

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Monday, November 6, 2006
7:30 p.m.**

- 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 – October 16, 2006
- 2. Claims Ordinance 2632
- 3. Approve an agreement with Delta Dental of Kansas to provide Dental Care Benefits.
- 4. Approve the extension of the current Network Services Agreement with Alexander Open Systems (AOS) for 2007 to continue to provide services under the same terms and conditions as the current network services agreement with hourly rates as follows:

Service	Standard Rate	Contract Rate
Hardware Support	\$ 80	\$ 55
Network/Engineering Support	\$140	\$ 95
Sr. Systems Engineer	\$160	\$ 95
Design/Consulting	\$140	\$105

- 5. Approve a letter of understanding with Deffenbaugh that will establish the monthly contract rate for solid waste, recycling and compost collection services for 2007. This includes a 4% increase in unit prices based on a Recycling Rate Index, and the City's 2007 budget anticipates this increase.
- 6. Ratify the Mayor's appointment of Pete Jarchow to the Environmental/Recycle Committee with the term expiring in April, 2009.
- 7. Approve the carryover of any unspent 2006 funds in the Prairie Village Arts Council Account 1-6-41-5167 into the Arts Council's 2007 Budget.
- 8. Approve the trade-in of 48 Smith & Wesson model 4008 and 4013 sidearm for the purchase of 54 Smith & Wesson M&P sidearm.
- 9. Authorize the continuation of the following ongoing or multi-year agreements for 2007 for the following:

- ASCAP Agreement – Use of Music
- Board of Police Commissioner – ALERT System Participation
- Dictaphone Corporation – Lease for Voice Logger
- Ericsson, Inc – EDACS FX PD software & Maintenance
- City of Fairway – Building Inspector Services
- City of Mission – Code Enforcement Services
- City of Westwood – Building Inspector Services
- Clune Leasing – Administration copier lease
- DataMax – Public Works Copier
- EnServe Midwest, LLC – Disposal of Medical Waste
- Johnson County Wastewater – Right-of-Way Agreement
- Kansas City Crime Stoppers – TIPS Hotline
- Leadsonline, Inc. – Public Safety Property Software Program
- Mid America Regional Council – 800 MHz Radio Agreement
- Mid America Regional Council – 9-1-1 Agreement
- Midwest Office Technology – PD and CC Copier Leases
- MHM Business Services – 125 Program Administration
- New World Systems – IBM Support for CAD System
- Office Depot – Participation Agreement
- Otis Elevator – Elevator Maintenance
- FP Mailing Solutions – PD & Administration Postage Meter Lease
- Southwestern Bell – Pay Phone Lease
- Sprint Telephone - Telephone System Lease
- Store Financial – Gift Card Agreement
- Water District #1 – Right of Way Agreement

By Committee:

- 10. Authorize a budget transfer of \$57,940.80 from the General Operating Fund Contingency Reserve Account to the Police Staff Services budget in the same Fund. (Council Committee of the Whole Minutes – October 16, 2006)
- 11. Enter into an agreement with Bucher, Willis & Ratliff to provide planning consultant services in 2007. (Council Committee of the Whole Minutes – October 16, 2006)
- 12. Authorize City Staff to further investigate the recommendations of the 2005 Traffic Safety Study on the intersections at 75th Street & Delmar and 79th Street and Roe for implementation of the recommended actions. (Council Committee of the Whole Minutes – October 16, 2006)

- VI. COMMITTEE REPORTS**

Police Pension Plan Board of Trustees – Charles Clark

Consider Plan changes – amend service credit requirement. (Prairie Village Police Pension Plan Board of Trustees Minutes – October 17, 2006)

Consider amendment to the language of life insurance benefit. (Prairie Village Police Pension Plan Board of Trustees Minutes – October 17, 2006)

Consider revised Prairie Village Police Pension Plan effective January 1, 2006.

Consider the Actuary for 2007, 2008 and 2009. (Prairie Village Police Pension Plan Board of Trustees Minutes – November 1, 2006)

Consider Police Retirement Plan Death Benefit (Prairie Village Police Pension Plan Board of Trustees Minutes – November 1, 2006)

Park and Recreation Committee – Diana Ewy Sharp

Consider amending Council Policy #516. (Park and Recreation Committee Minutes – October 18, 2006)

Consider the fee structure for 2007. (Park and Recreation Committee Minutes – October 18, 2006)

VII. OLD BUSINESS

VIII. NEW BUSINESS

IX. ANNOUNCEMENTS

X. 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
November 6, 2006
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, November 6, 2006, 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, Ruth Hopkins, David Voysey, Michael Kelly, Andrew Wang, Laura Wassmer, Pat Daniels, Charles Clark, Wayne Vennard, Diana Ewy Sharp and David Belz.

