

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Monday, September 20, 2004
7:30 p.m.**

I. CALL TO ORDER

II. ROLL CALL

III. PUBLIC PARTICIPATION

90th Street Sidewalk

IV. 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 – September 7, 2004
2. Approve Claims Ordinances #2546 through #2549
3. Ratify the Mayor's appointment of Andy Peterson to the Prairie Village Park & Recreation Committee completing the unexpired one-year term of Courtney Noll as a youth representative
4. Approve the renewal of the Data Access and License agreement between the City of Prairie Village and Johnson County at a cost of \$2,713.42 with funding from the Public Works Operating Budget
5. Approve the purchase of the Storm Pipe TV Inspection Equipment from Cues, Inc. at a cost of \$51,150.00. with funding from the 2004 Public Works Operating Budget
6. Approve a professional services agreement with USTI for updates to the City's Building Permits software as described in USTI SR#25464 with funding from the Codes Administration Operating Budget
7. Authorize the Mayor to execute the following proclamations:
 "National Arts & Humanities Month" – October, 2004
 "Lancer Day" – October 8, 2004

By Change Order:

8. Approve Construction Change Order #1 to TSC, Inc. for the closeout of Project 191009: 2003 Concrete Repair Program for a decrease of \$2,979.17 bringing the final contract total to \$328,823.83 and authorize the transfer of funds to the Capital Infrastructure Program – Other Unallocated.

By Committee:

9. Approve Engineering Change Order #2 from Affinis Corp. for Project 191009: 2003 Concrete Repair Program in the amount of \$15,953.87 with funding from Capital Infrastructure Program Other Group (Policy/Services Committee Minutes – September 7, 2004)
10. Approve the transfer of \$19,000 to Public Works Administration regular wages; \$2,500 to Public Works Administration equipment acquisition and \$2,100 to Public Works Administration furniture acquisition with all funding from the Public Works Administration contracted services account (Policy/Services Committee Minutes – September 7, 2004)
11. Approve an agreement with Johnson County to operate a nutrition center at the Prairie Village Community Center with payment of \$132.50 per month to the City for 2005 (Legislative/Finance Committee Minutes – September 7, 2004)
12. Approve City participation as a co-sponsor of the Northeast Johnson County Chamber event featuring Professor Kenneth Stone (Legislative/Finance Committee Minutes – September 7, 2004)
13. Approve the transfer of \$46,346 from contingency reserve to 2004 Public Safety budget to fund annual contribution to the police pension plan (Legislative/Finance Committee Minutes – September 7, 2004)
14. Eliminate the City Investment Committee (Legislative/Finance Committee Minutes – September 7, 2004)

V. COMMITTEE REPORTS

Council Committee of the Whole – Bill Griffith
COU2004-18 Consider 2005 Mission Hills Public Safety Budget

Policy/Services Committee - Steve Noll
POL96-45 Consider Project 190809: 75th Street and State Line Road Intersection

Legislative/Finance Committee – Bill Griffith
LEG2004-20 Consider cell tower lease with Verizon Wireless

Planning Commission - Bill Griffith & Ron Williamson
Consider Special Use Permit for wireless communication antenna by Sprint on the existing tower at 7700 Mission Road
Consider Special Use Permit for wireless communication antenna by Cingular Wireless on the existing tower at 9011 Roe Avenue

VI. OLD BUSINESS

Consider Project 190716: 73rd Street cul-de-sac Drainage

Consider Skate Park Proposals

VII. NEW BUSINESS

Consider sidewalks on 90th Street from Mission Road to Catalina Street

VIII. ANNOUNCEMENTS

IX. 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
September 20, 2004
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, September 20, 2004, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Council President Al Herrera called the meeting to order with the following Council members responding to roll call: Bill Griffith, Ruth Hopkins, Steve Noll, 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; Robert Pryzby, Director of Public Works; Doug Luther, Assistant City Administrator; Jamie Shell, Finance Director and Joyce Hagen Mundy, City Clerk.

PUBLIC PARTICIPATION

Council President Al Herrera announced the Council would first hear comments from individuals present to address the Council on the issue of sidewalks on 90th Street from Mission Road to Catalina. He also stated the agenda for the meeting has been amended to allow for Council action on this item immediately after discussion, not during New Business.

