

COU05172004  
COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE  
Monday, May 17, 2004  
7:30 p.m.

I. CALL TO ORDER

II. ROLL CALL

III. PUBLIC HEARINGS

2005 Community Development Block Grant (CDBG) Applications  
Pam Watkins, YMCA & Tim Keeton, TLC for Children & Families

IV. ADA APPEAL HEARING - Mr. James Olenick

V. PUBLIC PARTICIPATION

VI. 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 - May 3, 2004

2. Approve Claims Ordinances #2515 through #2518

3. Approve the proposed 2004 Fee Schedule for concession stand food items

4. Approve the disposal of Asset #21 a 1992 Ford Explorer VIN

1FMDU32X8NUE 12177 through Nationwide Auction Service

5. Approve the Employee Assistance Program Agreement between the City

of

Prairie Village and New Directions Behavioral Health

6. Approve a short-term special use permit to Annette Strick for an ice cream social at Windsor Park on Thursday, June 3rd from 6 p.m. to 8 p.m. with the waiver of Council Policy #640

7. Approve the execution of the following proclamation:  
Judy Dodson

Appreciation Day - May 27, 2004

By Committee

8. Approve payment of \$86,000 for construction administration to Affinis Corporation for Project 190845: Mission Road - 75th Street to Somerset Drive

VII. COMMITTEE REPORTS

Council Committee of the whole (4/19/2004) - Bill Griffith  
COU2003-14 Consider request for No Parking Signs 74th Terrace

Council Committee of the whole (5/17/2004) - Al Herrera  
POL2003-19 Consider Project 19011: 2004 Concrete Repair Program

VIII. OLD BUSINESS

IX. NEW BUSINESS

Consider 2005 CDBG Applications

X. ANNOUNCEMENTS

XI. ADJOURNMENT

If any individual requires special accommodations -- for example, qualified interpreter,

COU05172004

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  
citvclerk(~PVKANSAS.COM)

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COUNCIL  
CITY OF PRAIRIE VILLAGE  
May 17, 2004  
-Minutes-

The City Council of Prairie Village, Kansas, met in regular session on Monday, May 17, 2004, 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, Greg Colston, Andrew Wang, Laura Wassmer, Pat Daniels, Jeff Anthony, Diana Ewy Sharp and David Belz.

Also present were: Barbara Vernon, City Administrator; Charles Wetzler, City Attorney; Robert Pryzby, Director of Public Works; Doug Luther, Assistant City Administrator; Jamie Shell, Finance Director; Josh Farrar, Management Assistant and Joyce Hagen Mundy, City Clerk.

Bill Griffith moved to temporarily close the City Council meeting for the purpose of hearing the duly published public hearing on 2005 Community Development Block Grant applications. The motion was seconded by Steve Noll and passed unanimously.

PUBLIC HEARINGS

Mayor Shaffer opened the scheduled Public Hearing on the presentation of the proposed 2005 Community Development Block Grant applications requested by the YMCA and TLC, for Children & Families and called upon the applicants to make their presentations.

Ms Andrea Bergfield, with the YMCA of Greater Kansas City, acknowledged the City's past support in acquiring grant funds for their childcare programs. The YMCA of

Greater Kansas City school age programs provide a necessary and essential function in providing communities with quality school-age childcare programs. In 2003, \$345,000 is childcare scholarships were awarded by the YMCA. This is a 23% increase over 2002.

Ms. Bergfield stated they continue to see an increase in the number of families seeking assistance.

The grant will provide assistance to allow low and moderate income families to participate in the YMCA before and after school childcare programs. The programs operate from 7 a.m. to the beginning of school and 3 p.m. to 6 p.m. from August through May and continue with all-day camps during the summer months. The YMCA is seeking a grant of \$30,000 and will match the requested grant funds.