Also present were: Barbara Vernon, City Administrator; Captain Wes Jordan; 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.

PUBLIC PARTICIPATION

Bob Bliss, 2804 West 74th Street, addressed the Council on behalf of his neighbors, Gary & Alice Nusbaum, 2917 West 74th Street, Judy Bliss, 2804 West 74th Street; Donna & Alfredo Perez, 2816 West 74th Street; William, Jackie & Michelle Madden, 2809 West 74th Street; Jeff & Amy Bishop, 2812 West 74th Street, Michael Campbell, 2912 West 74th Street; Edward Roche, 2708 West 74th Street; John White, 2921 West 74th Street; Keith Padgett, 2800 West 74th Street; David & Vickie Cox, 2712 West 74th Street; Colleen Nelson, 2812 West 74th Street and Nancy Robinson, 2717 West 74th Street.

Addressing their grievances over the situation they face in their neighborhood. Mr. Bliss stated they are forced to tolerate a perpetual nuisance from the renters currently residing at 2817 West 74th Street, a property owned by Glen Aldrich, 9600 Howe Drive. Among the nuisances experienced by the residents are multiple disturbances of the peace, cars parked in the yard, cars driven through neighbors' yards; cars parked in neighbors' driveways' without permission; a collection of unsightly, rusted, wrecked and inoperable vehicles parked in their drive or on the adjacent street left unattended for several months; junk left in the yard, harassment, etc.

Mr. Bliss stated he and other residents have expressed their concerns to the property owner without any successful resolution of the problems. They have contacted both the City's Code Enforcement Department and Police Department with little success. Mr. Bliss distributed to the Council photographs depicting the condition of the property. He presented a letter signed by 12 of the neighboring property owners requesting assistance in resolving their concerns and

noted that some of the residents did not sign the letter for fear of retribution by the current renters.

Captain Wes Jordan stated he was first made aware of the problems at this property about a week ago and stated his officers are monitoring the area. Laura Wassmer stated the City needs time to investigate these problems further. Mayor Shaffer thanked Mr. Bliss and the residents for bringing this problem to the Council's attention. Council Representatives for Ward 3 Andrew Wang and Michael Kelly left the Council meeting to talk with the residents.

CONSENT AGENDA

Laura Wassmer asked for the removal of item #12 from the Consent Agenda. David Belz moved the approval of the Consent Agenda for Monday, November 6, 2006 as amended:

1. Approve Regular Council Meeting Minutes - October 16, 2006
2. Approve Claims Ordinance 2632
3. Approve an agreement with Delta Dental of Kansas to provide Dental Care Benefits.
4. Approve the extension of the current Network Services Agreement with Alexander Open Systems (AOS) for 2007 to continue to provide services under the same terms and conditions as the current network services agreement with hourly rates as follows:

Service	Standard Rate	Contract Rate
Hardware Support	\$ 80	\$ 55
Network/Engineering Support	\$140	\$ 95
Sr. Systems Engineer	\$160	\$ 95
Design/Consulting	\$140	\$105

5. Approve a letter of understanding with Deffenbaugh that will establish the monthly contract rate for solid waste, recycling and compost collection services for 2007. This includes a 4% increase in unit prices based on a Recycling Rate Index, and the City's 2007 budget anticipates this increase.
6. Ratify the Mayor's appointment of Pete Jarchow to the Environmental/Recycle Committee with the term expiring in April, 2009.
7. Approve the carryover of any unspent 2006 funds in the Prairie Village Arts Council Account 1-6-41-5167 into the Arts Council's 2007 Budget.
8. Approve the trade-in of 48 Smith & Wesson model 4008 and 4013 sidearms for the purchase of 54 Smith & Wesson M&P sidearms.
9. Authorize the continuation of ongoing or multi-year agreements for 2007 for the following:

- ASCAP Agreement - Use of Music
- Board of Police Commissioner - ALERT System Participation
- Dictaphone Corporation - Lease for Voice Logger
- Ericsson, Inc - EDACS FX PD software & Maintenance
- City of Fairway - Building Inspector Services
- City of Mission - Code Enforcement Services
- City of Westwood - Building Inspector Services
- Clune Leasing - Administration copier lease
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- EnServe Midwest, LLC - Disposal of Medical Waste
- Johnson County Wastewater - Right-of-Way Agreement
- Kansas City Crime Stoppers - TIPS Hotline
- Leadsonline, Inc. - Public Safety Property Software Program
- Mid America Regional Council - 800 MHz Radio Agreement
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- Midwest Office Technology - PD and CC Copier Leases
- MHM Business Services - 125 Program Administration
- New World Systems - IBM Support for CAD System
- Office Depot - Participation Agreement
- Otis Elevator - Elevator Maintenance
- FP Mailing Solutions - PD & Administration Postage Meter Lease
- Southwestern Bell - Pay Phone Lease
- Sprint Telephone - Telephone System Lease
- Store Financial - Gift Card Agreement
- Water District #1 - Right of Way Agreement

10. Authorize a budget transfer of \$57,940.80 from the General Operating Fund Contingency Reserve Account to the Police Staff Services budget in the same Fund.
11. Approve an agreement with Bucher, Willis & Ratliff to provide planning consultant services in 2007
12. Removed

A roll call vote was taken with the following members voting "aye": Herrera, Hopkins, Voysey, Wassmer, Daniels, Clark, Vennard, Ewy Sharp ("nay" on #11) and Belz.

Ms. Wassmer stated she would like to have action tabled on item #12 Authorize City Staff to further investigate the recommendations of the 2005 Traffic Safety Study on the intersections at 75th Street & Delmar and 79th Street and Roe for implementation of the recommended actions until the next Council meeting noting the Corinth Hills Homes Association would be meeting next Tuesday. Mr. Pryzby will be attending that meeting to discuss traffic calming and she would like to have the benefit of resident input from that meeting before taking action.

Laura Wassmer moved to table further investigation of the recommendations of the 2005 Traffic Safety Study on the intersections at 75th Street & Delmar and 79th Street & Roe for implementation until the November 20th meeting of the City Council. The motion was seconded by Wayne Vennard and passed unanimously.

COMMITTEE REPORTS

Police Pension Committee

Consider Police Pension Plan Changes

Charles Clark recognized Brian Johnston, attorney with Lathrope & Gage and Capt. Tim Schwartzkopf, employee representative on the Board, who were in attendance. Mr. Clark briefly reviewed the history of the Police Pension Plan which was originally adopted in 1976. He noted generally police and fire department plans are separate from other government employees because the requirements and difficulty of their work usually result in a shorter career length of approximately half their working life or 20 years. The City's plan covers 38 active members, 9 terminated members and 26 retirees. The total cost for the plan in 2006 was \$180,485 with \$80,247 of that cost coming from the officers and \$100,238 from the City.

The proposed change is to the current service credit requirement. The current plan allows for credit only for years in which a retiring officer has worked 1700 hours. The proposed change adopts a month of service model that provides credited service for each month of each year beginning at the date of hire. The one year waiting period and other general leave of absence events remain the same. The proposed change would be made retroactively.

On behalf of the Police Pension Board of Trustees, Charles Clark moved the City authorize the Police Pension Plan be amended using the second option of a month of service

model based on date of hire effective January 1, 1976. The motion was seconded by Wayne Vennard and passed unanimously.

Consider amendment to the language of Life Insurance Benefit

Charles Clark stated a second change to the plan clarifies life insurance language for survivor death benefit circumstances. It drops the reference to a specific dollar amount for death during service and leaves the amount open.

On behalf of the Police Pension Board of Trustees, Charles Clark moved the City approve the amendment to the insurance language referenced in the last paragraph of the Police Pension Plan to read as follows: "Death benefit will be equal to the difference between the present value of the participant's non-forfeitable accrued benefit and amounts the participant's beneficiary otherwise receives from any life insurance benefits provided and paid for benefits applicable only to Commissioned Police Officers who are members of the Plan." The motion was seconded by Wayne Vennard and passed unanimously.

Consider revised Prairie Village Police Pension Plan effective January 1, 2006

Charles Clark stated Brian Johnston has worked with the Police Pension Board of Trustees to make Plan Amendments required for compliance with federal laws. He also changed the Plan to include the calculation method to "month of service model based on date of hire effective January 1, 1976" and restatement of the death benefit.