Richard Mindlin, 4101 West 90th Street, stated that if constructed, the sidewalk should not stop at Catalina but continue.

Fred Sachen, 4201 West 90th Street, stated he and his wife Barbara oppose the construction of a sidewalk. He noted there is minimal vehicle and/or pedestrian traffic in this area and does not see this as a safety issue. He also agrees that it doesn't make sense to construct a partial sidewalk stopping at Catalina and noted the loss of yard and landscaping caused by sidewalks.

Kent Price, 4111 West 90th Street, said he and his wife Andrea support a sidewalk if it is constructed over the entire area; otherwise, they feel the sidewalk should not be constructed.

Jeff Vickers 4100 West 90th Street stated he was in favor of consistency and not patchwork. He is not against the sidewalk; however, if it stops at Catalina he feels this will force children using the sidewalk into the street and will become a safety issue.

Eric Vogel, 4010 West 90th Street, commented the original design was for the sidewalk to abut the curb to minimize the impact on landscaping and sprinkler systems.

Robert Zahner, 4000 West 90th Street, spoke on behalf of his wife stating she supports the sidewalk **if** it continues on to Catalina. He does not feel there is a need for sidewalks on side streets in residential neighborhoods with minimal traffic.

Terry Flanagan, 8920 Catalina, supports the sidewalk if it is placed adjacent to the curb and it does not stop at Catalina.

Public Works Director Bob Pryzby stated the City Council has adopted a Council Policy stating that “All residential streets will have sidewalks constructed on one side of the street. The construction cost may be paid as part of the street resurfacing or reconstruction project.” In December of 2003 letters were sent to the residents impacted by the 2004 street paving project. At a meeting on March 15, 2004, the Council accepted a petition from the residents along Catalina requesting that a sidewalk not be constructed on their street. Following that action, no sidewalk was constructed on the Catalina portion of this project. In response to numerous calls, a letter was sent on September 10th to all residents on 90th Street inviting them to attend the September 20th Council meeting to express their feelings on the proposed sidewalk on 90th Street.

Laura Wassmer agreed with the residents who felt it did not make sense to construct a sidewalk only along 90th Street.

Kay Wolf noted the residents along Catalina followed the process submitting a petition signed by all the property owners asking that a sidewalk not be constructed on Catalina and the Council approved that petition.

Diana Ewy Sharp confirmed the contractor would be ready to install the sidewalks by the end of the week. Mr. Pryzby noted that if the decision on the sidewalks was delayed, the contractor would not be able to meet the completion deadline for this project.

Bill Griffith stated, as a resident with sidewalks, he finds them to have a positive impact on his neighborhood and feels the Council should follow the adopted Council Policy and move forward to construct sidewalks on one side of all residential streets.

Mrs. Ewy Sharp agreed with Mr. Griffith noting the City Council's desire to make Prairie Village a walkable community. She stated she would like to reconsider sidewalks for the entire area.

Jeff Anthony stated that he would follow the will of the residents.

David Belz noted he did not support the petition for no sidewalks on Catalina as he did not feel it was appropriate to stop construction of a sidewalk midcourse. He agrees that there is not a strong safety issue supporting sidewalks at this location and since no sidewalk will be constructed on Catalina, he does not feel there should be sidewalk constructed on 90th Street.

Diana noted that a number of the residents support sidewalks if done in its entirety. She noted the Council's role is to act on behalf of all the residents of the City, not only residents residing on the street in question.

Jeff Anthony moved the construction of a sidewalk on the north side of 90th Street from Mission Road to Catalina Street be deleted from Project 190847: 2004 Paving Program. The motion was seconded by Dave Belz.

Mr. Belz stated a petition signed by all the residents along Catalina requesting that no sidewalk be constructed was approved by the City Council and he does not feel the Council can go back at this point.

Diana Ewy Sharp pointed out the Council needs to make decisions based on the needs and wants of the entire City, not five property owners along Catalina.

Laura Wassmer agreed that due process was followed. She feels the Council needs to go back and reconsider the Council Policy noting that if residents continue to be allowed to petition for no sidewalks, there will not be consistency throughout the City.

