Council  
Wednesday, April 16, 2014  
7:00 p.m.  
City Hall Multi-Purpose Room

## Minutes

The Prairie Village Arts Council met at 7:00 p.m. in the City Council Chambers at City Hall. Members present: Shelly Trewolla, Chair, Art Weeks and Kim Horgan. Staff: Kate Gunja

### **Minutes**

The minutes from the February 19, 2014 and March 19, 2014 meetings were not approved due to lack of a quorum. This item will be continued to the May agenda.

### **Financial Reports**

Assistant City Administrator Kate Gunja reviewed the budget information with the Committee.

### **City Council Report**

None provided.

### **Exhibit/Receptions**

April Exhibit/Reception - Lucinda Baker, April 11<sup>th</sup>, 6:30 - 7:30 pm.

Shelly said that it was a nice exhibit.

May Exhibit/Reception – Wayne Wilkes, May 9<sup>th</sup>, 6:30-7:30 pm.

Shelly, Kim and Art said that they would be able to attend.

### **Old Business**

Ribbon Cutting for Corinth Square Sculpture, Thursday, April 24, 2014

Kate reported that everything had been coordinated for the event with the Chamber, *SPIN Pizza* and all speakers.

Discuss Marketing (including possible guidelines for promotions of events)

Continued to May Agenda.

Discuss Children's Show

Continued to May Agenda.

Discuss ways for Arts Council to expand

Continued to May Agenda.

### **New Business**

Discuss volunteers for Prairie Village Art Fair and recap information provided by Donna Potts at the March Meeting.

Kate passed around the volunteer sign-up sheet.

Discuss VillageFest

Continued to the May agenda.

The meeting was adjourned at 7:25 p.m. The next meeting will be May 21, 2014.

Prairie Village Arts Council  
Wednesday, March 19, 2014  
7:00 p.m.  
City Hall Multi-Purpose Room

## Minutes

The Prairie Village Arts Council met at 7:00 p.m. in the City Council Chambers at City Hall. Members present: Shelly Trewolla, Chair, Truss Tyson, Jack Shearer, Art Weeks and Councilmember Ted Odell. Staff: Kate Gunja

### Minutes

The minutes from the February 19, 2014 meeting were not approved due to lack of a quorum. This item will be continued to the April agenda.

### Update from Donna Potts regarding 2014 Art Fair

Prairie Village Merchants Association representative Donna Potts attended the meeting to provide the Committee with an update on the 2014 Art Fair. The Art Fair will occur May 30-June 1 this year. Donna reported that there were 500 applications and approximately 100 were selected. Donna said that Shawnee Mission Medical Center is a sponsor this year and that the LiveBlue space next to Bruce Smith Drugs will be open. The same band as last year, Michael Beers, will play on Friday night and the band Blue Orleans will play on Saturday night. The Arts Council has typically helped financially with the band and part of the food.

Donna requested that the Committee help with the same things that they have in previous years. All volunteers should meet at the information booth.

Friday, May 30	9:30 am, 2-3 volunteers needed to help set up the registration desk 5:30 pm, 4-5 volunteers needed to pass out wine and water
Sat, May 31	5:00 pm, 6+ volunteers need to pass out dinner, wine and water
Sun, June 1	10:30 am, 4 volunteers need to pass out sweet rolls

Donna also provided an update on the tenants in the PV and Corinth Shops.

### Financial Reports

Assistant City Administrator Kate Gunja reviewed the budget information with the Committee.

### City Council Report

Councilmember Ted Odell provided an update of the March 3 Council Meeting. He reported that the March 17 Meeting was cancelled. At the March 3 Meeting, a concrete contract was approved, SUP/CUPs were discussed and what occurs in the event of a

Mayor's vacancy was discussed along with how the Council President is selected and if a procedure should be written.

### **Exhibit/Receptions**

March Exhibit/Reception – CPlI, March 14<sup>th</sup>, 6:30 - 7:30 pm

Art Weeks attended the reception. He said that it was very well attended.

