

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Tuesday February 22, 2005
7:30 p.m.**

I. CALL TO ORDER

II. ROLL CALL

III. PRESENTATION

Police Department awards

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 – February 7, 2005
2. Approve Claims Ordinances #2583 through #2585
3. Approve the Contract for 2005-06 with the Animal Medical Center.
4. Approve a short-term special use permit to the Briarwood Elementary PTA for their annual school carnival on Friday, April 29, 2005 with the permit fee waived.
5. Approve the Interlocal Agreement with the City of Overland Park for a double chip seal of Lamar Ave, from 78th Street to 83rd Street in 2005.
6. Approve the 2006-2010 CARS Application.
7. Ratify the appointment to Diane Mooney, Leigh Dennert and Linda Smith to the Environment/Recycle Committee with terms expiring in April, 2007.

By Committee:

8. Approve the purchase of three pickup trucks from Shawnee Mission Ford for \$45,954 using the MARC Purchasing provisions and transfer \$6000 from the mower line item to the pickup truck line item within the Public Works Operating Budget. (Policy/Services Committee – February 7, 2005)
9. Approve Construction Change Order #1 with Musselman & Hall Contractors LLC for Project 190846: 2004 Crack/Slurry Seal Program for a decrease of \$29,641.99 bringing the final contract total to \$169,780.90 (Policy/Services Committee – February 7, 2005)
10. Approve Construction change Order #1 with McAnnany Construction for Project 191011: 2004 Concrete Repair Program for a decrease of \$16,587.60 bringing the final contract total to \$323,099.40 and authorize the transfer of the funds to the unallocated line in the Capital Infrastructure Program. (Policy/Services Committee – February 7, 2005)
11. Approve the Interlocal Agreement with the City of Overland Park in the amount of \$24,930.00 and establish a new Project Fund within the Capital Infrastructure Program to be known as Project 190850: Reeds Street. (Policy/Services Committee – February 7, 2005)
12. Approve Option Two for Project 190809: 75th Street and State Line Road and request the Kansas City, Missouri prepare a revised Interlocal Agreement specifying the cost sharing as presented in Option Two. (Policy/Services Committee – February 7, 2005)
13. Establish a fee of \$37.10 per hour for Off-Duty Contractual Services provided by the Police Department upon appropriate notification to private entities that contract with the Police Department for such services (Legislative/Finance Committee – February 7, 2005)

VI. COMMITTEE REPORTS

Legislative/Finance Committee – Bill Griffith

LEG2005-03 Consider agreement for Economic Development Services – NE Johnson County Chamber

Prairie Village Supplemental Retirement Plan Advisory Committee – Steve Noll

Plan Amendment
Adoption of M&I Agreements

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
February 22, 2005
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Tuesday, February 22, 2005, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Mayor Ron Shaffer called the meeting to order with the following Council members responding to roll call: Al Herrera, Bill Griffith, Steve Noll, Ruth Hopkins, Greg Colston, Andrew Wang, Laura Wassmer, Pat Daniels, Jeff Anthony, Kay Wolf, Diana Ewy Sharp and David Belz.

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; Jamie Shell, Finance Director; Captain Wes Jordan, Captain John Walter, Captain Gary Pruitt, Tom Trienens and Joyce Hagen Mundy, City Clerk.

PRESENTATIONS

Three Scouts from Troop 282 opened the Council meeting with the presentation of the flags.

Chief Charles Grover presented Police Department Recognition and Supervisory Recognition to the following individuals: Kyle Shipps, Joel Colletti, Dan Robles, Greg Hudson, Tim Schwartzkopf, Tim Kobe, Chris Wilson, Jason Wakefield, Adam Taylor, Rod Smith, Dawn Clausius, Bill Baldwin, Rick Bohon and Luke Roth.

PUBLIC PARTICIPATION

No one was present to address the City Council. Mayor Shaffer acknowledged the presence of three Boy Scouts attending for merit badge requirements and two Rockhurst High School students attending the meeting for their American Government class.