Andrew Wang asked if any funds have been spent at this point on the sidewalk. Mr. Pryzby responded when the Catalina residents made their request, no funds had been spent; however, at this point in time the City has incurred engineering design costs and some field costs for laying out the sidewalk although there has not been any construction. Mr. Wang asked for an estimate of the expenditure to date. Mr. Pryzby responded he did

not have the figures with him, but he would estimate 7 to 15 thousand. dollars have been spent.

Kay Wolf stated residents are telling her the design and location has changed. Mr. Pryzby responded that to his knowledge the design has always called for placement one foot from the curb.

Robert Mindlin, 4101 West 90th Street, readdressed the Council speaking for his wife who feels strongly that sidewalks should be constructed for the entire area.

Pat Daniels stated that he would be voting to not construct sidewalk at this location; however, he reminded the Council of their recent discussion on making Prairie Village a more walkable community and urged them to keep an eye on the future.

Al Herrera reminded the Council of the policy they adopted calling for sidewalks to be constructed when street work is done in neighborhoods. If the Council is not going to follow the policy, it needs to be changed. The policy was created for the benefit of all Prairie Village residents and to not follow the policy will create more problems.

Jeff Anthony advised the Council the motion on the floor addresses the construction of sidewalk at a specific location; it is not a vote on the Council Policy.

Andrew Wang stated he accepts the policy and understands the need for consistency. He sees the request for no sidewalks by the residents to be reasonable; however, making that decision at this point in time, after thousands of dollars has been spent is not being good stewards of the taxpayers' money, wasting money on work not to be completed.

Diana Ewy Sharp reminded the Council the focus for this decision should be safety.

The City Clerk repeated the motion that the construction of a sidewalk on the north side of 90th Street from Mission Road to Catalina Street be deleted from Project 190847: 2004 Paving Program. The motion was voted on and passed by a vote of 8 to 3.

Public Participation (continued)

Cathy Handy, 8423 Ensley Lane, voiced concern with the speed of traffic on Mission Road near Corinth Elementary School and requested the Council consider having a school zone posted for this area.

Jenny Wolff, 8515 Cherokee Place, stated as a mother of three children she would like to see swift action taken to slow the traffic on Mission Road. She noted that although it has a posted speed limit of 35, vehicles routinely travel 45 to 50 mph. She would like to see radar and more officers patrolling the area and supports a posted school zone similar to that found by Cure of Ars School.

Donna Fishgrund, 3601 West 86th Street, stated she has resided three doors from Mission Road for ten years and has watched the traffic speed increase. Mrs. Fishgrund noted the sidewalks along Mission Road are very close to the curb so for them to be walkable the traffic has to slow down. She noted the school zone is in place for Cure of Ars with half of the number of children attending Corinth and expressed her support for establishing a school zone.

Madeline Scott, 7718 Windsor, has grade school children attending Corinth and has discussed her safety concerns with police department personnel, who have advised her with the number of schools along Mission Road it would be difficult to have a school zone at each location. Mrs. Scott pointed out the speed limit between 63rd Street and 71st Street is 30 miles per hour. The speed limit from 71st Street to 75th Street is 30 miles per hour. The speed limit from 75th Street to Cure of Ars is 35 miles per hour. She stated she would like to see the speed limit reduced from 35 mph to 30 mph. She would also like to see no right hand turns allowed on red on Mission and 83rd Street.

Carol Sturm, 3208 West 83rd Street, noted Corinth Elementary is impacted by two heavily traveled streets, Mission Road and 83rd Street, with cars traveling at high speeds.

Nancy Anderson, 8523 Cherokee Place, expressed her concern with traffic along Mission Road between 86th & 83rd Streets for the past several years. She stated that she was told a 5 year traffic study needed to be done and asked if this had been done. She noted there are two schools within this area with students walking to school – Corinth Elementary and Mission Valley Middle School. She would like to see a school zone along Mission Road and a guardrail placed along the sidewalk on 83rd Street.

Susan Horner, 8346 Delmar, substantiated her concern with the sidewalk along 83rd Street that is located near the street. She shared an experience she had with her first-grader falling off the sidewalk into the street.

Teresa Sprouse, 3300 West 86th Street, stated she walks her four daughters to school daily. She noted she has never lived in an area without school zones and strongly supports the establishment of a school zone with the increased student population at both Corinth Elementary and Mission Valley Schools. Mission Road is heavily traveled and its multiple lanes encourage higher speed traffic.