April Exhibit/Reception - Lucinda Baker, April 11<sup>th</sup>, 6:30 - 7:30 pm

Shelly said that they would be available for the April reception and Wayne sent an email and said that he would be available.

### **Old Business**

Tickets available for 2014 Shooting Stars Gala, March 30, 2014

Kate said that no members of the Arts Council had contacted her regarding the tickets available for the Shooting Stars Gala thus the tickets had been extended to the City Council. So far, 2 of the 6 available tickets are reserved.

Ribbon Cutting for Corinth Square Sculpture, April 24, 2014

Kate provided a copy of a tentative agenda for the ribbon cutting including the program, speakers who have already been confirmed, and promotions and information to include in various communications pieces. Jack Shearer said that he had contacted Spin Pizza today and that we were waiting to confirm this location for the reception site after the ribbon cutting.

Discuss Marketing (including possible guidelines for promotions of events)

Continued to April Agenda.

Discuss Children's Show

Continued to April Agenda

Discuss ways for Arts Council to expand

Shelly would like the members to continue to think of ways to expand offerings. Art brought up the idea of getting space at Standees to get some kind of limited release art film. Shelly wondered if there is any kind of short film contest for local artists.

One of the things Shelly would like to do is to develop some kind of way to showcase 3-D work. Shelly asked the members present to think of ideas of how to go about doing that.

### **New Business**

Discuss VillageFest

Continued to the April agenda.

The meeting was adjourned at 7:55 p.m. The next meeting will be April 16, 2014 at 7:00 pm.

Prairie Village Arts Council  
Wednesday, February 19, 2014  
7:00 p.m.  
City Hall Multi-Purpose Room

Minutes

The Prairie Village Arts Council met at 7:00 p.m. in the City Council Chambers at City Hall. Members present: Shelly Trewolla, Chair, Truss Tyson, Daniel Andersen, Kim Horgan, Wayne Wilkes, Lindsay Ridder, Jack Shearer, Julie Flanagan, and Shervin Razavian. Staff: Kate Gunja

**Minutes**

The minutes from the January 15, 2014 meeting were approved as submitted.

**Financial Reports**

Assistant City Administrator Kate Gunja reviewed the budget information requested at the last committee meeting including the Municipal Foundation funds related to the Arts Council.

**City Council Report**

Councilmember Ted Odell provided an update of the February 3 Council Meeting. At the Committee of the Whole Meeting the following was discussed: KC Communities of All Ages Project, Exterior Grant Program, discussion regarding City Council President election and vacancy of Mayor. At the regular Council Meeting there was a presentation by the First Lego League and 4 Special Use Permits for daycares and several appointments were approved. Councilmember Odell also provided an outline of items for upcoming City Council meetings.

**Exhibit/Receptions**

February Exhibit/Reception – Filbeck, Finkelston & Schnakenberg, February 14<sup>th</sup> from 6:30 to 7:30 p.m.

Shelly said that this was a good event and that it was well attended.

March Exhibit/Reception – CPII, March 14<sup>th</sup>, 6:30-7:30 p.m.

Shelly asked if anyone would be able to attend. Wayne, Julie and Kim indicated that they would attend.

**Old Business**

Discuss Shooting Stars Gala, March 30, 2014

Kate asked the Committee what information they would like printed in the program and shown on the screen at the event. The Committee said that they would like the Arts Council Logo and link to the website included in the program and would like only the logo displayed on the screen.



Shelly said that she was scheduled for check-in but wanted to know if anyone was interested in the 6 tickets available to the Committee. Shelly asked the Committee to please let Kate know by March 7 if anyone is interested in attending.

#### Ribbon Cutting for Corinth Square, April 24, 2014

Kate provided an update that she had spoken to the Northeast Johnson County Chamber of Commerce and the property managers and both indicated that April 24 worked for them. Kate also contacted Mayor Shaffer and this item is on his calendar. At the last meeting, the Arts Council discussed providing alcohol at the event. Kate said that she had discussed this with both the property manager and the ABC about different options including contacting the surrounding businesses who have a bar and patio. Kate said that she had spoken to Donna Potts with the merchants association and she suggested that the Arts Council contact one of the business near the sculpture and inquire if they would host an event directly after the ribbon cutting to socialize and meet the artist. Donna said that we might ask if they would offer free appetizers and possibly a drink special.