Mr. Areon Kelvington, Associate Director of Community Based Services, with TLC for Children and Families, Inc. presented the application request for funding

for

their Youth Crisis Services Program. This program provides crisis intervention services

24 hours a day to youth, ages 12-17, who have run away from home, been pushed out of their homes or are otherwise homeless. Services include a 24-hour hotline, community-

based counseling and mediation, assessment and referrals, and shelter, if needed. The

counselors go to the homes to meet with the families with the goal of unifying families.

Mr. Kelvington stated that this program is the only program to provide crisis services to youth not formally involved in the juvenile justice or child welfare systems.

TLC staff consult with and receive referrals from other existing services such as public

school districts, local law enforcement agencies, Johnson County Mental Health Center,

the Kansas Department of Social and Rehabilitation Service and other area shelters.

No one was present to speak on either of the applications. Mayor Shaffer closed

the public hearing at 7:35 p.m.

Diana Ewy Sharp asked if the City had received any other requests for sponsorship. Joyce Hagen Mundy responded that she had spoken with one other non-profit agency regarding applying through the City, but advised them that the City had

already committed to applications for the \$35,000 limit allowed for non-profit organization applications.

A1 Herrera moved the City Council authorize the submittal of applications for 2005 Community Block Grant Funding in the amount of \$35,000 by the City on behalf of the YMCA to provide scholarships to low and moderate income residents for childcare services in the amount of \$30,000 and TLC for Children and Families, Inc. to provide youth crisis intervention services in the amount of \$5,000. The motion was seconded by

Steve Noll and passed unanimously.

ADA APPEAL HEARING

Mayor Shaffer reviewed the procedures to be followed for the ADA appeal by Mr. James Olenick of the decision of the ADA Compliance Committee on the issue of snow removal on city sidewalks.

James Olenick, 4114 west 74th Street, stated his complaint to the ADA Compliance Committee was initiated by the lack of City action after the major snow storm last February. The sidewalks at the Prairie Village Shopping Center at Tomahawk and 69th were blocked by snow for more than a week after the snowfall, preventing the disabled from accessing the only 24 hour convenience store in the area and forcing pedestrians into the street. He noted that the snow piles blocked not only the sidewalk, but protruded into the street reducing the width of the street and creating a safety hazard for both pedestrians and the driving public. Mr. Olenick feels it is the City's responsibility to provide access to all commercial areas for all persons.

Mr. Olenick advised that although the City Code requires snow to be removed from all sidewalks 24 hours after the end of a snow event, snow remained blocking the sidewalks at the Shopping Center for several weeks, limiting access to the stores by persons with disabilities. Mr. Olenick stated that he is aware of three individuals who travel using electric scooters whose independence was lost by their being unable to access the Prairie Village Shops due to the blocked sidewalk.

Mr. Olenick is requesting that the City's Code Enforcement Officer, after a snow event, survey the primary commercial areas for snow blocking ingress/egress to

ensure

compliance with the City regulations. He estimated that this would take less than two

hours time.

Bill Griffith confirmed that Mr. Olenick's request is for primary commercial areas

to be surveyed following snow events for snow blocking ingress/egress for citizens. He

confirmed that the City had contacted Highwoods Properties after receiving Mr. Olenick's complaint.

Diana Ewy Sharp asked if the staff agreed that this would only take two hours.

Mr. Pryzby responded that he did not know how long it would take, but felt the timeframe suggested by Mr. Olenick was reasonable.

Mayor Shaffer noted that action would be taken on this request at the next

Council meeting and closed the hearing on the appeal by Mr. Olenick at 7:46 p.m.

#### PUBLIC PARTICIPATION

Terry Frederick, 4014 West 74th Terrace, expressed appreciation for the work of

Chief Grover and his staff over the past several months in response to his request

regarding No Parking signs on 74th Terrace. He stated the location for the signs in the

proposed ordinance is acceptable, but noted that for the past fifteen years the existing

signs have prohibited parking from 9 to 3, not the proposed 8 to 3. He noted although

this is not consistent with the signs west of Shawnee Mission East High School, it is

consistent with other signs in the area. He would like to see the signs remain with the 9

to 3 restriction.

