

CITY COUNCIL  
CITY OF PRAIRIE VILLAGE  
March 20, 2006

The City Council of Prairie Village, Kansas, met in regular session on Monday, March 20, 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 led those present in the pledge of allegiance. The following Council members were present: Al Herrera, Bill Griffith, Ruth Hopkins, Steve Noll, Greg Colston, Andrew Wang, Laura Wassmer, Jeff Anthony, Wayne Vennard, Diana Ewy Sharp and David Belz.

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

PUBLIC PARTICIPATION

Mayor Shaffer recognized a student from Johnson County Community College attending the Council meeting for her honors government class.

CONSENT AGENDA

Jeff Anthony moved approval of the Consent Agenda for Monday, March 20, 2006:

1. Approve Regular Council Meeting Minutes - March 6, 2006
2. Authorize the Mayor to issue the following Proclamations:  
    "Crime Victims' Week" April 23-29, 2006  
    "National Volunteer Week" April 23-29, 2006
3. Approve the renewal of the vending services agreement between the City of Prairie Village and Priority Vending, Inc. to provide vending machine services to City facilities for a period of one year
4. Adopt Ordinance 2116 repealing Ordinance 2111 and adopt Resolution 2006-02 establishing compensation ranges for the City of Prairie Village
5. Approve the disposal of Unit 80, Unit 030 and Unit 448 (Public Safety Police Vehicles) through Nationwide Auction Service
6. Approve amendments to Personnel Policy #1010 entitled "Workers Compensation"
7. Approve amendments to Personnel Policy #920 entitled "Call Back Pay"
8. Approve the establishment of Personnel Policy #1097 entitled "Flu Shots"
9. Approve amendments to Personnel Policy #800 entitled "Recruitment and Selection"
10. Approve Agreement between the City of Prairie Village and the City of Mission, Kansas for Assistance in Code Enforcement Services
11. Approve amendment to City Council Policy #CP001 entitled "Public Committees" by eliminating Section V.A.(1) Citizens Advisory Committee on Community Standards and renumber section V.A.

A roll call vote was taken with the following members voting "aye": Herrera, Griffith, Hopkins, Noll, Colston, Wang, Wassmer, Anthony, Vennard, Ewy Sharp and Belz.

## COMMITTEE REPORTS

### **Policy/Services Committee**

#### POL2004-16 Consider Project 190708: Tomahawk Road from Roe Avenue to Nall Avenue

Steve Noll reported Engineering Change Order #2 is for additional design work resulting from the changes in the design criteria for SMAC projects. The additional work will extend all storm sewer laterals and add a new cell to the reinforced concrete box under Nall Avenue. The Change Order results in an increase in cost as well as an increase of 60 days to the contract. Johnson County SMAC has approved the expanded work and will cover 75% of the additional design costs.

On behalf of the Policy/Services Committee, Steve Noll moved the City Council approve Engineering Change Order #2 for Project 190708: Tomahawk Road from Roe to Nall Avenue with the Larkin Group for an increase of \$122,700.00, bringing the new contract total to \$334,700.00 and adding 60 days to the length of the agreement. The motion was seconded by Greg Colston and passed unanimously.

### **Legislative/Finance Committee**

#### LEG2005-38 Consider proposed ordinance revisions to PVMC 19.44.025 entitled "Height and Area Exceptions - Fences"

The original recommendation from the Planning Commission was returned by the Legislative/Finance Committee with direction to reconsider the following three issues: 1) The retaining wall setback should be eliminated, 2) The 5-foot setback off the front corner of the dwelling be eliminated and 3) the permitting process needs to be refined to be less time-consuming for residents seeking to obtain a fence permit.

The Planning Commission returned their recommendation with a refined permitting process. However, they felt the retaining wall setback and the 5-foot off the front corner of a dwelling should be retained. The Legislative/Finance Committee requested the Planning Consultant add drawings reflecting the retaining wall setback regulations to make them clearer to the general public and are recommending the proposed revisions be adopted without the 5-foot setback off the front corner of a dwelling.