CONSENT AGENDA

Al Herrera moved approval of the Consent Agenda for Tuesday, February 22,

2005:

1. Approve Regular Council Meeting Minutes – February 7, 2005
2. Approve Claims Ordinances #2583 through #2585
3. Approve the contract for professional animal services for 2005-2006 with Animal Medical Center
4. Approve a short-term special use permit to Briarwood Elementary PTA for their annual school carnival on Friday, April 29th from 5 p.m. to 8:30 p.m. on the school grounds at 5300 West 86th Street with the permit fee waived
5. Approve an Interlocal Agreement with the City of Overland Park for a double chip seal of Lamar Avenue from 78th Street to 83rd Street in 2005
6. Approve the 2006-2010 CARS application
7. Ratify the appointment of Diane Mooney, Leigh Dennert and Linda Smith to the Environment/Recycle Committee with terms expiring in April, 2007
8. Approve the purchase of three pickup trucks from Shawnee Mission Ford at a cost of \$45,954 using the MARC purchasing provisions and transfer \$6000 from the mower line item to the pickup truck line item within the Public Works Operating Budget
9. Approve Construction Change Order #1 with Musselman & Hall Contractors LLC for Project 190846: 2004 Crack/Slurry Seal Program for a decrease of \$29,641.99 bringing the final contract total to \$169,780.90
10. Approve Construction Change Order #1 with McAnnany Construction for Project 191011: 2005 Concrete Repair Program for a decrease of \$16,587.60 bringing the final contract total to \$323,099.40 and authorize the transfer of funds to the unallocated line in the Capital Infrastructure Program
11. Approve the Interlocal Agreement with the City of Overland Park in the amount of \$24,930.00 and establish a new project fund within the Capital Infrastructure Program to be known as Project 190850: Reeds Street
12. Approve Option Two for Project 190809: 75th Street and State Line Road and request Kansas City, Missouri prepare a revised Interlocal Agreement specifying the cost sharing as presented in Option Two
13. Establish a fee of \$37.10 per hour for Off-Duty Contractual Services provided by the Police Department upon appropriate notification to private entities that contract with the Police Department for such services

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

COMMITTEE REPORTS

Legislative/Finance Committee

LEG2005-03 Consider agreement for Economic Development Services – Northeast Johnson County Chamber

The Legislative/Finance Committee discussed the City’s participation in the Northeast Johnson County Chamber of Commerce Economic Development Council (EDC). Mr. Griffith distributed copies of a recent article in the Kansas Business Journal announcing the award of federal training grants to five area firms, noting the award of

\$27,219 to Nations Holding Company of Prairie Village. He said the EDC was instrumental in obtaining this grant for this Prairie Village company.

On behalf of the Legislative/Finance Committee, Bill Griffith moved the City Council approve the 2005 agreement for Economic Development Services with the Northeast Johnson County Chamber of Commerce. The motion was seconded by Ruth Hopkins

Al Herrera stated he still does not feel the City is getting what it is paying for in its support of the Economic Development Council. Most of the new tenants in the Prairie Village Shopping Center were brought in by Highwoods Properties.

Diana Ewy Sharp agreed with Mr. Herrera stating she felt the approximately \$20,000 could be spent in a different format. She feels the formula for participation fees should be re-evaluated.

Mayor Shaffer confirmed the amount called for in the agreement was \$18,176.

Laura Wassmer stated she has been a huge supporter of the EDC in the past feeling that what was good for Northeast Johnson County was good for Prairie Village. However, looking at what the EDC has done specifically for Prairie Village is minimal while Prairie Village is one of the largest contributors. Ms Wassmer agrees with Mrs. Ewy Sharp that the formula for fees should be re-evaluated based on actual services/benefits received.

Ruth Hopkins stated the Economic Development Council is the heart of the Chamber and noted that part of the problem has been the lack of a plan by the City. She feels the time is coming when a plan will be in place and she feels the Chamber can provide the leadership to assist the City in moving forward.

Bill Griffith reminded the Council of the impact of development happening in Northeast Johnson County. He feels the groundwork is being laid and the EDC will be instrumental in putting into action directions of the City's Comprehensive Plan. He supports a long-term commitment to the Northeast Johnson County Chamber Economic Development Council.

Kay Wolf, noted as Chairman of the Economic Development Council, she would be abstaining from voting on this issue. However, she believes the program's marketing

efforts for Northeast Johnson County supported the efforts of Highwoods in securing tenants for the shopping center.

Pat Daniels stated he believes a city without a chamber of commerce is a city unprepared to look ahead. He is a strong supporter of the chamber and its efforts in economic development in Northeast Johnson County.

Mayor Shaffer called for a vote on the motion to approve the 2005 agreement for Economic Development Services with the Northeast Johnson County Chamber of Commerce at a cost of \$18,176. The motion passed by a vote of 9 to 2 (Herrera, Ewy Sharp) with 1 abstention (Wolf).

