

**\*AMENDED\***  
**COUNCIL MEETING AGENDA**  
**CITY OF PRAIRIE VILLAGE**  
**Monday, August 16, 2004**  
**7:30 p.m.**

**I. CALL TO ORDER**

**II. ROLL CALL**

**III. PUBLIC PARTICIPATION**

Donna Bysfield, East representative on the Shawnee Mission School Board

**IV. PRESENTATION**

**2003 Comprehensive Financial Report**  
**Andrew Blossom, KPMG**

**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 – August 2, 2004
2. Approve Claims Ordinances #2538 through #2540
3. Approve agreements with United Systems Technology, Inc. for the following license programming revisions: Business License Report by Address, Business License Report by Effective Date and Animal License Report by Address in the amount of \$700 with funding from the City Clerk's Budget Account 01-05-38-5160

**By Committee:**

4. Approve Interlocal Cooperation Agreement with parties listed for the distribution of Wireless Enhanced 9-1-1 Local fee to Johnson County (Legislative/Finance Committee Minutes – August 2, 2004)
5. Approve Personnel Policy #320 entitled "Use of City-owned Vehicles and Privately-owned Vehicles for City Business" (Policy/Services Committee Minutes – August 2, 2004)
6. Approve Personnel Policy #321 entitled "Mileage Reimbursement/Vehicle Allowance" (Policy/Services Committee Minutes – August 2, 2004)
7. Approve Personnel Policy #224 entitled "City Use of Individually Identifiable Protected Health Information" designating the City's Privacy Officers and Procedures required to comply with the Health Information Portability and Accountability Act (HIPPA) (Policy/Services Committee Minutes – August 2, 2004)
8. Approve an amendment to the City's Flexible Benefits Plan acknowledging the Policies and Procedures taken by both the Plan Administration and the City to ensure the Privacy of Protected Health Information. (Policy/Services Committee Minutes – August 2, 2004)
9. Approve Engineering Change Order #1 with Affinis Corporation for Project 190847: 2005 Street Resurfacing in the amount of \$35,000 using funds in the Capital Infrastructure Program (Policy/Services Committee Minutes – August 2, 2004)

**VI. COMMITTEE REPORTS**

**Legislative/Finance Committee – Ruth Hopkins**

LEG2004-23 Consider change to City Ordinance 2.52 regarding Police Department Rank Structure

**VII. OLD BUSINESS**  
**Consider request for evening work - Roe Avenue from 71<sup>st</sup> to 79<sup>th</sup>**  
**71<sup>st</sup> Street – Mission to Tomahawk**

**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](mailto:cityclerk@PVKANSAS.COM)**

**COUNCIL  
CITY OF PRAIRIE VILLAGE  
August 16, 2004  
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, August 16, 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; Lt. John Walter; Robert Pryzby, Director of Public Works; Doug Luther, Assistant City Administrator; Jamie Shell, Finance Director and Joyce Hagen Mundy, City Clerk.

**PUBLIC PARTICIPATION**

Donna Bysfield, 7648 Canterbury, addressed the Council in her position as Chairman of the Shawnee Mission School Board on the safety concerns for former Somerset Elementary students now crossing 75<sup>th</sup> Street to attend Belinder Elementary.

Mrs. Bysfield noted that elementary students throughout the district cross major streets and intersections. Most of these have flashing lights and a reduction of speed posted. The School District is supplying, at no cost, a bus to transport former Somerset students to Belinder. She noted the Belinder staff have identified drivers to transport students attending after school activities across 75<sup>th</sup> Street. The principals are aware of family situations and addressing any special needs.

Diana Ewy Sharp expressed her appreciation for the joint meeting to discuss these concerns and noted the School District has taken several actions to address this issue. Mrs. Bysfield noted that unfortunately, the District has had much experience in recent years dealing with similar situations from other school closings.

Bill Griffith noted the comments from the joint meeting seem to indicate the District would like to see flashing lights installed at the crossing. Mrs. Bysfield replied

they have been successful at other locations in slowing traffic. Jeff Anthony asked if she would like to see this at all crossings or just at 75<sup>th</sup> & Belinder. Mrs. Bysfield responded she does not feel they are necessary in areas where the posted speed limit is 25 mph, but does feel they are helpful on streets with higher posted speed limits. Diana Ewy Sharp stated that Chief and Sgt. Winn are investigating the use of flashing lights.

