

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Monday, April 16, 2007
7:30 p.m.**

- I. CALL TO ORDER
- II. ROLL CALL
- III. PLEDGE OF ALLEGIANCE
- IV. OATH OF OFFICE – MAYOR SHAFFER
- 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 – April 2, 2007
2. Claims Ordinance 2637
3. Approve the purchase of three marked police vehicles from Shawnee Mission Ford through the Metro coop bid price of \$21,218.00 per unit with funding from the 207 Public Safety Center budget 01-03-25-7100
4. Approve the lease and maintenance agreements with Midwest Office Technology (MOT) for both copiers in the Public Safety Center
5. Ratify the Mayor's reappointment of the following individuals to City Committees:

| | | |
|-------------------------------|----------------------|-------------|
| ADA Advisory Committee | Gary Groening | April, 2010 |
| ADA Advisory Committee | Craig Phillips | April, 2010 |
| ADA Advisory Committee | Michele Ohmes | April, 2010 |
| ADA Advisory Committee | Jon Ratliff | April, 2010 |
| ADA Advisory Committee | Kim Ratliff | April, 2010 |
| ADA Advisory Committee | Alleen VanBebber | April, 2010 |
| ADA Advisory Committee | Martha Wyrsh | April, 2010 |
| Planning Commission/BZA | Robert McKim | April, 2010 |
| Planning Commission/BZA | Randy Kronblad | April, 2010 |
| Planning Commission/BZA | Marlene Nagel | April, 2010 |
| Environment/Recycle Committee | Clair Barron | April, 2010 |
| Environment/Recycle Committee | Theresa (Teri) Carey | April, 2010 |
| Environment/Recycle Committee | Polly Swafford | April, 2010 |
| Environment/Recycle Committee | Diane Mooney | April, 2010 |
| Environment/Recycle Committee | Linda Smith | April, 2010 |
| Environment/Recycle Committee | Dylan Lehrbaum | April, 2008 |
| Park & Recreation Committee | Shelly Trewolla | April, 2010 |
| Park & Recreation Committee | A.J. LoScalzo | April, 2010 |
| Park & Recreation Committee | Kathy Peterson | April, 2010 |
| Prairie Village Arts Council | Bob Endres | April, 2010 |
| Prairie Village Arts Council | Bill Rose | April, 2010 |
| Sister City Committee | James Honesee | April, 2010 |
| Sister City Committee | Bob McGowan | April, 2010 |
| Sister City Committee | Robert Moffat | April, 2010 |
| Tree Board | Luci Mitchell | April, 2010 |
| Tree Board | Cliff Wormcke | April, 2010 |
| Tree Board | Linda Bishop | April, 2010 |
6. Ratify the Mayor's appointment of the following City Officials for four-year terms:

| | |
|-------------------|------------------------------|
| Barbara Vernon | City Administrator |
| S. Robert Pryzby | Public Works Director |
| Douglas Luther | Assistant City Administrator |
| Joyce Hagen Mundy | City Clerk |

Charles E. Wetzler
Stephen B. Horner
M. Bradley Watson
Mary Virginia Clarke
Fielding Norton, Jr.
Chauncey M. Depew

City Attorney
Assistant City Attorney
Municipal Judge
Municipal Judge
City Treasurer
City Prosecutor

7. Ratify the Mayor's appointment of Joe Nolke to the Parks & Recreation Committee to fill the unexpired term of James Reimer ending in April, 2009
8. Ratify the Mayor's execution of a proclamation declaring May 5, 2007 as "Lawrin's Legacy Day"
By Committee:
9. Approve the donation of \$500 toward the sponsorship of the "Lawrin's Legacy Day" celebration (Council Committee of the Whole Minutes – March 5, 2007)

VII. COMMITTEE REPORTS

Insurance Committee – Wayne Vennard

Consider 2007-2008 Property/Casualty Insurance

Council Committee of the Whole – David Belz

COU2006-55 Consider Project SP105: Crack seal/Slurry seal/Micro Surfacing Program

COU1007-33 Consider Project 190719: 2008 Storm Drainage Repair Program

VIII. OLD BUSINESS

IX. NEW BUSINESS

Election of Council President

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

**COUNCIL
CITY OF PRAIRIE VILLAGE
April 16, 2007
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, April 16, 2007, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Mayor 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, Wayne Vennard, Diana Ewy Sharp and David Belz.

