

**COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE**

**Monday, May 21, 2001  
7:30 p.m.**

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. PUBLIC HEARING – 7:30 p.m.  
Request for Industrial Revenue Bonds**
- 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 – May 7, 2001
- 2. Approve Claims Ordinances #2249 through #2252
- 3. Approve a short-term special use permit for the reservation of the soccer fields at Franklin Park on May 31 and June 1 from 10 a.m. to 6:30 p.m. for a fund-raising Frisbee Tournament to benefit “Save the Rainforest” with Council Policy #640 and the application fee
- 4. Authorize the Mayor to execute the agreement with LDC Remolding for the installation of a tile mural in the Community Center at a cost of \$765 with funding from grant funds received by the Prairie Village Arts Council.
- 5. Approve the following contracts with the following vendors for entertainment at Villagefest 2001 for the listed amounts:
  - Jason the Balloon Guy - \$600
  - Panic Productions - \$800
  - Jim Cosgrove, Hiccup Productions, Inc. - \$300

**By Committee:**

- 6. Approve the disposal of fixed asset #1422 a scag mower and removal from the fixed asset inventory (Policy/Services Committee Minutes – May 7, 2001)
- 7. Authorize the construction administration phase of the engineering agreement with The Larkin Group for Project 190814: 2001 Resurfacing Program for an increase of \$87,000 bringing the new contract total to \$287,800 with funding from the 2001 Capital Expenditure Program (Policy/Services Committee Minutes – May 7, 2001)
- 8. Approve the engineering services agreement with The Larkin Group for Project 190826: 2003-2007 CARS application with a maximum fee of \$23,900 with funding from the Capital Expenditure Program (Policy/Services Committee Minutes – May 7, 2001)
- 9. Allocate \$400 from the Park Development Fund for the purchase and installation of a sign box at the Harmon Park Tennis Courts (Park & Recreation Committee Minutes – May 9, 2001)
- 10. Authorize up to \$1,000 be spent from the Park Development Fund for the purchase and installation of two benches and a trash receptacle on the traffic island on 69<sup>th</sup> Street and El Monte (Park & Recreation Committee Minutes – May 9, 2001)
- 11. Authorize staff to proceed with obtaining bids for solid waste, recycling and composting services in 2002 (Legislative/Finance Committee Minutes – May 7, 2001)
- 12. Authorize Time Warner Cable to broadcast NASA Television Programming on channel space reserved for use by the City to the extent that it does not interfere with use of the channel by the School District which has already been approved by the City (Legislative/Finance Committee Minutes – May 7, 2001)

**VI. COMMITTEE REPORTS**

**Policy/Services Committee – Nancy Vennard**

POL2000-18 Consider Project 190707: Somerset, Delmar and Fontana Drainage

POL2000-07 Consider Project 190705: Storm Drainage Repair Program

**Legislative/Finance Committee – Ruth Hopkins**

LEG2001-12 Consider sale of Corinth Place Apartments and transfer of Industrial Revenue Bonds

LEG2001-10 Consider PVMC Section 2.08 “Elective Officers”

**VII. OLD BUSINESS**

**VIII. NEW BUSINESS**

Industrial Revenue Bonds – Station Development Company, L.L.C.

**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  
May 21, 2001  
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, May 21, 2001, at 7:30 p.m. in 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, Ruth Hopkins, Steve Noll, Bob Pierson, Roy True, Laura Wassmer, Jerry Kelso, Nancy Vennard, Kay Wolf, Diana Ewy Lamberson and Patty Markley.

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 and Joyce Hagen Mundy, City Clerk.

**PUBLIC HEARING**

Mayor Shaffer called to order the Public Hearing on the Issuance of taxable Industrial Revenue Bonds on behalf of Station Development Company in the amount of \$4,500,000 and called upon Gary Anderson, with Gillmore & Bell.

Gary Anderson stated the public hearing is required by Kansas Statutes for the issuance of \$4.5 million in City Industrial Revenue Bonds. This is an increase of \$500,000 from the initial bond amount approved by the City Council in May, 2000. Mr. Anderson confirmed that the terms of the initial agreement calling for an 80% abatement during the first five years of the bonds and a 50% abatement for the second five years of the bonds have not changed.

No one was present to address the Council on the issuance of bonds. Mayor Shaffer closed the public hearing at 7:40 p.m.

Mayor Shaffer requested that action on this matter be moved forward from New Business for the benefit of those present. Council members had no objection in the change in the agenda. The required action by the City Council is the adoption of an ordinance authorizing the issuance of the bonds and the execution of the appropriate related agreements and documents.

Diana Ewy Lamberson moved the Council adopt Ordinance No. 1999 authorizing the City of Prairie Village, Kansas to issue its taxable Industrial Revenue Bonds (Station Development Company, L.L.C. Project) Series 2001, in a principal amount not to exceed \$4,500,000 to finance the costs of acquiring, constructing, improving and furnishing an office building; authorizing the City to enter into a trust indenture with Security Bank of Kansas City relating to said bonds; authorizing the City to enter into a lease agreement with Station Development Company, L.L.C.; authorizing the City to enter into a bond purchase agreement in connection with such bonds; and authorizing and approving the execution of certain documents and taking of other actions in connection with the issuance of said bonds. Bill Griffith seconded the motion.