Tom Johnson, 7847 Pawnee, expressed concern with the fast traffic along Mission Road and the location of the sidewalks close to the road. He stated he has observed several vehicles inching through the intersection while students were still in the crosswalk area.

Barbara and Allie Frankland, 3015 West 83rd Street, addressed the Council. Allie, a student at Corinth Elementary, said the high speed of cars and the sidewalk location near the cemetery made her nervous when she walked to school.

Sue Lawrence, 8021 Lee Blvd, noted the increased number of families now attending Corinth Elementary. She does not feel the concern should be for the disruption of commuter traffic along Mission Road and 83rd Street, but for the safety of children and feels the speed limit should be strongly enforced. She also noted the backup often caused by the merging of two lanes into one on 83rd during school release and pick-up hours.

Council President Al Herrera thanked all the residents in attendance and announced that the Chief of Police and Public Works Director are continuing to study the problem and will bring a recommendation to the City Council at the next Council meeting on October 18th and closed public participation.

Ruth Hopkins stated as a parent she understands the residents' concerns; however, the City has been advised by traffic engineers for several years that if a school zone is established at this location, one will need to be established at the seven schools located along Mission Road. The traffic engineers have advised the City that school zones will not solve the problem, but will instead create more problems because of the frequency of school zones within a relatively short area.

Greg Colston asked the residents present what they would like to have the speed limit set for Mission Road. The residents responded 25 or 30 miles per hour.

Jeff Anthony questioned the need for a school zone to be established at every school if one is established at this location. He stressed the issue is the safety of the

students and he feels this needs to be addressed before a serious accident occurs. Mr. Anthony stated he spent two days with the school crossing guard for Corinth Elementary and during that time witnessed two near misses when the crossing guard was in the intersection. He stressed action needs to be taken soon.

CONSENT AGENDA

Bill Griffith moved the approval of the Consent Agenda for Monday, September 20, 2004:

1. Approve Regular Council Meeting Minutes – September 7, 2004
2. Approve Claims Ordinances #2546 through #2549
3. Ratify the Mayor’s appointment of Andy Peterson to the Prairie Village Park & Recreation Committee completing the unexpired one-year term of Courtney Noll as a youth representative
4. Approve the renewal of the Data Access and License agreement between the City of Prairie Village and Johnson County at a cost of \$2,713.42 with funding from the Public Works Operating Budget
5. Approve the purchase of the Storm Pipe TV Inspection Equipment from Cues, Inc. at a cost of \$51,150.00 with funding from the 2004 Public Works Operating Budget
6. Approve a professional services agreement with USTI for updates to the City’s Building Permits software as described in USTI SR#25464 with funding from the Codes Administration Operating Budget
7. Authorize the Mayor to execute the following proclamations:
 - “National Arts & Humanities Month” – October, 2004
 - “Lancer Day” – October 8, 2004
8. Approve Construction Change Order #1 to TSC, Inc. for the closeout of Project 191009: 2003 Concrete Repair Program for a decrease of \$2,979.17 bringing the final contract total to \$328,823.83 and authorize the transfer of funds to the Capital Infrastructure Program – Other Unallocated.
9. Approve Engineering Change Order #2 from Affinis Corp. for Project 191009: 2003 Concrete Repair Program in the amount of \$15,953.87 with funding from Capital Infrastructure Program Other Group
10. Approve the transfer of \$19,000 to Public Works Administration regular wages; \$2,500 to Public Works Administration equipment acquisition and \$2,100 to Public Works Administration furniture acquisition with all funding from the Public Works Administration contracted services account
11. Approve an agreement with Johnson County to operate a nutrition center at the Prairie Village Community Center with payment of \$132.50 per month to the City for 2005
12. Approve City participation as a co-sponsor of the Northeast Johnson County Chamber event featuring Professor Kenneth Stone
13. Approve the transfer of \$46,346 from contingency reserve to 2004 Public Safety budget to fund annual contribution to the police pension plan
14. Eliminate the City Investment Committee

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

COMMITTEE REPORTS

Council Committee of the Whole

COU2004-18 Consider 2005 Mission Hills Public Safety Budget

On behalf of the Council Committee of the Whole, Bill Griffith moved the City Council approve the 2005 Public Safety budget and fees for the City of Mission Hills. The motion was seconded by Greg Colston and passed unanimously.