Also present were: Barbara Vernon, City Administrator; Charles Wetzler, City Attorney; Capt. John Walter, Acting Chief of Police; Bob Pryzby, Public Works Director; Doug Luther, Assistant City Administrator; and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all present in the Pledge of Allegiance.

OATH OF OFFICE

The City Clerk administered the Oath of Office to re-elected Mayor Ronald L. Shaffer.

Mayor Shaffer distributed laminated \$1 checks to the Council Representatives on behalf of the Citizens of Prairie Village as a token of appreciation for their service and dedication to the City. Council President David Belz presented Mayor Shaffer with his \$1 check.

PUBLIC PARTICIPATION

Bob Reese, 7913 Roe Avenue, expressed his appreciation to the Council for conducting an additional study of the intersection at 79th Street and Roe Avenue before taking any action. He noted the traffic counts were taken with tabs across both lanes of traffic which he hoped did not double the results of the vehicle count.

Mr. Reese questioned the City's policy on teardowns. He noted his neighbor is removing his existing home and building a new home; however, he received no notice from the City that this was happening. He felt the City should notify the neighboring property owners when this is being done and the plans should be reviewed by the Planning Commission to ensure the appropriateness of the new structure. Mr. Reese stated this is done in Mission Hills and other cities. Mayor Shaffer responded that Mission Hills has an architectural review board process in place for new homes and Prairie Village does not have such a process. Laura Wassmer stated she felt the request for notification by the City was appropriate.

Jeanne Cassatt, great niece of Herbert Woolf expressed her appreciation to the City for its proclamation recognizing "Lawrin's Legacy Day". She also acknowledged those individuals instrumental in the formation of the event, who were also present at the meeting: Alexis and Donald Martin, Barbara and Edward Trost and Jere and Charles Stuckey. She noted her family was very honored and touched by the community recognition.

Mayor Shaffer noted the proclamation would be presented later in the meeting after its formal adoption.

Mayor Shaffer recognized a high school student from Rockhurst High School attending the meeting for his American Government class.

Laura Wassmer distributed a letter from John and Georgia VanDyke, regarding the intersection of 79th Street and Roe Avenue.

CONSENT AGENDA

Wayne Vennard requested the removal of items number 5 and 6 from the Consent Agenda.

David Belz moved the approval of the Consent Agenda for Monday, April 16, 2007 as amended with the removal of items #5 and #6:

1. Approve Regular Council Meeting Minutes - April 2, 2007
2. Approve Claims Ordinance 2637
3. Approve the purchase of three marked police vehicles from Shawnee Mission Ford through the Metro coop bid price of \$21,218.00 per unit with funding from the 2007 Public Safety Center budget 01-03-25-7100
4. Approve the lease and maintenance agreements with Midwest Office Technology (MOT) for both copiers in the Public Safety Center
5. Removed
6. Removed
7. Ratify the Mayor's appointment of Joe Nolke to the Parks & Recreation Committee to fill the unexpired term of James Reimer ending in April, 2009
8. Ratify the Mayor's execution of a proclamation declaring May 5, 2007 as "Lawrin's Legacy Day"
9. Approve the donation of \$500 toward the sponsorship of the "Lawrin's Legacy Day" celebration

A roll call vote was taken with the following members voting "aye": Herrera, Griffith, Hopkins, Voysey, Kelly, Wang, Wassmer, Vennard, Ewy Sharp (no on #9) and Belz.

#5 Consider Committee Reappointments

Wayne Vennard noted the lack of information given to the City Council on the reappointment of committee members with expiring terms. He feels the Council should be given information on these individual's before ratifying their reappointment. He would like to have information on their past attendance at committee meetings, information from the committee chairman and/or committee liaison as to their participation on the committee.

Mayor Shaffer noted these are all existing committee members whose initial appointments were ratified by the City Council.

Ruth Hopkins stated she also felt additional information on these reappointments would be appropriate such as why they wish to be reappointed to the committee. Mayor Shaffer noted attendance records could be gathered from meeting minutes

Michael Kelly stated he would particularly like to have a statement from Planning Commission members on why they would like to continue and a new application noting the power and influence these people have on the development of the City.