The Committee said that the artist was the one who requested the ribbon cutting. There was discussion among the Committee about businesses near the sculpture that might be contacted. Jack Shearer said that he would talk to Spin Pizza about hosting the event.

There was discussion regarding who would speak at the event. Kate indicated that she would ask Chamber President Deb Settle to facilitate. The Committee discussed that the Mayor could possibly say a few words about art in Prairie Village and that we also have the artist say a few words. The Committee said that it would be good to have one of the owners of the shopping center there as well to say a few words. Kate said that she would ask them to attend. As far as promotion goes, Kate said that the Chamber, City website, newsletter (if possible) and the PV Post would all be resources to utilize. Kate will work with Jack and Daniel Andersen on the details of the event.

Shelly brought up the idea of some kind of a banner or poster to promote the Arts Council that could be used at all events. Wayne Wilkes said that he would be happy to design something. The Council discussed having some kind of generic promotional card available to pass out at different events.

#### Discuss Marketing

Lindsay Ridder reviewed the marketing overview document that she had compiled for the Committee.

Wayne said that city staff had provided him with the administrative rights to the Arts Council Facebook page. Wayne provided an overview of the things he had done to update the Facebook page including changing the images. The Committee was impressed with the work that Wayne had done on the page. Wayne said that he would like to create "Events" on the page for all of the receptions.

There was discussion regarding how to get people more aware of the Facebook page. Wayne said that when the Facebook page was created a specific url was not indicated. Wayne wanted to get input from the Council on what that url should be. The committee suggested “pvarts.”

Councilmember Odell said that one thing he had been thinking about was doing some kind of a “class.” This could be used as a fundraising event. The committee discussed possibilities for something like this. Shelly and Julie said that they would work together on some ideas, possibly about art education or teaching techniques. There was discussion about some kind of arts programming and adding this into the newsletter with other program offerings.

Lindsey continued to review the social media, print and online media ideas. Wayne said that last week he reached out to the Arts Institute and their alumni office. They send out an e-newsletter every 2 weeks.

Lindsey said that the document was an overview and asked if there were ideas to add to the list.

The Committee was very supportive of yard signs and was interested in pricing those. The Committee thought that about 20 would be good. The Committee suggested Wayne, Lindsey and Kim work together on marketing and that they may want to add more money to the marketing budget during the budget discussion later in the meeting.

#### Discuss Children’s Show

Julie Flanagan said that she had not specifically done any research on a Children’s Art show yet but would.

#### **New Business**

##### Discuss Artist for August and September 2014

The Committee reviewed the following art work for possible exhibition in the gallery:

August	Randy Kornblad	Pastel
September	Gloria Hawkins & Christina Ellis	Photography

The Committee approved the application for Randy Kornblad. The Committee approved the application for Gloria Hawkins and Christina Ellis, pending staff verify the format of the artwork and that there is space to accommodate in the gallery.

##### 2014 Budget Discussion

The Committee discussed the 2014 budget and provided recommended funding levels in all line items. The Committee made separate line items for VillageFest, JazzFest and Shooting Stars and added additional money to the marketing budget.

##### JazzFest Funding

The Committee noted that this item was discussed as part of the 2014 budget. The Committee budgeted \$1,500 for JazzFest.

Discuss VillageFest

Shelly requested that this item be continued to the March meeting.

The meeting was adjourned at 8:55 p.m. The next meeting will be March 19 at 7:00 pm.

JAZZFEST COMMITTEE MINUTES  
May 14, 2014

Present: JD Kinney, Jane Andrews, Brooke Morehead, Donelea Hespe, Gloria Shearer, Jack Shearer, Mike Polich, Dan Andersen, Brian Peters, Kyle Kristofer, Larry Kopitnik and Joyce Hagen Mundy.

