

**COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE  
April 21, 2008  
7:30 p.m.**

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. OATH OF OFFICE – Ruth Hopkins, Andrew Wang**
- V. PRESENTATION TO Carol Sader**
- VI. PUBLIC PARTICIPATION**
- VII. 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 – April 7, 2008
- 2. Approve Construction Change Order #3 (Final) with Linaweaver Construction for Project 190708: Tomahawk Storm Drainage Improvements (Nall Avenue to Roe Avenue).

- VIII. STAFF REPORTS**
- IX. COMMITTEE REPORTS**  
**Council Committee of the Whole – Andrew Wang**  
COU2008-32 Consider Resolution authorizing the Mayor to submit a Phase 1 Safe Routes to School Grant Application for FY 2009
- X. OLD BUSINESS**  
**Final Reading of Charter Ordinance Exempting the City from the Provisions of the Water Pollution Control Act.**
- XI. NEW BUSINESS**  
**Election of Council President**
- XII. ANNOUNCEMENTS**
- XIII. ADJOURNMENT**

**If any individual requires special accommodations -- for example, qualified interpreter, large print, reader, hearing assistance -- in order to attend the meeting, please notify the**

**City Clerk at 381-6464, Extension 4616, no later than 48 hours prior to the beginning of the meeting.**

**If you are unable to attend this meeting, comments may be received by e-mail at [cityclerk@PVKANSAS.COM](mailto:cityclerk@PVKANSAS.COM)**

**CITY COUNCIL  
CITY OF PRAIRIE VILLAGE  
April 21, 2008**

The City Council of Prairie Village, Kansas, met in regular session on Monday, April 21, 2008, at 7:30 p.m. in the Council Chambers of the Municipal Building.

**ROLL CALL**

Mayor Ron Shaffer called the meeting to order and roll call was taken with the following Council members present: Al Herrera, Bill Griffith, Ruth Hopkins, David Voysey, Michael Kelly, Andrew Wang, Laura Wassmer, Dale Beckerman, David Morrison and David Belz.

Also present were: Quinn Bennion, City Administrator; Katie Logan, representing the City Attorney; Wes Jordan, Chief of Police; Bob Pryzby, Director of Public Works; Dennis Enslinger, Assistant City Administrator, Karen Kindle, Finance Director and Joyce Hagen Mundy, City Clerk.

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

**OATH OF OFFICE**

The City Clerk administered the Oath of Office to re-elected Council representatives: Ruth Hopkins Ward 2 and Andrew Wang, Ward 3. Mayor Shaffer presented Council members Ruth Hopkins and Andrew Wang with their \$1 paychecks. Mayor Shaffer thanked Mr. Wang for his services during the past year as Council President.

## **PRESENTATION**

Mayor Shaffer called upon Former State Representative Carol Sader and presented her a proclamation honoring her as the recipient of the Johnson County League of Women Voters first “Making Democracy Work” Award. Ms Sader has served the community through the Kansas State Legislature, Johnson County Community College Board of Trustees, Mainstream Coalition, and other numerous organizations.

Ms Sader thanked the Council for this recognition and noted that “making democracy work” is what it is all about.

## **PUBLIC PARTICIPATION**

Linda Mau, 5439 Linden Drive, Roeland Park, addressed the City Council regarding the investigation of possible consolidation of public safety services by northeast Johnson County cities. Also present were Tony Plauto, former Roeland Park, City Clerk and Sue Grosdidier, Mission Councilwoman. They have spoken with John Martin, who worked on the consolidation of fire services, regarding the process and benefits. Ms Mau stated they will be visiting all northeast Johnson County cities to gauge the interest in the formation of a task force to begin dialog on the possibility of consolidating services. Ms Mau stated they are seeking someone to step up and formalize a task force to begin dialog. They have already spoken to the cities of Roeland Park and Mission.

Bob Reese, 7913 Roe Avenue, addressed the Council with his concerns regarding the city’s current “No Solicitation” regulations. He shared with the Council several large multi-colored flyers that have been accumulated from his property and his parents (both of which have “No Solicitation” stickers posted). He expressed concern as

these flyers are a green flag indicating no one home at the residence and encouraging residential burglary. He would like to see the ordinance strengthened and enforced to increase compliance.