Bill Griffith expressed his amazement that a Council member would reject a volunteer committee member's reappointment and make the volunteer reapply or get approval of the committee chair to continue. Wayne Vennard stated he would like to know if they are attending meetings. Laura Wassmer agreed with Mr. Griffith that such action is micro-managing. She stated a chairman would advise the Mayor of any problems with a committee member, although she could possibly see this procedure on the Planning Commission; however, other committees should be up to the committee chair.

Mayor Shaffer stated historically if a person is not attending meetings, they will not accept reappointment and usually resign prior to the end of their term. He is made aware of any problems with committee members.

Michael Kelly stressed he only wants additional information on Planning Commission appointments.

Bill Griffith moved the City Council ratify the Mayor's reappointment of the following individuals to City Committees:

| | | |
|-------------------------|------------------|-------------|
| ADA Advisory Committee | Gary Groening | April, 2010 |
| ADA Advisory Committee | Craig Phillips | April, 2010 |
| ADA Advisory Committee | Michele Ohmes | April, 2010 |
| ADA Advisory Committee | Jon Ratliff | April, 2010 |
| ADA Advisory Committee | Kim Ratliff | April, 2010 |
| ADA Advisory Committee | Alleen VanBebber | April, 2010 |
| ADA Advisory Committee | Martha Wyrsh | April, 2010 |
| Planning Commission/BZA | Robert McKim | April, 2010 |
| Planning Commission/BZA | Randy Kronblad | April, 2010 |

| | | |
|-------------------------------|----------------------|-------------|
| Planning Commission/BZA | Marlene Nagel | April, 2010 |
| Environment/Recycle Committee | Clair Barron | April, 2010 |
| Environment/Recycle Committee | Theresa (Teri) Carey | April, 2010 |
| Environment/Recycle Committee | Polly Swafford | April, 2010 |
| Environment/Recycle Committee | Diane Mooney | April, 2010 |
| Environment/Recycle Committee | Linda Smith | April, 2010 |
| Environment/Recycle Committee | Dylan Lehrbaum | April, 2008 |
| Park & Recreation Committee | Shelly Trewolla | April, 2010 |
| Park & Recreation Committee | A.J. LoScalzo | April, 2010 |
| Park & Recreation Committee | Kathy Peterson | April, 2010 |
| Prairie Village Arts Council | Bob Endres | April, 2010 |
| Prairie Village Arts Council | Bill Rose | April, 2010 |
| Sister City Committee | James Honesee | April, 2010 |
| Sister City Committee | Bob McGowan | April, 2010 |
| Sister City Committee | Robert Moffat | April, 2010 |
| Tree Board | Luci Mitchell | April, 2010 |
| Tree Board | Cliff Wormcke | April, 2010 |
| Tree Board | Linda Bishop | April, 2010 |

The motion was seconded by David Belz.

Diana Ewy Sharp asked Mr. Vennard if he wanted to continue these reappointments until more information is given to the Council. Mr. Vennard responded he would like to have a formalized process in place for reappointment where the council liaison and/or the committee chair have input into the reappointment and attendance record for meetings is given. He does not feel it is appropriate to take action when only given the names of individuals. He would like to see an attendance records and at least a check mark indicating the committee chair's recommendation for reappointment.

The motion was voted on and passed unanimously

#6 Consider Appointment of City Officials

Wayne Vennard stated he had not seen the appointment of City officials on any previous agenda and questioned the process.

City Attorney Charles Wetzler stated the statutes and city code require the appointment of City officials with the election or appointment of the Mayor.

Diana Ewy Sharp thought the City officials served at the pleasure of the Mayor and questioned the need for Council action. Mr. Wetzler responded the code states that

City Officials are to be appointed by the Mayor with the appointments being ratified by the Governing Body.

