

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Monday, June 19, 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 – June 5, 2006
- 2. Approve the disposal of the City property listed below:

Type	Asset Number
Dictaphone	01823
Dictaphone	01895
Dictaphone	01824
Compaq Server	01014
IBM AS/400	01925
HP 4P Printer	01897
IBM 4230 Printer	01202
- 3. Approve of the MOU with M.A.R.C. on the establishment of the Regional Communications System and Tactical Interoperable Communications Plan.
- 4. Approve the engineering services from The Larkin Group, Inc., for a tree survey at a cost of \$2,300.00 using funds in the Public Works Operating Budget.
- 5. Approve the agreement with The Larkin Group, Inc. for \$2,500.00 to provide a topographic survey for Project 190637.
- 6. Approve the contracts listed below for VillageFest 2006

All Season Party & Tent Rental	Frame Tent and Platform	\$666.20
Gag Bag	Clowns and Magician	\$1,175.00
Joe Potter	Vocalist at 4 th of July Service	\$125.00

By Committee:

- 7. Approve the award of the Construction Contract for Project 190851: 2006 Paving Program to Miller Paving & Construction, LLC in the amount of \$897,530.70 and approve a transfer of \$110,000.00 from Capital Infrastructure Program Street Unallocated to Project 190851.
- 8. Approve the installation of two new school zone lights by Wildcat Concrete, Inc. for \$14,375 and approve a transfer of \$14,375.00 from Capital Infrastructure Program Street Unallocated to Project: 190853.
- 9. Adopt City Council Policy CP345 entitled "School Crossing Guards."
- 10. Adopt the following ordinances correcting inconsistencies in the Prairie Village Municipal Code:

Ordinance 2124 amending Chapter VIII, Article 2; Ordinance 2125 amending Chapter VII, Article 8; Ordinance 2126 amending Chapter XI, Article 2; Ordinance 2127 amending Chapter XII, Section 12; Ordinance 2128 amending Chapter XIV by repealing sections 14-203, 14-216, 14-218 and 14-219 and Ordinance 2129 amending sections 14-210, 14-223, 14-225 and 14-304.

VI. COMMITTEE REPORTS

Council Committee of the Whole – Al Herrera

COU-2006-13 Consider adopting a Council policy establishing a neighborhood traffic calming policy.

Park and Recreation Committee – Diana Ewy Sharp

Consider 2007 Park and Recreation Budget

Consultant Interview Report – Ruth Hopkins

Consider construction administration consultant

Environment/Recycle Committee – Wayne Vennard

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

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
JUNE 19, 2006**

The City Council of Prairie Village, Kansas, met in regular session on Monday, June 19, 2006, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Council President David Belz 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 and Diana Ewy Sharp.

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

PUBLIC PARTICIPATION

Margaret Thomas, 8401 Roe Avenue, Chair of the Environment/Recycle Committee addressed the Council regarding the installation of a streamside interpretive sign to be placed on the new Tomahawk Bridge. The committee has designated \$500 for the design of a three panel interpretive sign. The proposed sign has been reviewed by Patti Banks with PBA, who has done a number of similar signs. The estimated cost for PBA to customize a graphic design for Prairie Village and prepare a 24" x 36" sign with graphics that conform to National Park Service standard mounting frames is \$15,000. She distributed examples of other interpretative signs prepared by PBA.

Ms Thomas noted the \$15,000 does not include the purchase of the sign or its installation. The total cost for the sign is estimated to be \$5,000. The committee requests the City Council approve a resolution authorizing the Public Works Department to work with Mission Hills and decide on the best way to add

\$5000 to the cost of the new bridge to cover design and purchase of an interpretive sign.

Bob Pryzby noted the sign has not been discussed with the City of Mission Hills but they've agreed to include a structure similar to that found in Harmon Park identifying the Santa Fe Trail.

Al Herrera confirmed the location would be on the bridge looking north. He would support a joint venture with the City of Mission Hills, but not sure he could support a \$5000 expenditure totally funded by Prairie Village.

Ruth Hopkins questioned if a location in the park would be safer than on the bridge. Ms Thomas said that was considered but the bridge location provides a better view of the improvements.

Bill Griffith complimented Ms Thomas on the amount of information provided asked for clarification on an "interpretive sign". Ms Thomas responded an interpretive sign is a combination of photographs and text with in this case the text providing educational information on the role of streams.

