

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
March 7, 2016**

The City Council of Prairie Village, Kansas, met in regular session on Monday, March 7, 2016 at 7:30 p.m. in the Council Chambers at the Municipal Building, 7700 Mission Road, Prairie Village, Kansas.

ROLL CALL

Mayor Laura Wassmer called the meeting to order and roll call was taken with the following Council members present: Ashley Weaver, Jori Nelson, Steve Noll, Eric Mikkelson, Andrew Wang, Brooke Morehead, Sheila Myers, Dan Runion, David Morrison (by phone), Ted Odell and Terrence Gallagher.

Staff present was: Tim Schwartzkopf, Chief of Police; Keith Bredehoeft, Public Works Director; Katie Logan, City Attorney; Wes Jordan, Assistant City Administrator; Lisa Santa Maria, Finance Director; Zach Bauer, Management Intern; Nolan Sunderman, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk. Also present were teen council members Dennis Rice and Kellie O'Toole; City Planning Consultant Chris Brewster with Gould Evans.

INTRODUCTION OF STUDENTS & SCOUTS

A student from Bishop Miege High School was in attendance for his American Government class.

PUBLIC PARTICIPATION

No one addressed the City Council.

CONSENT AGENDA

Erick Mikkelson stated he had questions on item #4 and asked that it be removed.

Council President Brooke Morehead moved for the approval of the Consent Agenda for March 7, 2016 with items #1 through #3:

1. Approve Regular City Council Minutes - February 16, 2016.
2. Approve Claims Ordinance 2939.
3. Approve contract for the remainder of 2016 with Animal Medical Center (AMC) to board and dispose of dogs, cats and other animals found running at large or otherwise impounded pursuant to City ordinance.
4. Removed

A roll call vote was taken with the following members voting "aye": Weaver, Nelson, Noll, Mikkelson, Wang, Morehead, Myers, Runion, Morrison, Odell and Gallagher.

Mr. Mikkelson noted he did not see any contingency language in the proposed resolution consenting to the enlargement of the consolidated main sewer district and questioned how this would be handled if the Meadowbrook redevelopment did not occur.

City Attorney Katie Logan advised that originally the owners of the Meadowbrook property refused sanitary sewer service. One of the conditions for the development of this property is its inclusion into the Johnson County Consolidate Main Sewer District; in order for this to take place, the County has to have the City's consent. She added that all of the approvals are conditioned on the closure of the property. The enlargement of the district will not occur if the development does not occur.

Eric Mikkelson moved the City Council approve Resolution 2016-01 consenting to the enlargement of consolidated main sewer district of Johnson County, Kansas, by

the Board of County Commissioners pursuant to Johnson County Charter Resolution No. 29-92. The motion was seconded by Steve Noll and passed unanimously.

COMMITTEE REPORTS

Council Committee of the Whole

COU2016-10 Consider Contract with O'Donnell & Sons Construction for the 2016 Concrete Repair Program

On behalf of the Council Committee of the Whole, Council President Brooke Morehead moved the City Council authorize the Mayor to execute a construction contract with O'Donnell & Sons Construction Company, Inc for the 2016 Concrete Repair Program in the amount of \$690,000. The motion was seconded by Steve Noll and passed unanimously.

Planning Commission

PC2016-03 Consider request for approval of a Special Use Permit for the operation of an Animal Daycare Program at 8827 Roe Avenue

Planning Consultant Chris Brewster stated the Queen of Paws Boutique and Spa recently moved into 8827 Roe after outgrowing its previous location. Animal Day Care operations are not specifically addressed in the City's code. Staff felt as this was similar to animal boarding services, a special use permit should be required, particularly as this property is located in a C-1 district that is intended to allow a variety of small-scale commercial uses that support and serve the needs of nearby residential neighborhoods.

The uses and performance standards specifically promote them at a scale and intensity that balances the ability to serve the commercial needs of neighbors with potential impacts from those businesses. Of particular emphasis for this application are standards C. and D. regarding outdoor operations and noise. Many of the concerns associated with allowing boarding of animals and by association dog daycare facilities

deals with the potential noise impacts and whether the animals will be kept or periodically cared for outside, where adjacent property could be impacted. The proposed application is prohibited by the general performance standards from conducting any activities outdoors or for any activity that would create noise perceptible outside of the building. The applicant has stated that all activities occur inside her facility.

The requested Special Use Permit is for an animal day care business associated with a pet grooming and training services. The Special Use Permit as recommended by the Planning Commission would authorize up to 20 dogs (under 20 pounds) and up to 15 dogs (over 20 pounds) for dog daycare facilities in an indoor operation.

The applicant held a neighborhood meeting on January 14, 2016 at her facility in accordance with the Planning Commission Citizen Participation Policy and one couple attended and after touring her facility expressed their support. Over sixty persons attended the public hearing with several speaking in support of the application and one expressing concern with noise from overnight boarding.