CONSENT AGENDA

A1 Herrera moved the approval of the Consent Agenda for Monday, May 17,

2004:

1. Approve Regular Council Meeting Minutes - May 3, 2004
2. Approve Claims Ordinances #2515 through #2518
3. Approve the proposed 2004 Fee Schedule for concession stand food items
4. Approve the disposal of Asset #21 a 1992 Ford Explorer V1N  
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5. Approve the Employee Assistance Program Agreement between the City of Prairie  
Village and New Directions Behavioral Health
6. Approve a short-term special use permit to Annette Strick for an ice cream  
social at  
Windsor Park on Thursday, June 3rd from 6 p.m. to 8 p.m. with the waiver of  
Council  
Policy #640
7. Approve the execution of the following proclamation: Judy Dodson Appreciation  
Day - May 27, 2004
8. Approve payment of \$86,000 for construction administration to Affinis  
Corporation  
for Project 190845: Mission Road - 75th Street to Somerset Drive

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

COMMITTEE REPORTS

Council Committee of the Whole



COU2003-30 Consider Request for No Parking Signage at 74th Terrace

Bill Griffith noted that during the discussion of this issue, the Council was

advised by Lt. Pruitt of the Police Department's desire to have consistent parking sign

regulations parking around Shawnee Mission East High School. When this issue was

discussed during the mid 1990's, the Council established a standard for the signage west

of the school to restrict parking from 8 a.m. to 3 p.m. Therefore, the proposed ordinance

was drafted to follow that standard.

On behalf of the Council Committee of the Whole, Bill Griffith moved the City Council adopt an Ordinance amending Title 11 of the Prairie Village Municipal Code, 1973, entitled "Vehicles and Traffic" by adding a new Section 11.08.190 entitled "Parking Restrictions in Designated Area" as written by the City Attorney with the restricted hours being "8 a.m. to 3 p.m." The motion was seconded by Diana Ewy Sharp

Chief Grover reviewed the history of the "No Parking signage" around Shawnee Mission East stating that when this issue was discussed in the 1990's the Council's direction to his department was to work toward consistent signage for this problem. At

that time, the Council also approved signage on the west side of Shawnee Mission East

restricting the hours of parking from 8 a.m. to 3 p.m. As the survey distributed at the

April 19th committee meeting indicated, several different versions of "No Parking" signs

can be found around the area.

Laura Wassmer asked if an inventory of signs had been done and if there were more signs restricting parking from "8 to 3" than there were restricting parking from "9

to 3". Chief responded that more of the existing signs restrict parking from "8 to 3". He

further noted that the restriction is primarily enforced on a complaint basis and applies to

everyone, including individuals residing in the area.

Steve Noll stated he appreciates the effort to have consistent signage addressing

the issue around Shawnee Mission East, but noted that there currently exists a mix of

signs and he would prefer to leave the existing signs.

Chief Grover stated many neighborhoods were involved in the issue when all the

signs west of the high school were changed to be consistent and that is the direction he

recommends be followed at this location. He noted both the students and residents have

accepted this signage.

Diana Ewy Sharp feels the proposed ordinance is a compromise which follows the

direction given by the City Council establishing consistency in signs and said she supports the proposed ordinance.

Greg Colston asked if the reason for the request was for the convenience of the

residents. Mr. Frederick responded that residents have been ticketed for parking in front

of their homes. Chief Grover stated when signage is posted it applies to everyone.

Laura Wassmer questioned if there are more signs that would need to be changed

if the standard was set at 9 to 3 rather than 8 to 3. Mr. Frederick stated approximately

half of the signs state 8 to 3 and half state 9 to 3. Chief Grover responded this is not a

cost issue. The Council gave a policy directive for consistent signage related to parking

issues surround Shawnee Mission East with parking restricted from 8 to 3.