Bill Griffith recommended this item be placed on the Council's agenda in July for discussion on the allocation of money in the 2007 budget. He feels this is an item that should be included in the city's budget. He asked if the sign would be needed before 2007. Mr. Pryzby responded construction would begin in December of 2006 and he felt the sign could be installed in 2007.

Laura Wassmer stated she felt this was a great idea, but noted there are no funds available in the 2007 budget and suggested this would be a park and recreation item. She supports seeking funding from the City of Mission Hills. She expressed concern with the Council approving items not funded in the budget.

Council President David Belz stated the specifics of this request could be discussed later in the meeting if desired by the Council and asked if anyone else wished to address the Council. Seeing none, public participation was closed.

CONSENT AGENDA

Al Herrera moved the approval of the Consent Agenda for Monday, June 19, 2006:

1. Approve Regular Council Meeting Minutes - May 15, 2006
2. Approve the disposal of the City property listed below:

Type	Asset Number
Dictaphone	01823
Dictaphone	01895
Dictaphone	01824
Compaq Server	01014
IBM AS/400	01925
HP 4P Printer	01897
IBM 4230 Printer	01202
3. Approve of the MOU with M.A.R.C. on the establishment of the Regional Communications System and Tactical Interoperable Communications Plan.
4. Approve the engineering services agreement from The Larkin Group, Inc., for a tree survey at a cost of \$2,300.00 using funds in the Public Works Operating Budget.
5. Approve the agreement with The Larkin Group, Inc. for \$2,500.00 to provide a topographic survey for Project 190637
6. Approve the contracts listed below for VillageFest 2006:

All Season Party & Tent Rental	Frame Tent and Platform \$666.20
Gag Bag	Clowns and Magician \$1,175.00
Joe Potter	Vocalist at 4 th of July Service \$125.00
7. Approve the award of the Construction Contract for Project 190851: 2006 Paving Program to Miller Paving & Construction, LLC in the amount of \$897,530.70 and approve a transfer of \$110,000.00 from Capital Infrastructure Program Street Unallocated to Project 190851.
8. Approve the installation of two new school zone lights by Wildcat Concrete, Inc. for \$14,375 and approve a transfer of \$14,375.00 from Capital Infrastructure Program Street Unallocated to Project : 190853.
9. Adopt City Council Policy CP345 entitled "School Crossing Guards."
10. Adopt the following ordinances correcting inconsistencies in the Prairie Village Municipal Code: Ordinance 2124 amending Chapter VIII, Article 2; Ordinance 2125 amending Chapter VII, Article 8; Ordinance 2126 amending Chapter XI, Article 2; Ordinance 2127 amending Chapter XII, Section 12; Ordinance 2128 amending Chapter XIV by repealing sections 14-203, 14-216, 14-218 and 14-219 and Ordinance 2129 amending sections 14-210, 14-223, 14-225 and 14-304.

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

COMMITTEE REPORTS

Council Committee of the Whole

COU2006-13 Consider Council Policy establishing a Neighborhood Traffic Calming Policy

City staff and residents from Cherokee Drive neighborhood between 75th Street and Mission Road have spent the past several months researching ways for residents to address concerns with the effects of traffic in their neighborhood. The group has developed a Neighborhood Traffic Calming program consisting of

a Council Policy establishing a procedure by which residents could request traffic calming measures which are taken to address neighborhood traffic concerns. Mr. Herrera noted the proposed program is neighborhood driven.

On behalf of the Council Committee of the Whole, Al Herrera moved the City Council adopt Council Policy 441 entitled "Neighborhood Traffic Calming Program". The motion was seconded by Michael Kelly.

Andrew Wang stated this policy is necessary. He noted the work done with residents is a model of government and resident cooperation resulting in a good achievement for the entire city. However, Mr. Wang cautioned the Council on the open-endedness and the potential cost from year to year. He noted the policy is good in terms of its comprehensiveness; however, noted adding programs without planned funding is how budget deficits grow.

Al Herrera noted the recent article in the Kansas City Star on the proposed policy and expressed his support for the policy. He stressed to the Council that once the policy is adopted, the Council needs to hold its ground on the enforcement of the policy.

Bob Pryzby stated there are no funds budgeted for this program in 2007 and asked the Council how they would fund a solution coming out of the policy. He suggested that funds could be set aside in the Capital Infrastructure Program and any funds not used would rollover into the following year. He noted the funds would be limited so there would be a limit on how much could be done under the program. Mr. Pryzby suggested that \$20,000 to \$50,000 could be set aside for this program.