Policy/Services Committee

POL96-45 Consider Project 190809: 75th Street and State Line Road Intersection

Steve Noll reported in May 1998, the City entered into an agreement with the City of Kansas City, Missouri to share costs for improvements to the intersection of 75th Street and State Line Road. The scope of the project was the replacement of the traffic signals and geometric improvements to the intersection. The City requested and received funding from the County Assisted Road System (CARS) program. Recently the City received notice that the County was canceling the CARS funding due to lack of progress on the project.

The major deterrent to progress has been the inability of the City of Kansas City to acquire the necessary right-of-way. Mr. Pryzby feels the primary issue is not the configuration of the intersection, but the outdated traffic signal and high volume of traffic on 75th Street. He would like to pursue the possible replacement of traffic signal with Kansas City.

On behalf of the Policy/Services Committee, Steve Noll moved the City Council approve sending a 30-day written notice to the City of Kansas City, Missouri terminating the agreement for Project 190809: 75th Street and State Line Road Intersection Improvements and transfer \$304,964 from Project 190809 to Capital Infrastructure Program Street unallocated and request a meeting with Kansas City, Missouri Public Works officials to discuss replacing the traffic signal. The motion was seconded by Greg Colston and passed unanimously.

Diana Ewy Sharp expressed frustration with the lack of support in this partnership for improvement of a major intersection by Kansas City. Steve Noll pointed out that for the traffic signal to be upgraded as recommended by the Director of Public Works will require an interlocal agreement with the City of Kansas City, Missouri.

Legislative/Finance Committee

LEG2004-20 Consider cell tower lease with Verizon

In April, 1992, the City entered into an agreement with Cellular One (now Verizon Wireless) to construct a 150 foot monopole tower on City property and occupy space on the tower. At that time, Cellular One financed the construction of the current monopole tower and assumed the responsibility for tower maintenance. Verizon currently pays rent to the City in the amount of \$750/month. The lease agreement specified the type of equipment to be installed on the tower. As part of a technology upgrade to its system, Verizon is seeking to install new antennae, which requires amending the lease agreement.

The proposed lease amendment contains the following significant features: 1) the monthly rent will be \$1,700/month with a 3% annual escalator. 2) The lease amendment will not extend the term of the original lease which expires in 2017 and 3) the amendment specifies the equipment Verizon Wireless is authorized to install on the tower and the height at which this equipment may be installed.

Mr. Griffith noted the committee discussed shortening the length of the agreement but because the other equipment on the tower has an expiration of 2017 it was decided to continue this agreement at the existing term.

On behalf of the Legislative/Finance Committee, Bill Griffith moved the City Council approve a “First Amendment to the Tower Construction and Lease Agreement” with Verizon Wireless authorizing the installation of equipment on a tower located at 7700 Mission Road. The motion was seconded by Ruth Hopkins and passed unanimously.

Planning Commission

LEG2004-33 Consider Special Use Permit for the installation of wireless communication antenna and related equipment by Sprint PCS on the existing tower at 7700 Mission Road

On Tuesday, September 7th, the Planning Commission held a public hearing on the request on behalf of Sprint PCS for a special use permit for the installation of wireless communication antenna and related equipment on the tower at 7700 Mission Road. The

Planning Commission reviewed the application and recommended the City Council approve a Special Use Permit subject to specified conditions for a period of five years.

On behalf of the Planning Commission, Bill Griffith moved the City Council adopt Ordinance 2082 approving a Special Use Permit for the installation, operation and maintenance of communication antenna and related equipment by Sprint PCS on the property described as 7700 Mission Road, Prairie Village, Kansas. The motion was seconded by Kay Wolf.

Ron Williamson stated a structural analysis was performed on the tower verifying its ability to accommodate the additional antenna. However, he noted the existing equipment compound does not have adequate area for the additional equipment. Therefore, the existing compound will be extended to the west adding an additional 20' x 25; within a 12' high wall made out of the same brick as the existing enclosure.

A roll call vote was taken on the motion with the following members voting "aye": Griffith, Hopkins, Noll, Colston, Wang, Daniels, Anthony, Wolf, Ewy Sharp and Belz.

