

**COUNCIL
CITY OF PRAIRIE VILLAGE
March 20, 2000
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, March 20, 2000, 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, Terry Frederick, Ed Stevens, John Kemp, Nancy Vennard, Steve Carman, Diana Ewy Lamberson and Patty Markley.

Also present were: Barbara Vernon, City Administrator; Charles Wetzler, City Attorney; Charles Grover, Chief of Police; Bob Pryzby, Director of Public Works; Doug Luther, Assistant City Administrator and Joyce Hagen Mundy, City Clerk.

PUBLIC PARTICIPATION

Mayor Shaffer acknowledged the presence of two Boy Scouts from Troop 91 at Village Church who were in attendance working on their citizenship badges.

Kelly Bax, 7728 Fontana, addressed the parking problem that residents on Fontana are now experiencing with the parking of Shawnee Mission East Students on their street. She stated their problem began with the new signing of other streets. They have submitted a petition to the Police Department for assistance with this problem. The initial petition represented only Fontana; however, since that time residents on 78th Terrace and 78th Street have also expressed the desire to be included as they are experiencing similar problems.

Mrs. Bax noted that the students are not parking in the alternate parking areas designated, even though they are closer. They will park on Fontana and be picked up by friends. The residents have had servicemen and friends unable to provide service because of the lack of parking. The parking is creating a safety issue with cars parked on both sides of the street, two cars cannot safely pass on the remaining roadway.

She feels the requested signage is only a band-aid solution to the problem and noted that it is not strictly a City problem. She has spoken with the principal at Shawnee Mission East and school district personnel about more permanent solutions.

Chief Grover stated that there would be three petitions related to this issue presented at the next Legislative/Finance Committee meeting.

Janis Shrider, 7736 Fontana, asked if there was anything that could be done to speed up the process. Ruth Hopkins suggested that the neighbors come to a consensus on what action they would like taken, i.e. signage on one side of the street only, no parking at all, limited parking. She confirmed that whatever the signage states would be applicable to both the students and residents.

Craig Stewart, 7721 Colonial Drive, addressed his concerns with ongoing code violations at 7717 Colonial Drive and 7728 Colonial Drive, including long grass, trailers parked in driveway, exterior trash in both front and back yards. He has discussed this with the Code Enforcement Department and understands the limitations of the City to take action under the current codes. He would like the Council to reconsider the existing codes to allow for quicker resolution of problems. 7717 Colonial Drive regularly fails to cut the grass until cited by the City and then takes action on the last day possible. The resident at 7728 Colonial Drive currently has more cats than allowed by ordinance living at this location.

Doug Luther confirmed that he visited the location this afternoon. When possible citations have been written, but the parking of a licensed operable vehicle is not against code, even if it is not moved on a regular basis.

Steve Carman advised Mr. Stewart that the Legislative/Finance Committee considered this issue last month and that Fred Logan, the Assistant City Attorney, is to meet with the committee with recommendations for possible changes to the codes or the City's enforcement processes. Council members recommended that his matter be brought before the Council Committee of the Whole because of its widespread impact.

Hugh O'Donnell, 7764 Fontana, recommended that the street be posted for two-hour parking except residents. Mr. Griffith explained that this is a public street and can not be restricted as recommended. Mr. O'Donnell responded that as tax-paying citizens, he feels the residents have the right to be able to park their vehicles. He noted that the students were not parking at this location because it is the closest and questions the effectiveness of additional signage other than to move the problem elsewhere.

William Wallen, 7766 Fontana, advised the Council that this is a recent problem caused by earlier Council action. He feels he should be able to park on his street.