Bill Griffith stated although not called "traffic calming" the City has been doing this for years and does not feel there is a need for a policy or a budgeted line item for this program. It is the Council's responsibility to address these problems and does not feel institutionalizing the process makes any sense.

Andrew Wang stated the most important part of the program is the significant work required of the residents to make something happen. This policy requires a significant level of commitment on the part of residents with specifically set out steps that must be taken. He feels this makes the program stronger and better.

Michael Kelly said the most impressive part of the plan is that the power is centered in the area where there is a perceived problem and the residents work through an established process. He feels the program will grow and will enhance the livability of our neighborhoods and safety of our streets.

Laura Wassmer strongly opposed approving a program without funding as a disaster waiting to happen creating major problems and disappointment when residents appear before the Council with their requests and are told there isn't any funding available. She feels it is simpler to have traffic problems addressed by the traffic unit.

Diana Ewy Sharp stated the residents on Cherokee will be back and, if their street meets the criteria established, how will the Council fund the solution. She feels it makes sense to set aside funding if we approve the program. Ms Wassmer asked what funds do you set aside, noting the budget does not contain extra funds so you would need to take funds from another area. Mr. Griffith noted, although not referred to as "traffic calming" this has been done by the City in the past through the operating budgets of the public works and public safety departments. Diana asked what if funds are not available in the operating budgets. Mr. Griffith responded if Mr. Pryzby felt it was appropriate, he would support taking funds from the CIP.

Al Herrera stated he felt it would be a mistake not to move forward with the program.

Mr. Wang stated he would support the expenditure of funds on "traffic calming" if it was quantified by professional opinion that this is the only action that would work. David Belz confirmed the policy calls for a traffic engineering report at certain levels.

Bob Pryzby stated he felt a traffic engineer would be involved in any request coming to the Council for funding. He stated the current street paving budget contains \$2,000,000 and that funds could be reallocated from that budget for traffic calming with the funds being used for paving if not needed for traffic solutions.

Chief Grover stated traffic enforcement by officers does make a difference; however, there are situations where it will not make a difference and shared a

recent experience on Rosewood. Chief Grover noted drivers will drive the speed that they feel safe, regardless of the speed posted. He noted the areas he anticipates using this program are neighborhoods with cross traffic where traffic enforcement has not proven to be effective in changing behavior.

Pat Daniels supports having an objective process and established procedure for addressing these issues. He feels it is an appropriate way to address problems objectively.

Laura Wassmer stated she doesn't support giving up street improvements for this program. Mr. Pryzby stated \$50,000 would have a minimal impact on the street program.

Diana Ewy Sharp stated during her 9 years on Council the most frequent calls she gets from residents are regarding cars speeding on their streets. She feels this program provides an effective toolbox for residents to begin to address these issues.

Ms Wassmer responded she did not feel the Council could take action on this until they reach agreement on the use of fund balance and the level of fund balance to be maintained.

Al Herrera reminded the Council of their direction to Mr. Pryzby to work with the residents to find a solution. He has driven Cherokee and agrees with the residents that the speed at which cars travel on this street is dangerous. He feels the City has made a verbal commitment to the residents on Cherokee and the City needs to move forward with this program.

Ruth Hopkins called the question. Bill Griffith seconded. The motion to call the question was voted on and passed unanimously.

Council President David Belz called for a vote on the motion to approve the proposed council policy entitled "Traffic Calming Program". The following votes were cast: "aye" Herrera, Hopkins, Kelly, Wang, Daniels, Clark and Ewy Sharp; "nay" Griffith, Voysey and Wassmer. The motion was declared passed by a vote of 8 to 3.

Diane Ewy Sharp moved the City Council approve the allocation of \$40,000 in the 2007 budget for implementation of the traffic calming program. The motion was seconded by Charles Clark.

Andrew Wang stated if there is a problem documented by the research required by the program with a solution that needs funding, he has no problem with taking funds from the pavement program as he views the action as necessary for the protection of people.

Laura Wassmer doesn't feel that \$40,000 will even come close to covering the costs for this program. Charles Clark confirmed that \$40,000 would be all that would be available and funding over that amount would not be available. Mrs. Ewy Sharp noted that several of the solutions in the tool box were not costly to implement.

The motion was voted on and passed by a vote of 8 to 3 with Wassmer, Voysey and Griffith voting "nay".