A roll call vote was taken with the following members voting “aye”: Herrera, Griffith, Noll, Hopkins, Pierson, True, Wassmer, Kelso, Vennard, Wolf, Ewy Lamberson and Markley.

### **PUBLIC PARTICIPATION**

There was no one to address the Council.

### **CONSENT AGENDA**

Diana Ewy Lamberson moved the approval of the Consent Agenda for Monday, May 21, 2001:

1. Approve Regular Council Meeting Minutes – May 7, 2001
2. Approve Claims Ordinances #2249 through #2252
3. Approve a short-term special use permit for the reservation of the soccer fields at Franklin Park on May 31 and June 1 from 10 a.m. to 6:30 p.m. for a fund-raising Frisbee Tournament to benefit “Save the Rainforest” with Council Policy #640 and the application fee waived
4. Authorize the Mayor to execute the agreement with LDC Remodeling for the installation of a tile mural in the Community Center at a cost of \$765 with funding from grant funds received by the Prairie Village Arts Council
5. Approve contracts with the following vendors for entertainment at Villagefest 2001 for the amounts listed:
  - Jason the Balloon Guy - \$600
  - Panic Productions - \$800
  - Jim Cosgrove, Hiccup Productions, Inc. \$300
6. Approve the disposal of fixed asset #1422, a scag mower and removal from the fixed asset inventory
7. Authorize the construction administration phase of the engineering agreement with The Larkin Group for Project 190814: 2001 Resurfacing Program for an increase of \$87,000 bringing the new contract total to \$287,800 with funding from the 2001 Capital Expenditure Program
8. Approve the engineering services agreement with The Larkin Group for Project 190826: 2003-2007 CARS application with a maximum fee of \$23,900 with funding from the Capital Expenditure Program
9. Allocate \$400 from the Park Development Fund for the purchase and installation of a sign box at the Harmon Park Tennis Courts

10. Authorize up to \$1,000 be spent from the Park Development Fund for the purchase and installation of two benches and a trash receptacle on the traffic island on 69<sup>th</sup> Street and El Monte
11. Authorize staff to proceed with obtaining bids for solid waste, recycling and composting services in 2002
12. Authorize Time Warner Cable to broadcast NASA Television Programming on channel space reserved for use by the City to the extent that it does not interfere with use of the channel by the School District which has already been approved by the City

A roll call vote was taken with the following members voting “aye”: Herrera, Griffith, Noll, Hopkins, Pierson, True, Wassmer, Kelso, Vennard, Wolf, Ewy Lamberson and Markley.

## **COMMITTEE REPORTS**

### **Policy/Services**

#### **POL2000-18 Consider Project 190707: Somerset, Delmar and Fontana Drainage**

Nancy Vennard reported that a few years ago the City, using an ad-hoc group of interested residents and councilmembers, discussed the potential solutions to street and house flooding from Somerset Drive to Roe Avenue. The problem occurs in a drainage system from Roe Avenue to Somerset Drive that crosses Fontana Street and Delmar.

A preliminary engineering study was conducted by The Larkin Group identifying six alternative solutions ranging in cost from \$1,018,700 to \$2,742,100. They recommend the City rebuild the system to increase the capacity at Somerset Drive and remove and replace the low water crossings at Delmar Lane and Fontana with box culverts and remove and replace the pipe at Roe Avenue with a box culvert. The estimated cost is \$1,226,000. If the project were approved for SMAC funding, the County would reimburse the City for 75% of the cost.

Nancy Vennard moved the Council accept the preliminary engineering report for Project 190707: Somerset, Delmar and Fontana Drainage as prepared by The Larkin Group and submit the report to Johnson County for consideration for SMAC funding. The motion was seconded by Bill Griffith and passed unanimously.

#### **POL2001-14 Consider Project 190814: 2001 Street Resurfacing Program**

On Friday, April 6, 2001, the City opened bids for Project 190705: 2001 Storm Drainage Repair Program. Five bids were received ranging in costs from \$715,519 to \$1,096,220 with Wiedenmann and Godfrey Construction, Inc. submitting the low bid. The engineer's estimate was \$689, 678.70.

The difference between the low bid and the engineer's estimate was attributed to a significant difference in the unit prices for work at 75<sup>th</sup> Street and Mohawk Street. A further review of the project determined that the engineer underestimated the costs for this work.

Nancy Vennard moved the Council approve the construction contract with Wiedenmann and Godfrey Construction, Inc. for Project 190705: 2001 Storm Drainage Repair Program in the amount of \$715,519.00 with funding from the 2001 Capital Expenditure Program. The motion was seconded by Bill Griffith and passed unanimously.