**Minutes & Budget Update**

Joyce distributed the minutes and a copy of the monthly statement. The minutes were approved as written. The current balance is \$9, 823.88. Jack noted that the leftover Merlot from the 2013 festival is being purchased by Jazz in the Woods and the committee will be getting an additional \$1,000 from that sale.

**Marketing**

Jack and JD have been working on Marketing for the Festival. An ad has been placed in the program for the Jazz in the Woods Festival at a cost of \$750; we plan to place our regular back cover ad in the September issue of JAMM Magazine at a cost of \$785. Proposals were received from the PV Post and Jack & JD recommend accepting their proposal for \$1300. Jack & JD will be meeting with the KC Star regarding additional marketing through them.

JD has set up the committee's RAZ account and will be working on an implementation strategy. He noted that it is not as intuitive as it was promoted. Jack reported that Jazz in the Woods has raised \$4,000 through their RAZ account.

Marketing at the PV Art Fair with "Save the Date" cards being distributed was discussed. Also the possibility of the sale of remaining 2013 event T-shirts. Joyce with contact Donna Potts regarding the sale of T-shirts

Possible promotional items were discussed. The suggestion was made to get fans printed with the program on one side instead of printing programs. The committee had fans at the first festival. Standees also gave out fans at last year's festival. It was suggested that this could be a promotional item for a sponsor.

Jack noted that late in the planning for last year's festival a company asked about supplying the cups for the drinks. This would be another possibility.

**Donors**

Jack and JD will be meeting with Mark Naster of Heartland Habitat for Humanity regarding other possible donors to approach. Casey Symonds is also talking with another potential donor. Brooke Morehead suggested contacting Steve Wilkinson at Menorah. JD will be talking with Claridge Court regarding their possible participation.

Joyce will be submitting a request to the Dunn Foundation for sponsorship. Jack has met with Tutera and they are interested in returning as a sponsor. Brooke reported that

she has a \$5000 commitment from UMB and is waiting to hear back from the UMB Retail division regarding a \$5000 commitment.

### **Talent**

Larry reported on his efforts for the 2014 festival talent. Deborah Brown has agreed to be the headliner. Deborah will very well known internationally, but less known locally. Marilyn Maye was interested in returning to the festival in some capacity; however, she is performing with the Kansas City Symphony on October 2nd and her contract does not allow her to perform in the KC Metro area within 30 days of that performance. The committee discussed other possible ways to involve Marilyn.

One of the desires of the committee was to bring a "blues component" to the festival. He made contact with Trampled Under Foot who were interested but they were already committed the date of the festival. He noted that this year he had several people who would have been happy to participate in the festival decline as they were already committed the date of the festival. With that said and with the direction from the committee to reduce talent costs he presented the following potential line-up at a projected cost of \$18,000.

- 3:00 - 3:50 Project H
- 4:10 - 5:00 Jazz Disciples
- 5:20 - 6:10 Shay Estes with Trio ALL plus Rod Fleeman and Matt Otto
- 6:30 - 7:20 Bram Wijnands Swingtet
- 7:40 - 8:40 Kevin Mahogany with the Joe Cartwright Trio
- 9:00 - 10:30 Deborah Brown with Joe Lovano and Terrell Stafford

Dan Andersen moved to authorize Larry Kopitnik to negotiate contracts with the proposed performers for presentation to the City Council in June. The motion was seconded by Donelea Hesper and passed unanimously.

Larry noted this is a good line-up, but not as well known locally and he believes a stronger marketing effort will need to be made for the festival.

Jack Shearer reported that he had written a letter to the Shawnee Mission East Jazz Director and the Booster Club regarding participation in the festival or in a joint fund-raising project, but has not had any response to his letter. JD volunteered to follow-up with the principal at East to make sure he was aware of our efforts to include Shawnee Mission East students.

### **Pricing**

The committee established the following prices and guidelines for the festival:

- Vendor tables at the Festival for merchandise sales - \$750
- Food vendors for the Festival - \$500
- Corporate Table (8 people) at the Festival - \$500
- Corporate Tent (32 people) at the Festival - \$1800

Commitments for these must be made by August 28th to allow sufficient time for ordering tables, tents, food and banners. The need to have accurate information on who and how many will be participating was stressed. Jack stated he would like to have someone coordinate this to prevent the unused tables and food that were a problem last year. Discussion continued on whether to cater the tents and tables or to give them tickets to purchase food from the vendors.