Bill Griffith moved the City Council ratify the Mayor's appointment of the following City Officials as named:

| | |
|----------------------|------------------------------|
| Barbara Vernon | City Administrator |
| S. Robert Pryzby | Director of Public Works |
| Douglas Luther | Assistant City Administrator |
| Joyce Hagen Mundy | City Clerk |
| Charles E. Wetzler | City Attorney |
| Stephen B. Horner | Assistant City Attorney |
| M. Bradley Watson | Municipal Judge |
| Mary Virginia Clarke | Municipal Judge |
| Fielding Norton, Jr. | City Treasurer |
| Chauncey M. Depew | City Prosecutor |

The motion was seconded by Laura Wassmer and passed unanimously.

PRESENTATION OF PROCLAMATION

Mayor Shaffer called forward Jeanne Cassatt and read his proclamation of Saturday, May 5th as "Lawrin's Legacy Day" and presented the formal proclamation to Ms Cassatt. Mayor Shaffer urged all present to attend the celebration of this event.

COMMITTEE REPORTS

Insurance Committee

Wayne Vennard reported the Insurance Committee recently met to consider bids for 2007-2008 Property/Casualty Renewal. The committee reviewed the City's loss history over the past several years. This information was shared with the Council. Finding a relatively low loss experience in many categories, the committee recommends increasing the deductible for those categories to realize a substantial savings in premium costs which could be set aside in an insurance reserve account. Mr. Vennard explained in essence the City will be engaging in a certain amount of self-insurance. The premium savings from increasing the deductibles would be \$13,082.

Mr. Vennard noted the deductible on automobile coverage would remain at \$1,000 and the City's general liability coverage would continue with total coverage.

Bill Griffith commended the committee for looking into this at a deeper level. He feels the recommendation is excellent and the City could probably go with even higher deductibles. He advised the Council that this must be considered a long-term move.

David Voysey noted the changes of a significant loss in the next ten years are minimal; however, he agreed with Mr. Griffith that this is a long-term commitment and even if a loss occurs the City needs to stay with the plan.

Wayne Vennard noted realized savings could be added to the reserve annually.

Bob Frankovic, with Cretcher-Lynch, agreed with the recommendation of the committee. He noted the City took similar action several years ago with its workers' compensation account and it has been very successful.

Barbara Vernon advised the Council that it would need to adopt a resolution establishing the reserve fund. Bill Griffith noted this was not done in the past. Karen Kindle, Finance Director, stated the statutes allow the City to put money aside in established reserve funds for the future payment of insurance claims. David Voysey asked where these funds would come from. Mrs. Vernon replied they would be from the general fund with the savings realized from the reduced premiums.

On behalf of the Insurance Committee, Wayne Vennard moved the City Council renew the City's property/casualty coverage with the St. Paul Company at an annual cost of \$193,130 with the following deductible amounts:

| | |
|----------|---|
| \$25,000 | Property |
| \$25,000 | Scheduled IM Equipment |
| \$25,000 | Public Official Liability/Law Enforcement Liability |
| \$25,000 | Employment Practices Liability |
| \$ 0 | General Liability |

and further approve the establishment of an Insurance Reserve Fund in the amount of \$50,000. The motion was seconded by David Voysey and passed unanimously.

Council Committee of the Whole

COU2006-55: Consider Project SP105: 2007 Crack seal/Slurry seal/Microsurfacing Program

On behalf of the Council Committee of the Whole, David Belz moved the City Council approve Construction Change Order #1 to Musselman & Hall Contractors for Project SP105: 2007 Crack seal/Slurry seal/Microsurfacing Program for an increase of \$22,234.98 with funding from the Public Works Operating budget. The motion was seconded by Bill Griffith and passed unanimously.

COU2007-33 Consider Project 190719: 2008 Storm Drainage Repair Program

On behalf of the Council Committee of the Whole, David Belz moved the City Council approve the drainage consultant agreement with George Butler Associates, Inc. for Project 190719: 2008 Storm Drainage Repair Program in the amount of \$32,000 with funding from the Capital Infrastructure Program for Project 190719 and \$3,000 from the Public Works Operating Budget. The motion was seconded by Laura Wassmer and passed unanimously.

Park & Recreation Committee

Diana Ewy Sharp reminded the Council of the upcoming 2nd Annual Skateboard contest on Friday, April 20th between Mission Valley and Indian Hills Middle School students from 3 to 8 p.m. at the Prairie Village Skate Park. She noted the students are very excited about the upcoming event and encouraged Council members to attend.