Park & Recreation Committee

Consider 2007 Capital Infrastructure Program

Diana Ewy Sharp explained that during the budget presentation of the Capital Improvement Program, Mr. Pryzby presented a proposed budget of \$143,000. No questions or concerns were raised on the proposed expenditures. The park and recreation budget was prepared under the direction of the City Council to invest the parks portion of revenue from the alcohol tax in park improvements. This amount was projected to be \$80,000. The discrepancy of \$63,000 was not noted until the budget was being discussed at the Park & Recreation Committee.

On behalf of the Park & Recreation Committee, Diana Ewy Sharp moved the City Council increase the 2007 budget for Park Improvements from \$80,000 to \$143,000 to accomplish the following improvements:

Fall zone replacement	\$40,000
Half basketball court	10,000
Meadowlake Park Field Improvements	32,000
Park furnishings and play equipment	10,000
Swimming pool reserve	30,000
Parking lot resurfacing	<u>21,000</u>
Total	\$143,000

The motion was seconded by Ruth Hopkins.

Ruth Hopkins spoke in support of the motion noting she felt since no objections were raised during the presentation of the Park Improvement budget by Mr. Pryzby that it was the intention of the Council to totally fund the requested

amount. She did not feel it was made clear when the Park budget was being presented that the proposed capital improvement program would not be funded as requested.

Barbara Vernon stated no formal action was taken by the City Council on the Capital Improvement Presentation either approving or disapproving the requested amounts. The discrepancy in dollar amounts was not recognized in the final review of the budget by budget preparers.

Laura Wassmer stated the issue is not was or wasn't approved. She felt she was approving the \$143,000; but the issue that remains is that the 2007 budget does not include the \$63,000 necessary to cover the proposed improvements. Ms Wassmer pointed out this is another situation where the Council is not being consistent in its use of fund balance and strongly feels that a financial policy must be agreed upon and enforced.

The motion to increase the 2007 Park Improvements budget by \$63,000 was voted on and passed by a vote of 10 to 1 with Griffith voting "nay".

Diana Ewy Sharp announced the Park Committee has tentatively set Labor Day for the dedication ceremonies for Prairie and Schliffke Park.

Consultant Interview Report

Ruth Hopkins reported the consultant selection committee reviewed seven proposals for construction administration consulting services for both the 2006 Street Resurfacing and 2006 Storm Drainage Programs. The committee selected three firms for interviews. The committee recommends the contract for construction administration of both programs be awarded to Shafer, Kline & Warren in the amount of \$166,550.

Ruth Hopkins moved the City Council approve the agreement with Shafer, Kline & Warren in the amount of \$166,550 to provide Construction Administration Services for Project 190717: 6002 Storm Drainage Program and Project 190851: 2006 Street Resurfacing Program. The motion was seconded by Pat Davis. Bill Griffith announced he would be abstaining on this vote due to a professional conflict of interest. The motion passed by a vote of 10 to 0 with Mr. Griffith abstaining.

VillageFest

Diana Ewy Sharp distributed the schedule for the city's 2006 VillageFest celebration and thanked those Council members, the VillageFest Committee and the many volunteers who will be working the event. She encouraged all present to plan to attend.

OLD BUSINESS

Tomahawk Bridge

Ruth Hopkins asked Mr. Pryzby for an update on the Tomahawk Bridge Project, particularly the impact of construction on the holiday season shopping. Mr. Pryzby responded the City of Mission Hills is administering the Project; however, he been strongly involved in meetings and decisions relative to the project. Black & Veatch is developing the design. It is the intention not to have the bridge under construction during the holidays (Thanksgiving thru January 1). The City of Mission Hills is also concerned with the impact on holiday celebrations at the Indian Hills Country Club. The Club closes for the month of January and plans are to begin major construction at that time. However, Mr. Pryzby noted there may be work done on the bridge that does not affect traffic before January 1st. He also noted, the contractor does not have a staging area for the project and he has said they could use the parking area along the street that is owned by the City and is used for overflow parking by the church.

There will be improvements made on the street on the Prairie Village side of the bridge. The entire project is projected to take six to seven months to complete.