### **Web Site**

Jack reported that he would like to hire someone to coordinate the website and all social media that could do it on an on-going basis. This is especially necessary with the need for more marketing for this year's festival. Committee members noted this would be a significant expense. It was suggested to seek the services as an "in kind" donation. Committee members were directed to bring back suggestions for possible web site maintenance to the next meeting based on the people or companies they know. The City has current access to the web site and will be working to get it updated.

### **501C3**

Jack reported that Casey Symonds has done the initial research on securing a 501c3 designation for the Jazz Fest Committee. He has distributed his findings to the committee, but due to a work commitment he was unable to attend the meeting. Jack directed the committee to review the information and stated that it would be discussed at a future committee meeting.

### **Adjournment & Next Meeting**

The next meeting was set for Thursday, June 12th at 7 p.m. and the meeting was adjourned at 9:20 p.m.

**JAZZFEST COMMITTEE SPECIAL MEETING**  
**May 23, 2014**

Present: Donelea Hesse, Gloria Shearer, Jack Shearer, Dan Andersen, Kyle Kristofer, Larry Kopitnik and Joyce Hagen Mundy; unable to attend, but voting via e-mail: Brooke Morehead, Diane Mares.

Jack Shearer called to order the Special Meeting of the JazzFest Committee held via telephone conferencing on Friday, May 23, 2014 at 1:30 p.m.

The purpose of the meeting was to take official action on a proposal received by the PV Post for advertising and marketing services at a cost of \$1300. (a 45% discount from regular pricing)

Donelea Hesse moved the committee approve the proposal from the PV Post for advertising and marketing services at a cost of \$1300. The motion was seconded by Larry Kopitnik and passed unanimously.

The meeting was adjourned at 1:40 p.m.

**Council Members**  
**Mark Your Calendars**  
**June 16, 2014**

<b>June 2014</b>	Helen Benson mixed media exhibit in the R. G. Endres Gallery
June 13	MARC Regional Assembly
June 13	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
June 13	Moonlight Swim at Pool Complex - pool open until 10 p.m.
June 16	City Council Meeting
<b>July 2014</b>	Senior Arts Council mixed media exhibit in the R. G. Endres Gallery
July 4	City offices closed in observance of Independence Day
July 4	VillageFest
July 7	City Council Meeting
July 11	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
July 11	Moonlight Swim at Pool Complex - pool open until 10 p.m.
July 18	Moonlight Swim at Pool Complex - pool open until 10 p.m.
July 21	City Council Meeting
July 27	Prairie Village Water Show - 8:30 p.m.
<b>August 2014</b>	Randy Kronblad pastel exhibit in the R. G. Endres Gallery
August 1	Moonlight Swim at Pool Complex - pool open until 10 p.m.
August 4	City Council Meeting
August 8	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
August 18	City Council Meeting
<b>September 2014</b>	Gloria Hawkins and Christina Ellis mixed media exhibit in the R. G. Endres Gallery
September 1	City offices closed in observance of Labor Day
September 2	City Council Meeting
September 6	JazzFest
September 12	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
September 15	City Council Meeting
<b>October 2014</b>	State of the Arts exhibit in the R. G. Endres Gallery
October 6	City Council Meeting
October 10	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
October 20	City Council Meeting
<b>November 2014</b>	Jhulan Mukharji and Ada Koch mixed media exhibit in the R. G. Endres Gallery
November 3	City Council Meeting
November 14	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
November 17	City Council Meeting
November 27	City offices closed in observance of Thanksgiving
November 28	City offices closed in observance of Thanksgiving



**December 2014** Kathleen Manning photography exhibit in the R. G. Endres Gallery  
December 1 City Council Meeting  
December 12 Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.  
December 13 Volunteer Appreciation Holiday Party - Meadowbrook Country Club  
December 15 City Council Meeting  
December 25 City offices closed in observance of Christmas