Supplemental Pension Board

On behalf of the Supplemental Pension Board, Steve Noll moved the City Council approve the Third Amendment to the Prairie Village Supplemental Pension Benefit Plan allowing the Trustee to invest in mutual funds and adopt the following documents: The M&I Managed Asset Allocation Portfolio Agreement; M&I Managed Asset Allocation Portfolios; Consent of Plan Sponsor of the City of Prairie Village, Kansas Supplemental Pension Benefit Plan; and Growth Balanced Portfolio Investment Objectives and Guidelines. The motion was seconded by Bill Griffith and passed unanimously.

Mr. Noll noted that Marshall & Ilsley is the successor to United Missouri Bank, who served as the trustee for the City's pension plans for the past several years.

Comprehensive Plan Steering Committee

Andrew Wang announced public participation meetings on the City's Comprehensive Plan would be held in the coming weeks and encouraged Council members to seek out individuals to participate in these meetings. Names of individuals to be invited to participate can be given to Kay Wolf, Diana Ewy Sharp or himself. Kay Wolf added the Outreach Committee is also looking for facilitators for the meetings. These individuals would receive training from ACP.

Bill Griffith asked for clarification of the dual role of Council members as residents regarding involvement. Mr. Wang stated this issue was discussed with the feeling that Council members should be actively involved in the process both to provide leadership and as a representation of the Council's support of this vital project.

OLD BUSINESS

There was no Old Business to come before the Council.

NEW BUSINESS

COU2005-02 Consider Transfer of Funds from General Fund Contingency to the 2005 Public Safety Budget to be used to develop and implement a Traffic Unit.

On December 6, 2004, Chief Grover advised the Council he did not have the personnel required to handle the additional responsibility to patrol school speed zones adequately. Chief Grover was directed to provide estimated costs for patrol operations necessary to enforce school speed zones.

On January 18, 2005, Chief Grover presented a proposal for a traffic unit, a proposal he had intended to present during the 2006 budget hearings. Research done by his department demonstrates a need for a traffic unit to adequately address the safety concerns of residents. He noted the implementation of school speed zones would exacerbate the existing problem. Expense and revenue projections were given to the Council. It was noted that if the traffic unit was approved for 2006 that due to the hiring and training lead time required for police officers, the unit could not be operational until the summer of 2006. Chief Grover was directed to return to the Council to address the funds needed to be transferred to implement a traffic unit in 2005 and the future.

Chief Grover stated he is requesting three officers for the traffic unit. He noted there are five candidates on the department's eligibility list, and academy and training openings, but names need to be submitted to hold spots. Chief advised the Council the turndown rate for candidates, because of testing requirements, is approximately 50%, so he is not certain he will be able to fill all three positions from the current list.

The revenue projections given, based on \$100 fee per ticket and the estimated 100 tickets per officer, have been reviewed with statistics from other departments and found to be consistent. However, he reminded the Council the projected revenue of \$360,000 is based on a full year and will need to be pro-rated based on the actual number of officers on the street, so in 2005 expenses will be greater than revenue. However, projected expenses for 2006 are \$196,000 with \$360,000 in revenue and expenses in 2007 are projected at \$181,000 with revenue of \$360,000.

The responsibility of the Traffic Unit will be directed patrol. They will go to assigned areas identified by citizen complaints and identified high traffic areas. These officers will be trained to a higher level on traffic accident investigation.

Laura Wassmer expressed concern with people avoiding Prairie Village because of the increased traffic enforcement. Chief Grover stated he does not feel the increased enforcement will negatively impact traffic volume within the City.

Chief Grover stated his belief in why some cities have lower crime rates is a theory of perception referred to as “omni-presence” which makes people feel safe. Visitors gauge police enforcement by the number of officers they see. Residents gauge safety by the number of times a patrol car is seen in their area.

Andrew Wang asked Chief if his figures showing a 51% increase in the number of tickets that will be written with the addition of the traffic unit was accurate. Chief responded it was within range.

Pat Daniels asked if the arrest criteria would change with the additional manpower. Chief Grover responded there would be no change in police standards. The additional officers would allow the City to put officers in identified problem areas resulting in more tickets being written. Chief Grover stated he does not expect to see a large difference in the number of tickets written in the Corinth School area as this is a controlled intersection and studies reflected traffic slowing to 27 mph without the designated speed zone.

