

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Tuesday, February 19, 2008
7:30 p.m.**

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. SPECIAL PRESENTATION – Med-Act : Life Saving Recognition**
- V. PUBLIC PARTICIPATION**
- VI. 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 – February 4, 2008
2. Approve the purchase of three fuel dispensers from P.B. Hoidale Co. Inc., for \$19,545.20 and the trade-in of the used three fuel dispensers.
3. Approve the purchase of a 2008 Scag Mower with grass catcher for \$11,732.00 from Bledsoe’s Rental and the disposal of Asset 1124, 1127, and 1129, by auction.
4. Approve the purchase of a replacement pickup truck from Shawnee Mission Ford for \$22,596.00 and the disposal of Asset #1581 by auction.
5. Approve the purchase of a car wash machine from Kim Supply, Inc., for \$7,897.58 and disposal of Asset #0826 by trade-in.
6. Approve the purchase of a walk behind aerator from Bledsoe’s Rental, Inc., for \$2,500.00.
7. Approve the purchase of an 18-foot trailer from Croft Trailer Supply for \$4,845.00 and disposal of Asset #1427 by auction.
8. Approve Construction Change Order #2 with Linaweaver Construction for a time extension until February 29, 2008.
9. Approve the purchase of a replacement spreader attachment from Coleman Equipment for \$685.00 and dispose of Asset #1515 by junk disposal.
10. Adopt Ordinance 2166 amending Chapter 1 of the Prairie Village Municipal Code, 2003; entitled “Administration” by amending Article 2, Section 212 entitled “Code of Ethics” paragraph H “Applicability of Code” and paragraph J “Enforcement of Code”.
11. Adopt Ordinance 2164 amending Chapter 1 of the Prairie Village Municipal Code, 2003, entitled “Administration” by repealing the existing Article 8 entitled “Committees” and adopting a new Article 8 entitled “Committees” in its place.

12. Approve the participating membership agreement for the National Joint Powers.

By Committee:

13. Approve revisions to Council Policies 010, 056, 058, 250, and 301 and Personnel Policies 1100, 1125 and 1150 inserting "Council Committee of the Whole" in place of "Policy/Services Committee" and/or "Legislative/Finance

Committee." (Council Committee of the Whole Minutes – February 4, 2008)

14. Direct Staff to prepare an amendment to Council Policy 058 entitled "Industrial Revenue Bonds" to allow tax abatements as a possible economic development tool and bring to the Council for review. (Council Committee of the Whole Minutes – February 4, 2008)

15. Approve all three Johnson County Park and Recreation District Contracts as Written. (Park and Recreation Committee – February 13, 2008)

16. Amend Council Policy CP001 entitled "Public Committees" Section 5 "Prairie Village Sister City Committee. (Sister City Committee Minutes – February 11, 2008)

VI. STAFF REPORTS

VII. COMMITTEE REPORTS

VIII. OLD BUSINESS

IX. NEW BUSINESS

X. ANNOUNCEMENTS

XI. ADJOURNMENT

If any individual requires special accommodations -- for example, qualified interpreter, large print, reader, hearing assistance -- in order to attend the meeting, please notify the City Clerk at 381-6464, Extension 4616, no later than 48 hours prior to the beginning of the meeting.

If you are unable to attend this meeting, comments may be received by e-mail at cityclerk@PVKANSAS.COM

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
February 19, 2008**

The City Council of Prairie Village, Kansas, met in regular session on Tuesday, February 19, 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, Pat Daniels, Charles Clark, Nancy Wallerstein, Diana Ewy Sharp and David Belz.

Also present were: Quinn Bennion, City Administrator; Charles Wetzler, City Attorney; Wes Jordan, Chief of Police; Bob Pryzby, Director of Public Works and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer called for a moment of silence in memory of those killed and injured in Kirkwood, Missouri and then led all those present in the Pledge of Allegiance.

PRESENTATION

Chief Wes Jordan introduced Jeff Johnson, Med-act Division Chief for Community Education, to recognize three Prairie Village Police Department members for their life saving actions taken on September 25, 2007. This recognition is given for life saving action taken with the use of AED's. Mr. Johnson noted Prairie Village was the first police department to place AED's in all squad cars. Following Prairie Village's lead all Johnson County law enforcement departments now carry AED's in their police vehicles and became the first county in the nation to do so.

On the morning of September 25th, a woman collapsed outside of the Municipal Building. Officers Seth Meyers, Troy Johnson and Sgt. Steve Hunter responded to the call and with the use of an AED were able to restart the individual's heart and provide care until Med-Act personnel arrived on the scene. All three individuals were presented with the "Heart Saver Award" and will have their names engraved on the "Hall of Fame" hung in the Public Safety Center identifying Heart Saver Honorees. Mr. Johnson noted this was the second such award for Sgt. Steve Hunter and the fourth save involving members of the police department.

Mayor Shaffer joined with the Council and those present commending the Officers on their actions.

PUBLIC PARTICIPATION

John Faerber, 4806 West 68th Street, addressed the Council with his concerns regarding the proposed construction of a communication tower at the intersection of 67th & Roe on the property owned by Faith Lutheran Church. He feels this 120' tower will be out of character with the neighborhood and will devalue neighboring properties. He was surprised to learn that the City does not have any zoning regulations against communication towers and feels the City needs to address this issue. Mr. Faerber noted the cities of Leawood, Mission Hills, Westwood and Fairway all have specific zoning regulations addressing communication towers. He asked the City Council to place a moratorium on the construction of any communication towers until zoning regulations can be put in place. Mr. Faerber extended an invitation to attend a neighborhood meeting at their home on February 24th to discuss the proposed tower.