On behalf of the Police Pension Board of Trustees, Charles Clark moved the City Council approve the amended and restated Prairie Village, Kansas Police Retirement Plan effective January 1, 2006. The motion was seconded by David Belz.

David Voysey asked Mr. Clark to review the sustentative changes in the amended Plan. Mr. Clark responded the changes are those previously discussed, the other revisions were made in the past. This amended and restated plan incorporates into the Plan the previous amendments approved by the City making the Plan easier to read and understand. The motion was voted on and passed unanimously.

Consider the Actuary for 2007, 2008 and 2009

The City requested proposals for Police Pension actuarial services for the years 2007, 2008 and 2009. Three proposals were received and those three firms (Cottonwood Group, Milliman and Silverstone Group) were interviewed by the Board.

On behalf of the Police Pension Board of Trustees, Charles Clark moved the City Council enter into an agreement with The Silverstone Group to provide actuarial services for 2007, 2008 and 2009 subject to contract approval by the City Attorney. The motion was seconded by David Voysey and passed unanimously.

Consider Police Retirement Plan Death Benefit

Charles Clark stated the death benefit for the Plan was set several years ago and has not been adjusted. The current benefit of \$75,000 is out-of-date and inadequate. The proposed change follows that of the Overland Park Plan which is 5 times annual salary to a maximum of \$350,000. Capt. Schwartzkopf noted the average salary for a commissioned officer is \$45,000; so the actual payments would be closer to \$250,000. This is a term life policy for a relatively young group of employees with the cost partially offset by the changes in the pension plan.

On behalf of the Police Pension Board of Trustees, Charles Clark moved the City Council approve a change in the Police Retirement Plan death benefit to follow the Overland Park Plan which uses the formula five times annual salary with a maximum of \$350,000. The motion was seconded by Ruth Hopkins and passed unanimously.

Park & Recreation Committee

Consider amending Council Policy #516 entitled "Sports Team Programs"

Diana Ewy Sharp stated committee member Clarence Munsch has been working with swim program coaches and parents to restructure all the water sports teams into a single unit, i.e. "Aquatic Program" The groups will work together, share revenue, budget together and are recommending changes to the current Council Policy on "Sports Team Programs". The proposed changes include the establishment of a coach to participant ratio on the teams, an earlier signup with a final registration date and an increase in assistant coach salaries to be competitive with area programs.

Laura Wassmer confirmed there is not a participant limit but a participant/coach ratio, so participation is unlimited. She questioned the cost of the proposed salary increases. Mrs. Vernon responded the current salaries are approximately 40% under prevailing salaries; however, no cost estimate is available. Mrs. Ewy Sharp stated she was hopeful that increased fees would offset some of the increase.

Pat Daniels stated he had heard complaints on non-resident swimmers taking spots from residents wanting to participate. Ruth Hopkins stated she was unaware of this and noted residents are allowed to register for the program before non-residents. Ms Wassmer asked if it would be better to limit the non-resident participation to allow for more resident participation. Mrs. Vernon responded the committee wants unlimited participation even though staff recommended against it. Mrs. Ewy Sharp noted the philosophy of the committee is the more participants the better. She noted that in order for non-residents to pay the resident rate, they must purchase a pool membership.

Pat Daniels asked what creates the high demand by non-residents. Mrs. Ewy Sharp stated the current swim coach is the SME coach and very popular with the students bringing

more swimmers to the program. Mrs. Vernon noted some non-residents prefer the small size of the Prairie Village teams. Mrs. Hagen Mundy noted many of the non-residents are from adjacent neighborhoods who attend the same schools as Prairie Village residents. They want to be able to swim on the same team and go to the same pool as their friends.

Diana Ewy Sharp stated the proposed recreational fees for 2007 have followed the recommendation of the Long Range Financial Planning Committee and reflect an across the board an approximately five percent increase.

Mayor Shaffer asked if the Council wanted to vote on the fees together with the amendment to the Council Policy. It was agreed to vote on all the issues regarding the sports team program in one motion.