Code Report

Andrew Wang noted that after the presentation made during public participation at the last meeting Mr. Luther was directed to respond to the comments made by Mrs. Knoell from the city's perspective and asked if that information was available. Mr. Luther responded he is preparing a response. He noted it is not his intention to retry a case that has already been decided in municipal court. In response to the question of whether it was appropriate for Marcia Gradinger to write a ticket to Mr. Royer for code violations at his property,

after reviewing the case history and based on the city's policy, Ms Gradinger was within the realm of her duties to issue the ticket. Mr. Royer was afforded the same rights and opportunities as others with the court finding in favor of the City. Mr. Royer has not appealed the Municipal Court's ruling.

Andrew Wang stated he is not interested in conditions found and process followed or the court judgment. His concern is with the interactions that occurred and the way city staff approached the resident. He is more concerned with the statements made by the resident regarding how the case was handled from the issuance of the ticket to the court proceedings.

Diana Ewy Sharp stated she would prefer not to discuss this further until the Council receives Mr. Luther's report.

Interpretive Sign

Charles Clark asked that the interpretive sign issue discussed briefly during public participation be added to the next City Council agenda.

Budget

Barbara Vernon asked, based on the discussion by the Council, if council members wanted to have one more budget session prior to the July 17th meeting when the Council will be asked to authorize a public hearing on the budget as presented. Committee members stated another session was not necessary.

NEW BUSINESS

County Leadership Meeting

Ruth Hopkins reported on a recent county leadership meeting she attended where a prioritization of county needs was presented. Public Transportation was presented as a high priority for the county and a committee was formed to review the implementation of a public transit system in Johnson County with the understanding that the Mid America Regional Council was also studying this issue.

During the presentation of the report by the Committee Chairman John Segale, County Commissioner for the Second District, Mr. Segale stated the program would be funded with CARS funds with all available CARS funding going toward the transportation plan. Mrs. Hopkins advised Mr. Segale that she did not

feel such action would be well received by the Northeast Johnson County Area Cities. Other committee members told Mrs. Hopkins it was not their understanding that the project would be funded by CARS funds. Mr. Segale stated the cities could receive CARS funds for the construction of transit hubs in their cities.

Mrs. Hopkins stated the next step would be for the presentation of the report by the committee to Johnson County cities. She noted the funding discussed in the report is different than what was stated by Commissioner Segale.

Congratulations

Al Herrera expressed congratulations to the city's public safety and public works departments for their recent high rating on the independent study done by the Kansas City STAR on the efficiency of municipal government.

ANNOUNCEMENTS

Committee meetings scheduled for the next four weeks include:

Prairie Village Arts Council	06/21/2006	7:00 p.m.
VillageFest at Community Center	06/22/2006	7:00 p.m.
Environmental Recycle Committee	06/28/2006	7:00 p.m.
Council Committee of the Whole	07/03/2006	Canceled
Council	07/03/2006	Canceled
Board of Zoning Appeals	07/05/2006	6:30 p.m.
Planning Commission	07/05/2006	7:00 p.m.
Sister City Committee	07/10/2006	7:00 p.m.
Park & Recreation Committee (Weltner Park)	07/12/2006	7:00 p.m.
Police Pension Board	07/13/2006	4:00 p.m.
Council Committee of the Whole	07/17/2006	6:00 p.m.
Council	07/17/2006	7:30 p.m.

The Council meeting for July 3rd, 2006 has been canceled.

The Prairie Village Arts Council is pleased to feature an oils and illustration exhibit by Kevin Spykerman in the R.G. Endres Gallery during the month of June.

June 22 - Swim team meet - pool complex closes at 5:00 p.m.

June 24 - Swim Team meet - lap lanes may open late.

June 27 - Dive Team meet - Slides and Diving well close at 5:00 p.m.

June 29 - Swim Team meet - pool complex closes at 5:00 p.m.

July 11 - Dive Team meet - Slides and Diving well close at 5:00 p.m.

July 13 - Swim Team Meet - pool complex closes at 5:00 p.m.

July 28 - Water show Rehearsal - lap lanes and adult pool close at 5 p.m.

July 30 - Annual Water show at 8:30 p.m. - pool complex closes at 5 p.m.

Moonlight swims will be on June 23rd, July 14th and August 11th from 8:30 p.m. to 10:00 p.m.

City offices will be closed on July 4th in observance of the holiday. Deffenbaugh also observes this holiday and trash pickup will be delayed one day.

July 4th VillageFest 2006 - Free swim for all Prairie Village residents - pool complex closes at 6:00 p.m.

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 8:25 p.m.

Joyce Hagen Mundy
City Clerk