Kate Faerber, 4806 West 68th Street, noted they recently built a new home at this address and had to comply with the city's regulations on building height and felt there should be restrictions placed on communication towers. Mrs. Faerber distributed copies

of the zoning regulations on towers referenced by her husband earlier to all council members.

Bob Banker, 4305 West 82nd Street, addressed the Council as a 50 year resident of the City thanking the past and present Council's for their work and diligence to make Prairie Village a wonderful place to live and to address the needs of its residents. Mr. Banker stated he would be leaving the area and will miss Prairie Village greatly.

Lyndall Caldwell, 4009 West 84th Street, addressed the Council with his concerns regarding smoking in the apartment complex where he lives. Mr. Caldwell stated the tenant below his apartment smokes and the smoke travels through the ventilation system into his apartment. He is allergic to smoke and has related medical problems caused by exposure to smoke. Mr. Caldwell would like the City to consider adopting regulations that would require apartments to set aside a percentage of their units to be non-smoking.

Mr. Caldwell also noted problems with black mold in the apartment that, although he has addressed the issue with the apartment management, are being ignored. He noted there are simple steps that can be taken to address this potential health issue, but nothing is being done. Mayor Shaffer advised Mr. Caldwell that City staff will look into his concerns.

Mayor Shaffer acknowledged three boy scouts attending the meeting to earn their Citizenship in the Community and communications badges.

CONSENT AGENDA

Nancy Wallerstein announced that she would recuse herself from voting on item #15 due to a conflict of interest. Andrew Wang moved the approval of the Consent Agenda for Tuesday, February 19, 2008:

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12. Approve the participating membership agreement for the National Joint Powers.
13. Approve revisions to Council Policies 010, 056, 058, 250, and 301 and Personnel Policies 1100, 1125 and 1150 inserting "Council Committee of the Whole" in place of "Policy/Services Committee" and/or "Legislative/Finance Committee."
14. Direct Staff to prepare an amendment to Council Policy 058 entitled "Industrial Revenue Bonds" to allow tax abatements as a possible economic development tool and bring to the Council for review.
15. Approve all three Johnson County Park and Recreation District Contracts as written.
16. Amend Council Policy CP001 entitled "Public Committees" Section 5 "Prairie Village Sister City Committee.

A roll call vote was taken with the following members voting "aye": Herrera, Griffith, Hopkins, Voysey, Kelly, Wang, Wassmer, Daniels, Clark, Wallerstein (except #15), Ewy Sharp and Belz.

STAFF REPORTS

Public Safety - Chief Wes Jordan

- Stated he covered his items in the earlier Council Committee meeting.

Public Works - Bob Pryzby

- The Tomahawk Bridge Project continues to wait for acceptable weather to install the sidewalk and finishing items of the project. He noted the projected forecast does not have a window of opportunity for the work in the near future.
- The City is still having salt delivered and should have enough salt on hand for the remainder of the snow season.

Legal - Charles Wetzler

- Nothing new to report.

Administration - Quinn Bennion

- Dennis Enslinger, Assistant City Administrator, will begin with the City next week.
- There will be a joint bridge opening with Mission Hills upon the completion of the Tomahawk Bridge Project. A tentative date for the event is March 29th.

COMMITTEE REPORTS

Sister City Committee

Michael Kelly encouraged all Council members to attend the Sister City event welcoming the Shawnee Mission East Exchange Students to our community. The event will be held in the Council Chamber on Wednesday, February 27th at 7 p.m. Last year's event was well attended by the students and their host families and is both educational and entertaining.

OLD BUSINESS

There was no Old Business to come before the Council.

NEW BUSINESS

Bill Griffith asked the city attorney for clarification on Council members attending meetings similar to the one mentioned earlier by Mr. Faerber. Mr. Wetzler responded he would prefer Council members not attend such meetings noting the Council will be

deciding whether or not the requested Special Use Permit is approved. By attending, the Council member would have information that was not available to all others and therefore, places their vote in jeopardy of being challenged. It is not appropriate to attend.

Quinn Bennion noted Council members want to be responsive to their constituents; however, if you do attend you must state, at the time of the hearing before the Council, what information was gathered at the meeting that influenced your decision.

ANNOUNCEMENTS

Prairie Village Arts Council	02/20/2008	7:00 p.m.
Environment/Recycle Committee	02/27/2008	7:00 p.m.
Villagefest Committee	02/28/2008	7:00 p.m.
Council Committee of the Whole	03/03/2008	6:00 p.m.
City Council	03/03/2008	7:30 p.m.

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Mayor Shaffer noted there would be a Northeast Johnson County Chamber luncheon on Thursday, February 21st and asked Council members interested in attending to contact Jeanne.

The Prairie Village Arts Council is pleased to feature an oils exhibit by Mark Glover in the R. G. Endres Gallery for the month of February.

There will be a welcome reception for the 2007-2008 Shawnee Mission East high School International Students on Wednesday, February 27, 2008 at 7:00 p.m. It will be held in the Council Chambers at the City of Prairie Village. Please RSVP to Carole Mosher by February 22, 2008 at 913-381-3108.

The NLC Congressional Conference will be held March 8-12. Council members attending should contact Jeanne to coordinate and make travel arrangements.

The annual large item pick-up has been scheduled with Deffenbaugh for April 19th.

The 50th Anniversary books, Prairie Village Our Story, are being sold to the public.

Executive Session

Andrew Wang moved pursuant to KSA 75-4319(b)(2) and (b) (6) that the Governing Body recess into Executive Session for a period not to exceed twenty

minutes for the purpose of discussing security issues. The motion was seconded by Bill Griffith and passed unanimously.

Mayor Shaffer reconvened the Council meeting at 8:30 p.m.

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned at 8:30 p.m.

Joyce Hagen Mundy
City Clerk