On behalf of the Park & Recreation Committee, Diana Ewy Sharp moved the City Council amend Council Policy #516 entitled "Sports Team Programs" which establishes a ratio of 1 coach for 25 participants for aquatics and tennis teams, establishes registration dates for resident enrollment to begin April 1, non-resident enrollment, May 1st and final enrollment deadline of May 15th with an increase in assistant aquatic coach salaries to the level paid in other cities. She further moved the Council approve the following fee structure for 2007: Swim team, Dive team and Synchronized Swim team resident and non-resident membership \$88, Resident 2nd child membership \$83, and Non-member/Non-resident membership \$127 and approve the following fee structure for the JTL Tennis Team and Tennis Lessons: JTL Team - \$84; JTL Team, second child - \$79; Adult Group lessons - \$55; Three & a Pro lessons - \$14; Semi-Private lessons - \$12; Private lessons - \$19; PeeWee Clinic - \$37; Mighty Mites Clinic - \$48 and Future Stars Clinic - \$48. The motion was seconded by Ruth Hopkins and passed unanimously.

Diana Ewy Sharp stated the same increase of 5% was applied to the recreation membership fees. However, there was some concern from committee members that increasing the daily fees would decrease the use of the facility. Ruth Hopkins noted one of the areas of concern was the proposed increase from \$5 for daily admission to \$6 and this was primarily because of the ease in giving your child a five dollar bill to go to the pool for the day.

Laura Wassmer noted a review of the expenses vs. revenue reflect a need for the increased fees.

On behalf of the Park & Recreation Committee, Diana Ewy Sharp moved the City Council approve the following Recreational Fees for 2007: Daily Admission - \$6; Twilight Admission - \$4; Daycare Admission - \$4.50; Lost Card ID - \$3; Pool Rental - \$377; Resident Individual - \$65; Resident 2 Person Family - \$129; Resident Family - \$134; Resident Senior - \$48; 10 Swim Card - \$48; Non-resident Individual - \$140; Non-resident Family - \$269; Non-

resident Senior - \$91 and Non-resident Child - \$91. The motion was seconded by David Belz and passed unanimously.

OLD BUSINESS

There was no Old Business to come before the Council

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Planning Commission	11/07/2006	7:00 p.m.
Park and Recreation Committee	11/08/2006	7:00 p.m.
Sister City	11/13/2006	7:00 p.m.
Prairie Village Arts Council	11/15/2006	6:00 p.m.
Environmental Recycle Committee	11/15/2006	7:00 p.m.
Comprehensive Plan Steering Committee (at Homestead Country Club)	11/16/2006	6:00 p.m.
Council Committee of the Whole	11/20/2006	6:00 p.m.
City Council	11/20/2006	7:30 p.m.

Remember to Vote!

The Prairie Village Arts Council is pleased to feature a pastels exhibit by the Mid- America Pastel Society in the R.G. Endres Gallery during the month of November. The opening reception will be held on November 10th from 6:00 to 8:00 p.m.

The League of Kansas Municipalities Regional Supper will be in Lawrence on November 15th.

The City offices will be closed November 23rd and 24th in observance of Thanksgiving. Deffenbaugh will observe the holiday on November 23rd and trash pickup will be delayed.

The Mayor’s Holiday Tree Lighting will be on Monday, November 27th at 6:30 p.m. at Corinth Square. Donations to the Holiday Tree Fund will be utilized in assisting Prairie Village families and Senior Citizens needing help to pay their heating and electric bills during the cold winter months, as well as with home maintenance throughout the year. Your tax-deductible contributions are appreciated.

The Employee’s Awards luncheon will be held on December 1st from noon to 2 p.m.

The Mayor’s Holiday Gala will be Friday, December 1st at 6:30 p.m. at the Homestead Country Club. RSVP to Jeanne by November 27th.

Prairie Village Gift Cards are on sale at the Municipal Building. This is a great way to encourage others to “Shop Prairie Village.”

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

NEW BUSINESS

Ruth Hopkins asked for the City Attorney to give the Council a written opinion on the question of voting “nay” on individual items on the Consent Agenda.

David Belz moved pursuant to KSA 74-4319 (b)(2) that the Governing Body recess into executive session for a period not to exceed 30 minutes for the purpose of discussing with the City Attorney a matter which is privileged in the attorney-client relationship. The motion was seconded by Pat Daniels and passed unanimously.

The City Council returned from executive session at 8:50 p.m.

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned at 8:55 p.m.

Joyce Hagen Mundy
City Clerk