John Walter stated the area currently exceeds MUTCD standards and they have discussed posting a second warning sign. Lt. Walter noted there is currently an experienced crossing guard at this location. Police staff are monitoring traffic at both this location and at Somerset and Mission.

Both Lt. Walter and Mrs. Bysfield stated it would take at least a month to identify true traffic patterns.

Dian Ewy Sharp asked Mrs. Bysfield to comment on the recent Federal ruling on the sales tax issue. Mrs. Bysfield stated the Federal ruling does not close the case and she is still uncertain how the courts will rule. However, she is optimistic that they will be able to continue to collect sales tax funds and to keep what has already been collected.

## **PRESENTATION**

### **2003 Comprehensive Annual Financial Report**

Finance Director Jamie Shell reviewed the 2003 Comprehensive Annual Financial Report prepared by KPMG, LLP. The document contains three primary sections. Section One is an Introductory Section prepared by the City containing a list of principal City officials, an organizational chart and table of contents. The Financial Section contains the report of KPMG LLP, independent auditors, Management's Discussion and Analysis (MD&A) as well as basic financial statements. The MD&A is intended to provide a narrative introduction, overview and analysis to accompany the basic financial statements. The Statistical Section contains a number of statistical tables presenting various financial, economic, social and demographic data on the City covering the past ten years.

Mr. Shell noted, because of the implementation of a new accounting system during the past year, there is little comparative data. The only significant change is the method of accounting with revenue and expenses being recorded as they occurred.

Drew Blossom, with KPMG, LLC. reviewed the management letter prepared by KPMG disclosing their responsibilities and findings during the 2003 audit. There were no significant audit adjustments necessary. He noted all the findings of the audit have been discussed with city staff. Mr. Blossom stressed members of the KPMG staff are independent accountants with respect to the City under all relevant professional and regulatory standards.

There were no questions from the Council regarding the financial statement. Council President Al Herrera thanked Mr. Blossom for his presentation.

### **CONSENT AGENDA**

Bill Griffith moved the approval of the Consent Agenda for Monday, August 16, 2004:

1. Approve Regular Council Meeting Minutes – August 2, 2004
2. Approve Claims Ordinances #2538 through #2540
3. Approve agreements with United Systems Technology, Inc. for the following license programming revisions: Business License Report by Address, Business License Report by Effective Date and Animal License Report by Address in the amount of \$700 with funding from the City Clerk's Budget Account 01-05-38-5160
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8. Approve an amendment to the City's Flexible Benefits Plan acknowledging the Policies and Procedures taken by both the Plan Administration and the City to ensure the Privacy of Protected Health Information.
9. Approve Engineering Change Order #1 with Affinis Corporation for Project 190847: 2005 Street Resurfacing in the amount of \$35,000 using funds in the Capital Infrastructure Program

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**

### **Legislative/Finance Committee**

#### **LEG2004-23 Consider change to City Code Section 2.52 regarding Police Department Rank Structure**

The Public Safety Department has requested an ordinance change dealing with department rank and structure. The change simply amends the ranks within the ordinance. There is no change in salary or in job descriptions.

On behalf of the Legislative/Finance Committee, Ruth Hopkins moved adoption of Ordinance 2081 amending Prairie Village Municipal Code Section 2.52 entitled “Police Department” as written by the City Attorney. The motion was seconded by Laura Wassmer.

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.

## **OLD BUSINESS**

### **Consider request for evening work**

Bob Pryzby presented a request from the contractor on the City’s slurry seal program asking permission to apply the slurry micro seal to Roe Avenue from 71<sup>st</sup> Street to 79<sup>th</sup> Street and also on 71<sup>st</sup> Street from Mission Road to Tomahawk Road. These are collector streets and detours are required to perform this operation. The night hours would reduce the inconvenience to motorists. They have requested permission for one evening; however, staff recommends that two be granted in case of weather or equipment breakdown.

Laura Wassmer asked what was considered evening hours. Mr. Pryzby responded they would begin work after 10 p.m.