Mr. Reese also had the following questions regarding the proposed Charter Ordinance: 1) Will it apply to everyone, i.e. commercial & residential properties? 2) Will there be a board overseeing the implementation of the ordinance? 3) Are there assurances that developers, such as OPUS will also be required to pay the fees. Mayor Shaffer stated the Charter Ordinance would be discussed later in the meeting and the questions would be answered at that time.

## **CONSENT AGENDA**

David Morrison asked for the removal of item #2 from the Consent Agenda. Andrew Wang moved the approval of the Consent Agenda for Monday, April 21, 2008 as amended:

1. Approve Regular Council Meeting Minutes - April 7, 2008
2. Removed

A roll call vote was taken with the following members voting "aye": Herrera, Griffith, Hopkins, Voysey, Kelly, Wang, Wassmer, Beckerman Morrison and Belz.

David Morrison noted the costs reflected on the proposed change order for Project 190708. The change order shows the purchase of Red Oak Trees at a cost of \$350 each. Mr. Morrison stated this was significantly higher than the price he was quoted by a local nursery. Bob Pryzby responded the costs reflect those accepted in the public bid for the entire project. Bill Griffith added the City competitively bids its

projects and noted while the cost for the trees may be high, other costs for the project were lower with the overall total bid being the lowest and best bid.

Ruth Hopkins moved the City Council approve Construction Change Order #3 (Final) with Linaweaver Construction for Project 190708: Tomahawk Storm Drainage Improvements - Nall Avenue to Roe Avenue for a decrease of \$60,697.32 and the addition of 56 contract days due to weather. The motion was seconded by Al Herrera and passed unanimously.

### **STAFF REPORTS**

Mayor Shaffer noted Staff Reports were given during the earlier Council Committee of the Whole meeting.

#### **Public Safety -**

- Chief Wes Jordan reminded the Council members of the Third Annual Skateboard competition between Mission Valley and Indian Hills Middle Schools to be held at the skate park on Friday afternoon, April 25<sup>th</sup> beginning at 5 p.m.

### **COMMITTEE REPORTS**

#### **Council Committee of the Whole**

COU2008-32 Consider Resolution authorizing the Mayor to submit a Phase 1 Safe Routes to School Grant Application for FY 2009

On behalf of the Council Committee of the Whole, Andrew Wang moved the City Council approve Resolution 2008-02 authorizing the Mayor to submit a Phase 1 Safe Routes to School Grant Application for FY2009. The motion was seconded by Ruth Hopkins and passed unanimously.

## **Smoke-Free Task Force**

David Belz announced the Smoke-Free Task Force would meet next Tuesday, April 29<sup>th</sup> at 7 p.m. to consider the City's ordinance in view of recent changes made by other cities.

## **OLD BUSINESS**

### **Final Reading of Charter Ordinance**

After the final reading of Charter Ordinance #23, Andrew Wang moved the City Council adopt Charter Ordinance #23 exempting the City of Prairie Village, Johnson County, Kansas, from the provisions of the Water Pollution Control Act, K.S.A. 12-3101 through K.S.A. 12-3107, and providing substitute and additional provisions relating to the establishment, operation, maintenance, improvement and regulations of sewer systems, including but not limited to, storm and surface water drainage systems and flood protection works, and to the issuance of bonds for the purpose of paying for the property and improvements necessary for all aspects of these systems. The motion was seconded by Bill Griffith.

Quinn Bennion advised the ordinance enables Prairie Village to go further with fee discussion. It does not establish anything concrete. The staff is still working on the best format. It will apply to all properties, commercial, residential, public, non-profit and religious and is designed to appropriately level the field when it comes to bearing the costs of stormwater management. The fees will be based on the amount of impervious surface on the property; for residential properties this includes roof and driveway; for commercial, it includes roof, parking lots and sidewalks. Larkin is currently inventorying city properties to determine accurate impervious surface data. Mr. Bennion stated it is

not the intention of the City to waive this fee for anyone; in fact, the committee is discussing assessing the fee on City owned property.

Al Herrera confirmed the entire assessment will be returned to Prairie Village and asked what the cost is projected to be for the average Prairie Village resident. Mr. Pryzby responded based on available data and an assessment of 34 cents per square foot the smaller lots on the north side of the city will have estimated fees of \$150 while the larger lots to the south with 3-car garages and circle drives could have fees as high as \$300 to \$500.