Therefore, on behalf of the Legislative/Finance Committee, Ruth Hopkins moved the City Council adopt Ordinance 2117 amending Chapter 19.44 of the Prairie Village Municipal Code, entitled "Height and Area Exceptions" by amending Section 19.44.025 entitled "Fences". The motion was seconded by Wayne Vennard.

Al Herrera confirmed fences could be constructed at the front corner of a house according to the proposed regulations, which is against the recommendation of the Planning Commission.

A roll call vote was taken with the following votes cast: "aye" Herrera, Griffith, Hopkins, Noll, Colston, Wang, Wassmer, Anthony, Vennard, Ewy Sharp and Belz.

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

#### **POL2005-29 Consider City Council Policy CP015 "Selection of Professional Consulting Services"**

Jeff Anthony reported that at an earlier committee meeting the Council discussed revisions to the City's Council Policy for the selection of professional consultants. Concern was expressed with the amount of time and study involved by committee members particularly in the selection of architects and engineers and the limited background and expertise of some of the committee members. Under the new policy a smaller selection committee of two persons and a staff member will conduct the initial evaluations and interviews. The policy was also revised to coordinate with the city's existing purchasing policy. The Council felt in some circumstances they preferred the existing policy; however, felt the proposed revisions would be beneficial for the selection of architect/engineering consultants.

On behalf of the Council Committee of the Whole, Jeff Anthony moved the City Council adopt a new Council Policy as presented for the selection of professional architect/engineer consulting services for non-appointed City positions. The motion was seconded by Greg Colston.

Ruth Hopkins asked if action was needed immediately. Mr. Pryzby responded he has two consultant positions to fill and needs to begin the process as soon as possible.

The motion was voted on and passed unanimously.

#### **OLD BUSINESS**

#### **Villagefest Committee**

During the budget worksessions, the committee requested additional funding for the 2006 Villagefest celebration as it will be the 10<sup>th</sup> anniversary of Villagefest. One of the items being considered was the co-sponsoring of fireworks with the Meadowbrook Country Club. The details had not been finalized and the motion for funding approved by the Council was made contingent upon reaching an agreement with Meadowbrook. Josh Farrar stated an agreement was not reached with the Country Club and the committee is seeking clarification on what funding is available for the 2006 event.

The motion approving funding states: "The Council approve the requested budget request of \$55,000 for the 2006 budget contingent upon reaching an agreement with the Meadowbrook Country Club for a shared fireworks display." Mr. Farrar stated a strict reading of the motion as made would preclude the Villagefest Committee from spending the additional \$20,000 budgeted for 10<sup>th</sup> Anniversary activities such as an orchestra, big name band, patriotic speaker and publicity.

Diana Ewy Sharp stated the committee was seeking \$15,000 for partnering with Meadowbrook on the fireworks. The committee is investigating the possibility of ground display of fireworks to be held the evening before the 4<sup>th</sup>. Al Herrera asked when the committee would know if this alternative would be available. Mrs. Ewy Sharp responded within two weeks.

Ruth Hopkins stated she felt strongly the \$15,000 was clearly tied to having the joint fireworks with Meadowbrook.

Bill Griffith asked for the breakdown on past Villagefest events. Mrs. Ewy Sharp responded historically the committee has had \$15,000 budgeted and received an additional \$5,000 in corporate sponsorships. The additional \$20,000 was requested to make this the 10<sup>th</sup> Anniversary of Villagefest special and \$15,000 for the fireworks. She noted an additional \$5,000 was added to the budget for extra personnel costs that would have been needed for the fireworks display. Mr. Griffith stated that really \$20,000 were direct fireworks costs.

Mr. Griffith stated his reading of the motion has the committee back to square one without any clearly designated funding and the fireworks dead.

Laura Wassmer stated the \$15,000 was clearly for fireworks related costs and felt the budget should be reduced to \$35,000.

David Belz asked for additional information on the alternate fireworks. Mrs. Ewy Sharp stated they would be freestanding fireworks done perhaps on the hillside behind the skate park and coordinated with music.

Diana Ewy Sharp moved the Council approve a budget request of \$55,000 for the 2006 Villagefest 10<sup>th</sup> Anniversary Celebration. There was no second and the motion died.