Diana Ewy Sharp asked if more lighting would be necessary to perform this work. Mr. Pryzby said the existing street lights and lights from the equipment would provide ample lighting for the work. Mrs. Sharp asked what level of noise was involved with this application.

Mr. Pryzby stated the noise level would be nominal. The machine that applies the surface is not unusually loud, you may hear an occasional back-up alarm from the

equipment. He noted that 5% of the time is spent applying the surface with the other 95% of the time needed for the surface to dry.

Bill Griffith asked what notification is given to the neighboring residents. Mr. Pryzby stated they are given 48 hours notice, but cautioned the actual work date is impacted by weather conditions. Mr. Griffith stated if evening hours were approved he would like to see a letter sent to the residents with this notice explaining why they were approved by the Council.

Diana Ewy Sharp moved the City Council approve nighttime work for Musselman & Hall on Roe Avenue from 71<sup>st</sup> Street to 79<sup>th</sup> Street and on 71<sup>st</sup> Street from Misson Road to Tomahawk Road for two evenings with the residents receiving written notification of this approval and the scheduled work 48 hours prior to the work commencing. The motion was seconded by Laura Wassmer and passed unanimously.

### **NEW BUSINESS**

Bill Griffith reported the Planning Commission is considering a change to the existing parking regulations for mixed use shopping centers from the current standards based on use, to a standard based on the square footage of the center. This has been requested by Highwoods properties because of the change in parking required for the Prairie Village Shops with the addition of the Applebee's.

They are also considering new regulations to address smaller communication antenna applications that are forthcoming to correct for service voids experienced in smaller geographic areas.

Pat Daniels noted the issue of parking regulations for mixed use areas may come up in the Comprehensive Plan review.

Jeff Anthony asked if the Council needed to take action now on flashing lights for 75<sup>th</sup> Street and Belinder. Barbara Vernon recommended the Council allow sufficient time for Mr. Pryzby and Chief Grover to fully assess the situation to determine the best solution. She noted the areas are being well monitored and information collected.

Bill Griffith confirmed that currently the Chief does not support flashing lights and a reduction in speed. Lt. John Walter responded that the Chief feels the flashing lights provide a false sense of safety. He noted the success of the methods in place at 83<sup>rd</sup>

and Mission Road, which is a highly traveled, higher speed zone, without the installation of flashing lights. Lt. Walter advised that many things are being considered – Bucher, Willis & Ratliff is studying the placement of sidewalks, police staff are monitoring the crossing areas and traffic laws in school zones are being strictly enforced by patrol officers with zero tolerance.

**ANNOUNCEMENTS**

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

Prairie Village Arts Council (Santa Fe Pavilion)		08/20/2004	6:00 p.m.
Skate Park Committee		08/23/2004	7:00 p.m.
Environmental Recycle Committee		08/25/2004	7:00 p.m.
Planning Commission	Tuesday	09/07/2004	7:00 p.m.
Policy/Services Committee	Tuesday	09/07/2004	6:00 p.m.
Legislative/Finance Committee	Tuesday	09/07/2004	6:00 p.m.
City Council	Tuesday	09/07/2004	7:30 p.m.

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The Prairie Village Arts Council is pleased to feature an exhibit of watercolor paintings by Dick Joslyn in the R.G. Endres Gallery the rest of August. In September an exhibit of mixed media by the Senior Arts Council will be featured in the R. G. Endres Gallery.

The City has a table for the Shawnee Mission School District Foundation Annual Breakfast on August 26<sup>th</sup>. The breakfast begins at 7:30 a.m. Please let Joyce, Barbara or Lori know by August 18<sup>th</sup> if you would like to attend.

NOTE: The September Council meeting will be held on Tuesday, September 7<sup>th</sup> due to the observance of the Labor Day Holiday on Monday.

City offices will be closed on September 6<sup>th</sup> in observation of Labor Day. Police and Emergency Services will be available. Deffenbaugh will also be observing the Labor Day Holiday so all schedule trash service will be one day later the week of September 5<sup>th</sup>.

Due to the beginning of school, the pool will be open at 4:30 p.m. weekdays beginning today with regular hours on the weekend. The pool closes its 2004 season on September 6<sup>th</sup> at 6:00 p.m.

The 50<sup>th</sup> 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 8:25 p.m.

Joyce Hagen Mundy  
City Clerk