Laura Wassmer asked if these funds would go toward further infrastructure projects. Mr. Pryzby stated he would like to see the funds also apply to maintenance and operations for City infrastructure as well as Capital Improvement Projects.

Andrew Wang confirmed sidewalks are City property. Mr. Pryzby noted that is why sidewalks are not being included in the calculations for impervious surfaces for residential properties.

David Morrison confirmed this is a new fee being assessed to residents.

Dale Beckerman asked how these costs are currently being funded. Mr. Pryzby responded they are currently included in the public works operating budget.

David Voysey stated this came as a recommendation of the Finance Committee as a means to have a continuing funding source to handle the growing infrastructure needs of the City. He noted this is already being done in several neighboring cities. Mr. Pryzby added five cities have adopted similar ordinances.

Bill Griffith stated the biggest component of the proposed assessment is that it will include the high number of schools and religious properties that are currently exempt from property tax. Many of these properties are large contributors to stormwater



management problems experienced by the City as they have large properties with large amounts of impervious surface. This will provide a more equitable assessment to funding the city's commitment to maintain the city's stormwater management assets.

Dale Beckerman asked why it was necessary to exempt the City from state provisions. Katie Logan responded it is required by the City's Home Rule authority.

A roll call vote was taken with the following votes cast: "Aye" Herrera, Griffith, Hopkins, Voysey, Kelly, Wang, Wassmer, Beckerman and Belz; "Nay" Morrison passing by a vote of 10 to 1.

## **NEW BUSINESS**

### **Election of Council President**

In accordance with the Council practice of having the most senior Council member, who has not previously served as Council President, be elected to a one-year term, Andrew Wang nominated David Voysey to serve as Council President for 2008-2009. The nomination was seconded by Michael Kelly and passed unanimously. Mayor Shaffer welcomed Mr. Voysey to his new position.

### **Deployed Staff**

Al Herrera noted he attended a farewell reception for Sgt. Myron Ward who leaves for a year's deployment to Afghanistan on May 3<sup>rd</sup>. The pay that Sgt. Ward will receive while serving abroad will be less than what he earns from Prairie Village. Mr. Herrera stated he would like the City to consider paying the difference in salary to support his wife and daughter. Mr. Herrera noted this is not a common situation and he feels it merits consideration.

Mayor Shaffer asked if the City has had others serve the military abroad. Chief Jordan responded a dispatcher was deployed and there were officers deployed for the Gulf War.

Laura Wassmer asked if he volunteered or was called up. Chief Jordan stated he volunteered for service, but noted if called, it becomes mandatory.

Bill Griffith stated he felt this was common in the broader business and that payment to offset loss in salary would be done as a standard course of action. He agrees with Mr. Herrera that this merits consideration and would like to see human resources investigate what is done in other cities.

David Voysey asked if Sgt. Ward's position would be replaced. Chief Jordan responded a Corporal would be promoted to Sgt. Ward's position, but noted the department is not filling the corporal position. He noted funds have been budgeted to cover the salary.

Bill Griffith asked how many City employee's serve in the military reserves. Chief Jordan responded at this point, Sgt. Ward is the only one. Mr. Griffith stated he felt the proposed action would be a significant recruiting tool for the City and the department.

Chief Jordan noted the importance of distinguishing between normal duty and military deployment. Mayor Shaffer asked staff to investigate this question.

## **ANNOUNCEMENTS**

Environmental Recycle Committee	04/23/2008	7:00 p.m.
VillageFest	04/24/2008	7:00 p.m.
Smoke-Free Task Force	04/29/2008	7:00 p.m.
Council Committee	05/05/2008	6:00 p.m.
Council	05/05/2008	7:30 p.m.

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The Prairie Village Arts Council is pleased to feature an acrylics exhibit by Margaret Godfrey in the R. G. Endres Gallery for the month of April.

Recreation memberships are on sale in the City Clerk's office. The pool will open May 24<sup>th</sup>.

The 50<sup>th</sup> Anniversary books, Prairie Village Our Story, and Prairie Village Gift Cards continue to be sold to the public.

**Mayor Shaffer encouraged all Council members to attend the 75<sup>th</sup> Street Corridor public meeting on Tuesday, April 22<sup>nd</sup> at 7 p.m. at Asbury Methodist Church.**

### **ADJOURNMENT**

With no further business to come before the Council, the meeting was adjourned at 8:12 p.m.

Joyce Hagen Mundy  
City Clerk