Bill Griffith moved to approve an allocation of \$20,000 for the 2006 Villagefest celebration. The motion was seconded by Steve Noll. Mrs. Wassmer stated that would not allow for special events recognizing the 10<sup>th</sup> anniversary of Villagefest and the 55<sup>th</sup> anniversary of the City.

Diana Ewy Sharp moved to amend the motion increasing the allocation to \$35,000. The motion was seconded by Laura Wassmer.

Ruth Hopkins asked if the \$35,000 request would be a one-time request or an on-going request. Mrs. Ewy Sharp stated the request is to make the 10<sup>th</sup> anniversary celebration bigger and better and stated this would not be an on-going request.

Jeff Anthony called the question, which was voted on and passed.

A vote was taken on the amendment to the motion increasing the budget allocation from \$20,000 to \$35,000. The motion passed by a vote of 8 to 3 with Griffith, Colston and Anthony voting "nay".

The motion as amended approving an allocation of \$35,000 for the 2006 Villagefest celebration was voted on and passed by a vote of 7 to 4 with Griffith, Hopkins, Colston and Anthony voting "nay".

Al Herrera asked Mrs. Ewy Sharp to have the committee get cost information on the alternative fireworks display for informational purposes.

#### **Committee Agenda Items**

Jeff Anthony expressed concern with the extensive listing of committee agenda items on the Council Committee of the Whole assignments dating back to 1995. He feels it is imperative that the Council begin to address these policy and vision items and not wait for someone else to determine the City's vision. He noted the listing contains several items that will become hot issues in the next three to five years and need to be seriously addressed by the Council now. Bill Griffith recommended that Mr. Anthony as Council President and his successor see that these items are placed on the committee agenda.

#### **NEW BUSINESS**

There was no New Business to come before the Council.

#### **ANNOUNCEMENTS**

Mayor Shaffer highlighted the information distributed to Council regarding the Johnson County Leadership Summit to be held on Friday, March 31<sup>st</sup>. He encouraged all Council members that are able to attend. The event will include several excellent speakers and cover important municipal issues.

Bob Pryzby announced that he has hired a new Field Operations Superintendent, Mike Helms, with extensive experience both in the municipal environment and

construction industry. He replaces Roger Wyatt and will begin within the next few weeks.

Council members attending the National League of Cities Conference in Washington, D.C. reported on the activities and issues covered at the conference including video and cable franchising, the deficit, defining "blight" and the repeal of sales tax on new commercial equipment. Mayor Shaffer stressed the importance of following the activities going on at the State Legislative Sessions in Topeka.

**Committee meetings scheduled for the next two weeks include:**

|                                 |            |           |
|---------------------------------|------------|-----------|
| Environmental Recycle Committee | 03/22/2006 | 7:00 p.m. |
| VillageFest Committee           | 03/23/2006 | 7:00 p.m. |
| Policy Services Committee       | 04/03/2006 | 6:00 p.m. |
| Legislative Finance Committee   | 04/03/2006 | 6:00 p.m. |
| Council                         | 04/03/2006 | 7:30 p.m. |

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The Prairie Village Arts Council is pleased to feature a watercolor exhibit by Virginia Fortner in the R.G. Endres Gallery during the month of March.

The first Johnson County Leadership Summit is on Friday, March 31, 2006 at the Ritz Charles Conference Facility in Overland Park. It runs from 8:00 a.m. to 4:30 p.m. Please contact Lauren if you plan to attend.

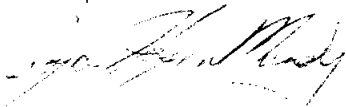
The Sixth Annual Earth Fair co-sponsored by the Prairie Village Environmental/Recycle Committee and the Shawnee Mission East Environmental and Recycling Committee will be on Saturday, April 8<sup>th</sup> from 10 a.m. to 3 p.m. at Shawnee Mission East High School.

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

Mark your Calendar the Large item pick-up has been scheduled for Saturday, April 22, 2006.

**ADJOURNMENT**

With no further business to come before the Council, the meeting was adjourned at 8:10 p.m.



Joyce Hagen Mundy  
City Clerk