Planning Commission

71st & Nail

Laura Wassmer reported the Council Chamber was filled to capacity for the Planning Commission meeting on April 3rd. She explained the misunderstanding

among the neighbors was the result of an error on a map presented at the “Village Vision” open house which identified the area of 71st and Nall as a “redevelopment area” not an “Improvement area”. There was a great deal of positive communication during the public hearing on the proposed mixed-used district. The residents left the meeting informed and pleased.

Planned Mixed Use District

Ms Wassmer stated one of the residents, who was an attorney, raised concern with the lack of a height restriction in the next mixed use zoning regulations being considered by the Planning Commission. It was the intent of the Commission to deal with each application on its own merits. However, her thoughts were that the Planning Commission would be vulnerable to someone’s interpretation of being discretionary without any specific language on which to base their action. She noted the Commission was divided on specific wording in the proposed language. Although they all support the concept of mixed use districts, the ordinance will not come before the Council with a recommendation for approval as the Commission vote was a three to three tie. She recommends when it is considered by the Council, it be sent back to the Commission to resolve the language issues.

Ms Wassmer announced the Planning Commission would be holding a public hearing at their May 1st meeting on the adoption of the Comprehensive Plan. This hearing has been scheduled for 8 p.m. Council members are encouraged to attend.

OLD BUSINESS

Al Herrera noted the new Prairie Village signs have been installed at some locations and look great. Diana Ewy Sharp noted the Prairie Village Star stands out on the signs, which are a tremendous improvement over the former signs. Mayor Shaffer

thanked Mr. Pryzby for his work on this project and confirmed the contractor has not finished installing all of the signs at this point.

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, David Belz nominated Andrew Wang to serve as Council President for 2007-2008. The nomination was seconded by Diana Ewy Sharp and passed unanimously.

Mr. Belz thanked his colleagues for the opportunity to serve as Council President during the past year, noting it was an excellent experience. Council members commended Mr. Belz for his leadership over the past year as Council President.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

| | | |
|---------------------------------|------------|-----------|
| Prairie Village Arts Council | 04/18/2007 | 7:00 p.m. |
| Sculpture Garden Committee | 04/25/2007 | 7:00 p.m. |
| Environmental Recycle Committee | 04/25/2007 | 7:00 p.m. |
| Finance Committee | 04/26/2007 | 4:00 p.m. |
| VillageFest Committee | 04/26/2007 | 7:00 p.m. |
| Planning Commission | 05/01/2007 | 7:00 p.m. |
| Tree Board | 05/02/2007 | 6:00 p.m. |
| Council Committee of the Whole | 05/27/2007 | 6:00 p.m. |
| Council | 05/27/2007 | 7:30 p.m. |

Mayor Shaffer noted the March issue of the Kansas Government Journal contains the Kansas Tax Rate & Fiscal Data Book, a review of 2006 taxes levied by cities within Kansas. He reported Prairie Village has the second lowest mill levy of all first-class cities at 16.133 with Overland Park having the lowest mill levy at 8.889. Prairie Village has the lowest total debt of all first class cities with \$2,570,000 with the second place city having debt of \$9,105,000. He noted the City of Olathe has the highest debt at 812,355,645.

Mayor Shaffer announced that Planning Commission Chairman Ken Vaughn will be receiving one of three 2007 Distinguished Engineering Service Award from the University of Kansas. Mr. Vaughn also serves on the State Board of Examiners for architects and engineers. He encouraged members to congratulate Ken on this honor.

Mayor Shaffer noted the receipt and distribution of a letter he received from former Police Chief Grover, who is obviously enjoying his retirement. The consultant will provide the City with their preliminary recommendations for interviews of the Police Chief position in late April.

The Prairie Village Arts Council is pleased to feature a mixed media exhibit by A. J. Weber in the R.G. Endres Gallery during the month of March.

Recreation memberships will go on sale in the City Clerk's office on April 2nd. The swimming pool will open May 26th.

The annual large item pick-up has been scheduled with Deffenbaugh for April 28th.
Lawrin's Legacy

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

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned
at 8:35 p.m.

Joyce Hagen Mundy
City Clerk