Bill Griffith stated he has great respect for the Police Department, but he is not in favor of going forward with the traffic unit at this time. He feels there are other things that could be done and would like to see the impact of the school speed zones without additional police personnel.

Pat Daniels confirmed the proposed traffic unit was going to be requested for the 2006 budget, without the added responsibilities for school speed zones on Mission Road, to address citizen complaints. Mr. Daniels noted that other area cities use traffic units.

Jeff Anthony asked if a cap could be placed on the number of tickets written and existing staff juggled to provide coverage. Chief Grover responded he would not cap the number of tickets written and he does not have the manpower to enforce school speed

zones which are operating during peak traffic hours. The addition of school speed zones will exacerbate a problem that currently exists.

Diana Ewy Sharp asked what impact additional tickets would have on Municipal Court.

Doug Luther stated he has discussed the potential impact with Municipal Court personnel and the Judges. He noted the full impact, which will be substantial, will not hit the court system until January of 2006. Each traffic ticket written creates 1.5 cases in municipal court as each offense listed on a ticket is a separate case to be processed. The anticipated 3600 additional tickets will result in 5,040 new court cases per year, creating an increase of 70% increase over 2004 and a 180% increase over 2001.

The administrative impact will be felt in more 30-day letters, required by Kansas Statutes, sent to the 40% of individuals who do not show for their first court appearance; additional arrest warrants issued and increased letters to the Division of Motor Vehicles as well as additional interaction and telephone calls from defendants and attorneys.

There will also be an impact on court operations from larger dockets. The municipal judges have stated the City would need to add a third arraignment session per month to handle the additional workload.

Mr. Luther projected the following changes in Municipal Court to address the increased workload:

- One additional full-time staff person
- An additional arraignment session per month
- Defendant Education to minimize multiple court appearances

Projected costs are:

- \$51,000 Personnel
- \$ 4,500 Training and Supplies
- \$ 3,000 Equipment and Set-up
- \$58,500

Diana Ewy Sharp moved the City Council approve the transfer of \$254,910 from General Fund-Contingency to the 2005 Public Safety Budget to develop and implement a Traffic Unit in the following allocations:

01-03-25-4200	\$99,000
01-03-25-5190	\$16,440
01-03-25-6310	\$ 6,000
01-03-25-6320	\$ 1,600
01-03-25-6330	\$ 7,000
01-03-25-7440	\$45,890
01-03-25-7450	\$42,780
01-03-29-5170	\$ 5,000
01-03-29-5240	\$ 5,200

The motion was seconded by Ruth Hopkins and passed on a voice vote by a majority.

Updates

Bob Pryzby reported the contractor for Mission Road is protesting the city’s charges of liquidated damages for the late completion of the project. The protest has been turned over to the City Attorney.

Mr. Pryzby also reported work has begun on the grading for the Harmon Park Skate Park with an anticipated May completion of the park.

Mayor Shaffer announced he and the City Administrator attended a celebration of the 10th Anniversary of Claridge Court and was presented a plaque commemorating the City’s support of this project.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Insurance Committee	02/22/2005	4:00 p.m.
Environmental/Recycle Committee	02/23/2005	7:00 p.m.
Park & Recreation Committee Meeting	02/23/2005	7:00 p.m.
VillageFest Committee	02/24/2005	7:00 p.m.
Communications Committee	02/28/2005	6:00 p.m.
Planning Commission	03/01/2005	7:00 p.m.
Tree Board	03/02/2005	7:00 p.m.
Policy/Services Committee	03/07/2005	6:00 p.m.
Legislative/Finance Committee	03/07/2005	6:00 p.m.
Council	03/07/2005	7:30 p.m.

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The Prairie Village Arts Council is pleased to currently feature an exhibit of watercolor by Norma Herring. In March the Sister City/Student Art exhibit will be featured in the R. G. Endres Gallery with an opening reception held on March 4th from 6:30 – 7:30 p.m.

The Prairie Village Gift Card has sold 460 cards for a total of \$14,575 as of 2/16/2005.

REMINDER: Johnson County Primary Election will be held March 1

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

Mayor Shaffer announced that MARC would be sponsoring an informational session on “No Smoking” regulations on Thursday, March 31st at Prairie Village and noted more information would be forthcoming.

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned at 9:10 p.m.

Joyce Hagen Mundy
City Clerk