CONSENT AGENDA

Steve Carman moved to approve the Consent Agenda for Monday, March 20, 2000:

1. Approve Regular Council Meeting Minutes – March 6, 2000
2. Approve Claims Ordinances #2153, #2154 and #2155
3. Authorize the Mayor to execute the agreement with the Kansas Department of Wildlife & Parks for a \$4,000 grant.
4. Approve the annual maintenance agreement with FuelMaster for \$795.00 using funds in the Public Works 2000 Operating Budget.
5. Authorize Public Works Director to authorize work on Sundays by the swimming pool contractor and sub-contractors.
6. Approve contribution of \$1,000 to Services for Seniors with funds from the 2000 Neighborhood Programs Budget.
7. Authorize the Mayor to execute the Annual Operation & Maintenance Assurance Statement from the Kansas Department of Wildlife & Parks through the Land & Water Conservation Fund.
8. Approve Construction Change Orders #15, #16, and #17 for a total of \$36,780.00 and eight additional construction days to Carrothers Construction Company, Inc. Funds will be taken from the project contingency.
9. Accept the donation of El Monte circle to the City of Prairie Village as a public street with the understanding that the City has reviewed the variances and does not find them to be significant and accept the street as is.

A roll call vote was taken with the following members voting “aye”: Herrera, Griffith, Noll, Hopkins, Frederick, Stevens, Kemp, Vennard, Carman, Ewy Lamberson and Markley.

COMMITTEE REPORTS

Policy/Services Committee

PK94-35 Consider Construction Specifications for the City

Steve Noll advised the Council the Director of Public Works has for the past year been working on the creation of a manual of infrastructure standards. The goal is for the manual to contain all the pertinent City Code, City Council Policy, technical references, design criteria, construction details and specifications in one document. Currently, this information is found in several sources and the varying sources in some instances have conflicting information. In order to add substance to the adoption of the manual, it is recommended that an ordinance be adopted authorizing the Director of Public Works to create and maintain the Manual of Infrastructure Standards.

Steve Noll moved the Council adopt Ordinance 1984 adopting the Manual of Infrastructure Standards providing for the design criteria and specifications pertaining to the construction, repair, improvement and maintenance of public improvements within the City. The motion was seconded by Ed Stevens.

A roll call vote was taken with the following members voting “aye”: Herrera, Griffith, Noll, Hopkins, Frederick, Stevens, Kemp, Vennard, Carman, Ewy Lamberson and Markley.

With the adoption of this ordinance, the Council needs to approve revisions to existing Council Policies related to infrastructure for consistency. Steve Noll moved the Council approve replacing the current Council Policy #301 entitled, “Maintenance of Streets, Curbs, Sidewalks and Storm Drainage” with a revised Council Policy #301 entitled, “Manual of Infrastructure Standards”. The motion was seconded by Bill Griffith and passed unanimously.

Steve Noll moved the Council approve revised Council Policy #330 entitled, “Curb and Gutter Replacements” and revised Council Policy #331 entitled “Maintenance of Sidewalks”. The motion was seconded by Bill Griffith and passed unanimously.

Council Committee of the Whole

POL96-29 Consider Right-of-Way Management

During the Council Committee of the Whole meeting earlier the committee was presented with a proposed Right-of-Way Management agreement with Water District #1. It was noted that the cities of Leawood and Overland Park would be executing the same agreement. The agreement has an effective date of January 1, 2000.

Steve Carman moved the Council approve the agreement between Water District No. 1 of Johnson County and the City of Prairie Village for managing the use and occupancy of public right-of-way. The motion was seconded by John Kemp and passed unanimously.

POL99-17 Consider Project 190906: 2001 – 2005 CARS Application Report

Each year the City prepares a five-year projection of possible CARS Program applications. The list is compiled in cooperation with the Public Works Department and the City’s Engineer. The 2001 CARS Application includes three projects at a total cost of approximately one million three hundred dollars. Under the CARS program the city’s cost would be approximately \$670,000.

Steve Carman moved the Council approve the list of streets to be submitted for Project 190806: 2001 – 2005 CARS Application Report. The motion was seconded by John Kemp and passed unanimously.

POL99-08 Consider Project 190807: 2000 Street Resurfacing Program

On March 3, 2000, the City opened four bids for the mill & overlay/reconstruction portions of the 2000 Street Resurfacing Program. The bids ranged from \$1,915,447 to \$2,487,937. The low bid was submitted by Mega Industries and has been reviewed and approved by The Larkin Group.

The construction budget for this program is \$1,828,000; therefore, upon the award of the contract a change order will be issued to reduce the contract amount to within the budget by deferring Rosewood Drive from 77th Street to 79th Street until the 2001 Program.