LEG2004-34 Consider Special Use Permit for the installation, operation and maintenance of wireless communication antenna and related equipment by Cingular Wireless on the existing Sprint monopole at 9011 Roe Avenue

On September 7, 2004, the Planning Commission held on a public hearing on the request on behalf of Cingular Wireless for a special use permit for the installation, operation and maintenance of wireless communication antenna and related equipment on the existing tower at 9011 Roe Avenue. The Planning Commission reviewed the application by Cingular for the co-location of six antennas at the 95' level of the 100' monopole.

On behalf of the Planning Commission, Bill Griffith moved the City Council adopt Ordinance 2083 approving a Special Use Permit for the installation, operation and maintenance of communication antenna and related equipment by Cingular Wireless on the property described as 9011 Roe Avenue, Prairie Village, Kansas. The motion was seconded by Ruth Hopkins.

Ron Williamson stated the proposed equipment box is 28" x 26" x 70" in height will be located within the existing fenced area. Cingular has negotiated a lease agreement with the Johnson County Fire District #2 and Sprint Spectrum for co-location

on the tower and a structural analysis has verified the tower's ability to safely handle the additional antenna.

A roll call vote was taken on the motion with the following members voting "aye": Griffith, Hopkins, Noll, Colston, Wang, Daniels, Anthony, Wolf, Ewy Sharp and Belz.

Sister City Committee

Ruth Hopkins reported there have been several changes on the Sister City Committee. She noted there are several new members who are very excited about going forward and believe in the mission of the sister city organization. They have arranged for an outside facilitator to meet with the committee on Saturday, October 9th to discuss their goals and mission. She reported that all but one of the members will be attending.

OLD BUSINESS

Consider Project 190716: 73rd Street cul-de-sac drainage

Bob Pryzby reported that over the past few months he and the Council representatives for Ward 2 have been working with residents to solve the yard-flooding problem caused by a broken city pipe. He reported each of the affected property owners has agreed to grant the City the necessary temporary and permanent easements. Larkin has completed the plans and discussed them with Radmacher Brothers Excavating, the current drainage contractor.

Radmacher has agreed to a construction change order in the amount of \$146,400 to their existing contract for the proposed improvements and is prepared to begin construction in October. A related engineering change order #3 for construction administration has been submitted by Larkin in the amount of \$10,500.

The City Council previously approved \$155,000 for this project with funding from the General Fund Contingency. The design engineering cost of \$10,400 has been encumbered from these funds leaving a balance of \$144,600. The cost for construction and construction administration is \$156,900; therefore, an additional transfer of \$12,300 from the General Fund Contingency is necessary.

Bill Griffith asked Jamie Shell for a status report on the City's General Fund Contingency. Mr. Shell reported a contingency reserve balance of \$755,000 at the

beginning of the year. If this action and the skate park action about to be discussed are approved, the resulting balance will be \$415,000. However, Mr. Pryzby reminded the Council that the City would be receiving \$215,000. from the pool settlement . Mr. Shell said \$200,000 was removed from the fund for the skate park but that reduction is offset by a 200,000 transfer from the school sales tax revenue reserve fund Steve Noll confirmed the net impact of the proposed actions is an expenditure from the contingency fund of \$140,000.

Steve Noll moved the City Council approve Construction Change Order #6 to Radmacher Brothers Excavating in the amount of \$146,400 and increase the contract period by 45 calendar days to October 30, 2004 and approve Engineering Change Order #3 to The Larkin Group in the amount of \$10,500 for construction administration and approve a transfer of \$12,300 from the General Fund Contingency to Project 190716. The motion was seconded by Kay Wolf and passed unanimously.

Consider Project 190616: Harmon Park Skate Facility

Bob Pryzby reported the project selection committee, consisting of Kay Wolf, Steve Noll, Kathy Peterson and Nancy Vennard met on August 31st and conducted oral interviews with three firms for the design of the Skate Park. The three firms were Grindline, Inc. of Seattle, Washington; California Skate parks of Upland, California and Site Design, Inc. of Tempe, Arizona.

The committee selected and negotiated an agreement with Grindline, Inc. for the design portion of the project. The construction contract will be negotiated upon the completion of the design. The design time schedule is for 30 calendar days for schematic design and 60 calendar days for plans and specifications. This schedule would permit construction to be completed by the end of May, 2005.