The Planning Commission found the Findings of Fact as set out in the zoning ordinance and the Golden Factors to be favorable for the reasons set forth in the February 2, 2016 minutes and recommends that the Governing Body approve a Special Use Permit for the operation of an animal day care program at Queen of Paws Boutique and Spa located at 8827 Roe Avenue subject to four conditions addressing that this is an accessory to the primary business of animal training, the number of animals allowed, limitations of outdoor activity and length of time.

Dan Runion asked how many animals the applicant currently provides service to. Mr. Brewster responded ten to twelve animals on a regular basis with her business growing.

Mr. Runion noted dogs bark and asked how the noise would be addressed. Mr. Brewster replied the Commission has restricted that all activities occur indoors and limited the number of animals that can be outside at any one time. This is a day operation only and the noise comments received were relative to evening noise. The adjacent veterinary clinic is currently only allowed to provide overnight boarding for medical care and observation.

Ted Odell moved the Governing Body adopt Ordinance 2347 granting a Special Use Permit to allow the operation of an animal daycare program at 8827 Roe Avenue subject to the conditions recommended by the Planning Commission. The motion was seconded by Jori Nelson.

A roll call vote was taken with the following members voting “aye”: Weaver, Nelson, Noll, Mikkelson, Wang, Myers, Morehead, Odell, Gallagher, Wassmer and voting “nay” Runion, Morrison.

Mayor’s Report

Mayor Wassmer reported that she and other Prairie Village Foundation members recently toured the Village Presbyterian Food Pantry which the Foundation supports. She was impressed with the services they provide to the community. She also attended two of the three public information meetings on the proposed design standards and thanked all who participated, particularly Chris Brewster and Wes Jordan for their leadership on this issue. Mayor Wassmer had the privilege to join 26 other mayors and

over 860 participants in the annual Greater Kansas City Mayors' Prayer Breakfast.

STAFF REPORTS

Public Safety

- Chief Schwartzkopf reminded the Council of the upcoming "Coffee with a Cop" on Friday, March 18th at Starbucks in the Village.
- Chief Schwartzkopf introduced recently promoted Captain Myron Ward.

Public Works

- Mr. Bredehoeft reported the Community Center renovations are completed and hoped that the City Council was able to go view the improvements.
- The position of "Field Superintendent" is currently vacant.
- Bids were opened last Friday for the 2016 CARS & Paving Program. Several competitive bids were received below the engineer's estimate for the projects.
- The Finance Committee recently met to discuss issuing bonds for the purchase of street lights from KCP&L.
- Mr. Bredehoeft recently met with Hollis + Miller regarding the next step for the City Hall/PD entrance project.
- Mr. Bredehoeft reported that he had a very positive meeting with the Kenilworth neighborhood regarding the Roe connection to the proposed Meadowbrook project. They were pleased with the relocation of the entrance further to the west.
- He also recently met with the residents impacted by the Delmar/Fontana project.

Administration

- Wes Jordan reported the three public information meetings on the proposed design standards were well attended and elicited a significant amount of comments. Staff will be gathering and forwarding those comments and e-mails to the City Council for review and consideration. He noted this will be an emotional decision for some based on the comments made. Mr. Jordan stated that Chris Brewster had excellent presentations and answered questions and provided clear explanations to the residents attending.

OLD BUSINESS

Ted Odell noted there was currently a temporary road for travel related to park improvements on the east side of the tennis courts at Taliaferro Park and confirmed that the roadway would be removed and the area regarded at the completion of the park improvements. He also felt a sidewalk should be constructed at that location. Mr. Bredehoeft responded both of these items will be done this spring.

NEW BUSINESS

There was no New Business to come before the City Council.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

JazzFest Committee	03/08/2016	5:30 p.m.
Prairie Village Arts Council	03/09/2016	5:30 p.m.
Park & Recreation Committee	03/09/2016	6:30 p.m.
Council Committee of the Whole	03/21/2016	6:00 p.m.
City Council	03/21/2015	7:30 p.m.

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The Prairie Village Arts Council is pleased to present the art of Pat Jessee and Roberta Leaverton in the R.G. Endres Gallery during the month of March. The artists' reception will be Friday, March 11th from 6:30 to 7:30 p.m.

The State of the County address will be given on Tuesday, March 22 at the Ritz Charles in Overland Park - 11:30 a.m. to 1:15 p.m. RSVP to Joyce by March 14th.

The 2016 annual Large Item Pick up has been scheduled. Items from homes on 75th Street and north of 75th Street will be collected on Saturday, April 9th. Items from homes south of 75th Street will be collected on Saturday, April 16th.

ADJOURNMENT

With no further business to come before the City Council the meeting was adjourned at 7:55 p.m.

Joyce Hagen Mundy
City Clerk