Steve Carman moved the Council approve the construction agreement with Mega Industries for Project 190807: 2000 Street Resurfacing Program in the amount of \$1,915,447 with funding from the 2000 Capital Expenditure Program. The motion was seconded by Nancy Vennard and passed by a majority vote with John Kemp abstaining.

Planning Commission

Nancy Vennard reported on the actions of the Planning Commission at their March 7th meeting. The Commission considered three applications. The request for an amendment to the Special Use Permit for the Service Station at 6901 Mission Road was continued to the April meeting when more detailed drawings would be submitted.

The Commission held a public hearing on the request to rezone from C-2 & R-1a to C-0 Lots 21, 22, 23 and 24 of Sunset Hill Acres south of 75th Street between Reinhardt and Pawnee. The recommendation to approve the rezoning has been forwarded to the Council for action. The Council approved the proposed site plan for this location with the changes recommended by the Planning Commission.

Site Plan approval was given for the salt and pole storage buildings at the Public Works facility. The Commission also heard a brief presentation by Ron Williamson on the proposed "Main Street" concepts presented earlier to the Council.

Ruth Hopkins questioned if the site plan had been approved for the development of the southwest corner of the Prairie Village Shopping Center. The City Clerk confirmed that site plan approval for this project was approved in August, 1999 for the construction of an approximately 8,000 square foot building to contain a restaurant and a bank facility with drive-thru. Ed Stevens asked if the building would be compatible with the main shopping center. The proposed design has a shake shingle roof with

dormers and the building facades are brick and stone similar to that found in the main portion of the center.

OLD BUSINESS

There was no Old Business to come before the Council.

NEW BUSINESS

Steve Carman recommended that the Council Committee of the Whole meet prior to the next Council meeting for additional information from the city's bond counsel, legal staff to further discuss the request for financing assistance for the development of the 75th and Reinhardt area. Ed Stevens recommended that the city also have someone knowledgeable about retail economics present at that meeting to further advise the Council. Bill Griffith agreed that more information is needed for the Council to make an informed decision on the request for financial assistance. If possible, this information should be included in the packet for Council review prior to the meeting.

It was suggested that the Council Committee of the Whole meet on the 20th instead of the regularly scheduled committee meetings. At that time the issue of Shawnee Mission East Parking could also be discussed by the entire Council.

Mr. Pryzby stated that he would have items for discussion by the Policy/Services Committee. It was determined that the entire Council would consider these items under New Business.

Mayor Shaffer clarified that the Council Committee of the Whole would meet at 6 p.m. on Monday, April 3rd.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Prairie Village Arts Council	03/22/2000	7:00 p.m.
Villagefest 2000	03/23/2000	7:00 p.m.
2000 Storm Drainage Public Information Meeting	03/27/2000	6:30 p.m.
Communications Meeting	03/28/2000	5:30 p.m.
Citizens Advisory Council on Community Standards	03/28/2000	7:00 p.m.
Strategic Planning Focus Session	03/29/2000	7:00 p.m.
Legislative/Finance Committee	04/03/2000	6:00 p.m.
Policy/Services Committee	04/03/2000	6:00 p.m.
Council Meeting	04/03/2000	7:30 p.m.

The William Gray "Bill" Mills exhibit in R.G. Endres Gallery will remain during the month of March.

The Prairie Village Arts Council is sponsoring an exhibit of work by students from the Kansas City Art Institute. "The Secret of Success" exhibit will be featured in the R.G. Endres Gallery during the month of April, with the opening reception on Friday evening, April 7, from 6:30-8:00 p.m.

The City's large item pickup will be held on Saturday, April 15, 2000.

Mayor Shaffer encouraged the Council members to attend the Kansas Civic Orchestra Concert at Shawnee Mission East on Saturday, April 8th at 7:30. Mayor Shaffer will be guest narrator for “Tubby the Tuba”.

Retirement

Ed Stevens announced that this would be his final Council meeting as a representative of Ward 3 as he will be unable to attend the next Council meeting. He acknowledged the dedication of the Council members he has had the privilege to serve with over the past ten years and the support of the City’s competent, professional and cooperative staff. Mayor Shaffer thanked Mr. Stevens for his ten years of leadership and service to the City.

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned at 8:45 p.m.

Joyce Hagen Mundy
City Clerk