Mr. Pryzby distributed two corrected pages to the agreement. The first included the requirement of the Design Consultant to attend meetings with the Selection Committee, residents and skaters for the purpose of getting approval of the design of the skate facility.

The second correction on page four of the agreement notes the compensation to as the “maximum” compensation, “inclusive of all costs (direct and non-direct costs) for the scope of services.

Mr. Pryzby stressed the agreement is just for the design and creation of construction documents. The cost of the contract is \$5,000 with \$12,500 for schematic design and \$12,500 for plans and specifications. Funding is available in the Capital Infrastructure Program project. The cost of the contract is about 11-12% of the estimated construction cost of \$200,000 to \$225,000.

Steve Noll moved the City Council approve the design agreement with Grindline, Inc. for \$25,000 using funds in the Capital Infrastructure Program Project 190616: Harmon Park Skate Facility. The motion was seconded by Kay Wolf and passed unanimously.

Kay Wolf stated the committee felt very positive about the contractor and they were assured by the contractor that the funds allocated for this project would allow them to get the features they wanted in the skate facility. Bill Griffith confirmed the agreement included landscaping. Steve Noll stated there would be no additional lighting for the skate facility. Kathy Peterson stated that Grindline, Inc. is a world renowned firm, one of the best of the best and she is very pleased to have them designing the skate facility.

Water Line

Bob Pryzby explained that beneath the proposed location for the skate facility is a 2-inch water line used for servicing the pool. Because the exact location, age or condition of this water line is unknown and it would be under the new skate facility, he recommends the line be relocated to outside of the proposed skate facility and increased in size to 4-inch with a non-fire hydrant at the base of the swimming pool wall where the existing 2-inch line connects to the 3-inch line. The new line would also have a connection for a water fountain at the bottom of the sidewalk that goes from the parking lot to the pavilion.

Lexington Plumbing has estimated the cost to be \$23,800. Public Works crews would do the excavation and backfill. The estimated costs for WaterOne to review the design and provide a new tap on their water line are \$6,000. Therefore, a transfer of \$30,000 from the general contingency fund to Project 190616 for water line relocation and replacement would be necessary.

Kay Wolf moved the City Council approve the transfer of \$30,000 from the General Fund Contingency to Project 190616: Harmon Park Skate Facility and approve

the use of Lexington Plumbing to install a new 4-inch water service line to the swimming pool at a cost of \$23,800. The motion was seconded by Steve Noll and passed unanimously.

NEW BUSINESS

There was no New Business to come before the Council at this time.

ANNOUNCEMENTS

Committee meetings scheduled include:

CACCS	09/21/2004	7:00 p.m.
Environmental/Recycle Committee	09/22/2004	7:00 p.m.
Planning Commission	10/05/2004	7:00 p.m.
Tree Board	10/06/2004	6:00 p.m.
Prairie Village Municipal Foundation	10/07/2004	5:30 p.m.
Sister City Committee	10/11/2004	7:00 p.m.
Park & Recreation Committee	10/13/2004	7:00 p.m.
Council Committee of the Whole	10/18/2004	6:00 p.m.
Council	10/18/2004	7:30 p.m.

The Prairie Village Arts Council features an exhibit of a mixed media of the Senior Arts Council in the R. G. Endres Gallery during the month of September. In October an exhibit of oil & pastel paintings by Donna Yeager & Jean Cook will be featured in the R.G. Endres Gallery.

This is Prairie Village Peanut Butter Week. This is the City’s 20th Annual Peanut Butter Campaign in support of Harvesters Community Food Network. Collection barrels are located at the Municipal Building and at area schools and churches. Plan to participate.

Remember, tomorrow morning one of our Prairie Village business owners is hosting a coffee for Chamber members. Let’s all join Das Hardin, owner of Village Flower, in welcoming the Chamber to our town. It will start at 8 a.m. at his shop, 6978 Mission Road.

The 2004 League of Kansas Municipalities Conference will be held October 3 – 5th, at the Overland Park Convention Center. The conference theme is “ Defining Local Democracy”. The October 4th Council meetings have been cancelled to allow Council members to attend.

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

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned at 9:05 p.m.

Joyce Hagen Mundy
City Clerk