David Belz expressed concern that residents parking in front of their homes are getting tickets. He feels the City should be more amenable to residents needs. Laura Wassmer said the reason for the signs was to prohibit students from parking along the streets during school and a one-hour change in the time from 8 to 9 would not make a difference.

Diana Ewy Sharp stated this is a change to the direction given by the City Council.

Andrew Wang asked how many people would be impacted by this action. Chief Grover responded the action was initiated by a petition signed by 26 property owners along 74th Terrace from Mission Road to Delmar. He has received no other complaints.

A roll call vote was taken on the proposed ordinance with the following votes cast: "aye" Herrera, Griffith, Wang, Anthony and Sharp and "nay" Noll, Coulston, Wassmer, Daniels and Belz. A majority of the elected officials (7) votes are required for the adoption of an ordinance. The motion failed.

Laura Wassmer moved that an Ordinance be adopted with the hours of parking being restricted from "9 to 3". The motion was seconded by Greg Colston.

Diana Ewy Sharp expressed concern that this action would lead to other neighborhoods seeking a change in signs and stressed the need for the City signage to be consistent.

Laura Wassmer stated she was present during the discussion on parking in the

90's and the issue was to prevent students from parking on the side streets during school.

The residents were not concerned with the whether the restriction be from 8 to 3 or 9 to 3.

She does not feel the change to 9 to 3 will impact the parking by students and will be

more convenient for the residents.

Diana Ewy Sharp asked if Ms Wassmer was suggesting that all signs be changed to 9 to 3. Ms. Wassmer responded that this was her intention.

Pat Daniels stated that he supports the less restrictive signage from 9 to 3.

Mrs. Ewy Sharp reminded the Council that the City does have a standard and stated she supports that standard.

Steve Noll stated that the proposed ordinance specifically addresses the 74th Terrace location and questioned if thirteen ordinances would need to be approved to change all signage to 9 to 3. He was advised the ordinance could be written to cover an area and not each particular location of a sign.

Mayor Shaffer confirmed that the intent of Ms Wassmer's motion is to prepare an ordinance directing that all signage prohibit parking from 9 to 3.

Ms Wassmer stated her intent was to move forward. She did not feel that all signage needed to be changed immediately.

Chief Grover stated it is not the job of his officers to interpret the direction of the

Council and if the ordinance was adopted all signage would need to be changed to reflect

the direction of the Council.

Steve Noll reviewed the current parking signs indicating the areas that would need to be changed.

David Belz asked why 9 o'clock was requested. Mr. Frederick responded the current signage has been 9 o'clock since 1979. He stated the various signage is a reflection of different neighborhood petitions requesting different wording for their signage.

Ms Wassmer repeated that the concern of the residents in her ward was not the times, but that the parking be restricted.

Andrew Wang asked if the residents in this area were aware of the discussion of this item and if so, why they were not in attendance addressing the Council with their concerns.

Al Herrera stated his support for remaining with the standard/direction given by the Council for approval of consistent signage restricting parking between 8 and 3.

Bob Pryzby noted that most of the signs placed west of the high school are new and that he has requests for 4 to 5 new signs on hold pending the action of the Council.

Charles Wetzler, City Attorney, stated the previous approval of "No Parking" signs was done based on Council action and not by the adoption of ordinance. He stated that the Council could adopt the proposed ordinance for this location and later change the

policy directive for other signage.

Laura Wassmer amended her motion to address only the proposed location with the change in time from "8 to 3" to "9 to 3". Greg Colston accepted the amendment as the second of the original motion.

A roll call vote was taken on the motion with the following votes cast: "aye" Herrera, Noll, Coulston, Wassmer, Daniels and Belz; and "nay" Griffith, Wang, Anthony, Ewy Sharp. The motion failed for the lack of a majority vote of elected members.

Diana Ewy Sharp moved to table discussion of this issue to the next City Council meeting. The motion was seconded by A1 Herrera and passed unanimously.