### **Legislative/Finance Committee**

#### LEG2001-12 Consider sale of Corinth Place Apartments and transfer of Industrial Revenue Bonds

Ruth Hopkins moved the Council adopt an ordinance authorizing the execution and delivery of certain documents in connection with the sale of Corinth Place Apartments refinanced with the proceeds of the City's variable rate demand Multi-family Housing Refunding Revenue Bonds (Corinth Place Apartments Project) Series 2000 and delivery of an alternate credit facility. Nancy Vennard seconded the motion.

Chris Ahrens, bond attorney, advised the Council that the adoption of the ordinance would accomplish two primary items. First it transfers the bonds from Bank of America to Freddie Mac and secondly, it authorizes the sale of the property from Highwoods properties to TVO . Mr. Ahrens noted that the new bonds would carry an AAA bond rating.

A roll call vote was taken with the following members voting "aye": Herrera, Griffith, Noll, Hopkins, Pierson, True, Wassmer, Kelso, Vennard, Wolf, Ewy Lamberson and Markley.

#### LEG2001-10 Consider PVMC Section 2.08 Elective Officers

Ruth Hopkins stated that the committee reviewed the process used in other cities for filling a vacancy in the office of the mayor. Committee members agreed that a mayoral election should be held as soon as possible after the Mayor resigns or becomes unable to serve without the City incurring costs associated with a special election. The

committee also felt that the Council should elect from its body the individual to serve as acting mayor until a new mayor is elected.

Steve Noll confirmed that under the new language the Council President would not automatically become the acting Mayor.

The ordinance implementing these changes has not been completed; therefore, no action will be taken at this time.

### **Park & Recreation**

Nancy Vennard acknowledged the work of the public works crews throughout the City in their planting of flowers, mowing and preparation for the opening of the pool. She advised the Council of new shade structures that have been purchased and placed in the pool complex.

### **Villagefest**

Diana Ewy Lamberson advised the Council that the timeline for the Villagefest 2001 celebration would be available at the next Council meeting. She encouraged Council members to both attend and volunteer to help with the festivities.

### **OLD BUSINESS**

Mayor Shaffer reported on the meeting held by KCP&L regarding recent power outages. The majority of the outages have been caused by trees that need to be trimmed, however, KCP&L has been hampered by citizens who will not allow them on their property to trim trees. They stated that they would place power lines underground, if the cost was paid by the City. However, they advised that this action would not guarantee against power outages.

### **NEW BUSINESS**

Bill Griffith requested an update on the uncompleted project north of Tomahawk on Mission Road. Bob Pryzby stated that last fall when the contractor was preparing to restore the parking lot a high-pressure gas line was found 8" underground. The gas line belongs to Williams Gas who has now agreed to lower the gas line. Once the gas line is lowered the contractor will complete the project. Mr. Pryzby noted that this should be

done within the month. Mayor Shaffer confirmed that the parking lot would keep the same configuration as in the past.

Bob Pryzby updated the progress of the Council renovation. He noted the suspended ceiling has been removed from the plans. The millwork has been completed and would be delivered May 22<sup>nd</sup>. The only concern is with the lighting fixtures, which had an eight-week lead-time when ordered. However, he feels the first Council meeting in July should be able to be held in the Chamber.

Al Herrera and Laura Wassmer expressed concern with the vacant retail spaces at the Prairie Village Shopping Center. Mayor Shaffer stated that he would talk with Mr. Brady of JC Nichols and report back to the Council.

**ANNOUNCEMENTS**

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

Prairie Village Arts Council	05/23/01	7:00 p.m.
Villagefest	05/24/01	7:00 p.m.
Hot Docket	05/29/01	5:00 p.m.
Financial Planning Committee	05/29/01	5:30 p.m.
Policy/Services Committee	06/04/01	6:00 p.m.
Legislative/Finance Committee	06/04/01	6:00 p.m.
Council	06/04/01	7:30 p.m.
Budget Worksession	06/04/01	following Council

---

---

The Prairie Village Arts Council is pleased to feature the work of Jack O’Hara during the month of May.

Swimming Pool and other recreational program memberships are now on sale in the Municipal Building. Mail-in registrations are also being accepted and encouraged for those individuals wishing to use last year’s photo ID. The pool will open on Saturday, May 26 at 11 a.m.

City offices will be closed on Monday, May 28<sup>th</sup> in observance of the Memorial Day Holiday. Deffenbaugh also observes this holiday; therefore, trash pickup within the City will be delayed one day all week.

The Prairie Village Art Show will be held June 1 – 3, 2001 at the Prairie Village Shopping Center.

Swim team tryouts will be held on Saturday, June 2, 2001

The Northeast Johnson County Development & Retention Council is sponsoring a seminar on “Housing Strategies for the Future of First Ring Cities” on Friday, June 1, 2001. If you are interested in attending, notify the City Clerk to register.



**ADJOURNMENT**

With no further business to come before the Council, the meeting was adjourned  
at 8:20 p.m.

Joyce Hagen Mundy  
City Clerk