POL2003-19 Consider Project 191011:2004 Concrete Repair Program

On April 16, 2004, the City received bids for Project 191011:2004 Concrete Repair Program. This program consists of repairs to deteriorated concrete sidewalk and curbing.

Two bids were received with McAnany Construction submitting the low bid of \$339,687.00

and D.F. Freeman submitting a bid of \$636,547.05.

On behalf of the Council Committee of the whole, A1 Herrera moved the City Council approve the construction contract with McAnany Construction for Project 191011:2004 Concrete Repair Program for \$229,687.00 with funding from the Capital

Infrastructure Program. The motion was seconded by Steve Noll and passed

unanimously.

OLD BUSINESS

There was No Old Business to come before the City Council.

NEW BUSINESS

A1 Herrera noted that this past weekend there were 13 cars parked in the parking lot of the Hy-Vee Center at 7600 State Line Road with "For Sale" signs. He questioned

if such sales violate City code and asked the Code Enforcement staff to look into this

situation.

Diana Ewy Sharp commended Jamie Shell on the distribution of the clear and complete First Quarter Financial Report for the City.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Communication Committee p.m.	05/18/2004	5:30
CACCS Committee Meeting p.m.	05/18/2004	7:00
Budget Worksession p.m.	05/24/2004	6:00
Skate Park Committee p.m.	05/24/2004	7:00
Environmental/Recycle Committee p.m.	05/26/2004	7:00
Prairie Village Arts Council p.m.	05/26/2004	7:00
Village Fest Committee p.m.	05/27/2004	7:00
Planning Commission	06/01/2004	7:00

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p.m.

Tree Board  
p.m.

06/02/2004

6:00

Policy/Services Committee  
p.m.

06/07/2004

6:00

Legislative/Finance Committee  
p.m.

06/07/2004

6:00

City Council  
p.m.

06/07/2004

7:30

The Prairie Village Arts Council features an exhibit of women in the Arts, mixed media in

the R. G. Endres Gallery during the month of May. In June an exhibit of watercolor paintings

by June Maygers will be featured in the R.G. Endres Gallery.

Keller Williams Realty at 4200 Somerset, Suite 101 will host a grand opening and ribbon cutting

on Friday, May 21st. The grand opening is 3 p.m. to 8 p.m. with ribbon cutting at 5 p.m.

The Prairie Village Arts Council will be showing the 1970 Stuart Burge production of Julius

Caesar with Charlton Heston as Mark Anthony and Jason Robards as Brutus in Council

Chambers on May 19.

Remember we will have a Budget worksession on Monday, May 24th.

Swimming Pool and other recreational program memberships are now on sale in the

Municipal Building. Information & applications for all recreational programs can be found

on the City's website [www.pvkansas.com](http://www.pvkansas.com).

JTL Kickoff meeting will be held May 22 from 8:00 - 11:00 a.m. at the Santa Fe Pavilion,

with the first league matches to start the week of June 7.



COU05172004

Swim team registration for non-resident begins on May 24th. "Meet the Coaches Night" for

Swim Team and Synchronized Swim team is Thursday, May 27 from 4:30 to 6:30 p.m. All

interested participants are encouraged to attend. Placement Evaluation is on Saturday, May

29th, from 9:00 a.m. to 11:00 a.m.

The Prairie Village Pools will open for the 2004 season on Saturday, May 29th at 11 a.m.

The Prairie Village Arts show will be held June 4th -- June 6th at the Prairie Village Shopping

Center.

Council Photo's will be taken before meetings begin on June 7th please plan to be here approximately 5:30 p.m.

City offices will be closed on May 31st in observation of the Memorial Day holiday.

Deffenbaugh also observes this holiday; therefore, trash pickup within the City will be

delayed one day all week.

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

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#### ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned

at 8:40 p.m.

COU05172004

Joyce Hagen Mundy  
City Clerk

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ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned  
at 8:40 p.m.

Joyce Hagen Mundy  
City Clerk

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