

**COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE  
March 22, 2010  
7:30 p.m.**

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- 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 - March 1, 2010
- 2. Approve Claims Ordinance 2869
- 3. Approve the 2010 American Red Cross Aquatic Examiner Service Agreement as written.

**By Committee:**

- 4. Authorize the Mayor to sign a Letter of Support for the Johnson County Transit Strategic Plan (Council Committee of the Whole Minutes - March 1, 2010)
- 5. Approve an Ordinance amending Chapter XI of the Prairie Village Municipal Code entitled "Public Offenses and Traffic" by amending Article 2 entitled "Local Regulations" by amending Section 11-201 entitled "Disturbing the Peace" and Section 11-203 entitled "Same; Exemptions" (Council Committee of the Whole Minutes - March 1, 2010)
- 6. Authorize the Mayor to sign a Resolution of Support for the Adaptive Growth Scenario as the basis for the Region's Long Range Transportation Plan entitled "Transportation Outlook 2040" (Council Committee of the Whole Minutes - March 1, 2010)

- VI. MAYOR'S REPORT
- VII. COMMITTEE REPORT
- VIII. STAFF REPORTS
- IX. OLD BUSINESS
- X. NEW BUSINESS
- XI. ANNOUNCEMENTS
- XII. 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)

**CITY COUNCIL  
CITY OF PRAIRIE VILLAGE  
March 22, 2010**

The City Council of Prairie Village, Kansas, met in regular session on Monday, March 22, 2010, at 7:30 p.m. in the Council Chambers of the Municipal Building.

**ROLL CALL**

Mayor Ron Shaffer called the meeting to order and roll call was taken with the following Council members present: Al Herrera, Dale Warman, Ruth Hopkins, Steve Noll, Michael Kelly, Andrew Wang, Laura Wassmer, Dale Beckerman, Charles Clark, David Morrison, Diana Ewy Sharp and David Belz.

Also present were: Wes Jordan, Chief of Police; Keith Bredehoeft, Interim Public Works Director; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Dennis Enslinger, Assistant City Administrator; Chris Engel, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all those present in the Pledge of Allegiance.

**PUBLIC PARTICIPATION**

Mayor Shaffer announced the continuation of the Jazz Fest presentation from the earlier Council Committee meeting. He noted the remaining items on the Committee agenda would be covered under Committee Reports.

Al Herrera replied in response to Mr. Kronblad's statement regarding the growth of the State of the Arts event, that the Arts Council has demonstrated its commitment.

David Morrison expressed his support for the Arts Council and its commitment.

Mayor Shaffer thanked the Jazz Fest Committee for their presentation and their work as well as that of their volunteers.

Kathy Peterson, 7526 Aberdeen, encouraged the Council and Prairie Village residents to attend the Kansas City Film fest and support Prairie Village resident Fred Andrews in what will probably be his last event due to health conditions. The event is April 14 - 18 at the AMC theatre on Main Street. Mrs. Peterson stated she would leave invitations at City Hall.

### **CONSENT AGENDA**

Michael Kelly moved the approval of the Consent Agenda for March 22, 2010:

1. Approve Regular Council Meeting Minutes - March 3, 2010
2. Approve Claims Ordinance 2869
3. Approve the 2010 American Red Cross Aquatic Examiner Service Agreement
4. Authorize the Mayor to sign a Letter of Support for the Johnson County Transit Strategic Plan
5. Approve Ordinance 2226 amending Chapter XI of the Prairie Village Municipal Code entitled "Public Offenses and Traffic" by amending Article 2 entitled "Local Regulations" by amending Section 11-201 entitled "Disturbing the Peace" and Section 11-203 entitled Same; Exemptions"
6. Authorize the Mayor to sign a Resolution of Support for the Adaptive Growth Scenario as the basis for the Region's Long Range Transportation Plan entitled "Transportation Outlook 2040"

A roll call vote was taken with the following members voting "aye": Herrera, Warman, Hopkins, Noll, Kelly, Wang, Wassmer, Beckerman, Clark, Morrison, Ewy Sharp, and Belz.

### **MAYOR'S REPORT**

Mayor Shaffer reviewed the several activities and events he attended during the past weeks representing the City including a tour of the new Public Safety Center in Olathe, the grand opening of BRGR Kitchen & Grill in the Corinth Shopping Center,

Tiger Press Conference in Mission, met with Legislators in Washington, D.C., hosted the Northeast Johnson County Mayors and attended the Johnson County Chamber of Commerce Luncheon.

## **COMMITTEE REPORTS**

### **COU2010-14 Consider Approval of Letter of Understanding with Johnson County for purchase and implementation of County-wide Emergency Radio System**

Chief Jordan reminded the Council that four years ago he came to them with a request to establish a four year equipment reserve to fund the purchase and implementation of a County-side Emergency Radio System at the approximate cost of \$1 million dollars. The new county-wide 700 mhz system is part of a collaborative effort to enhance public safety service delivery to the citizens of Johnson County by improving cooperation, coordination, and sharing of information between local public safety agencies. The system will allow direct communication between police, fire, medical and public works departments. He was pleased to report that the project is a year ahead of schedule. The new fiber-optic lines will remove the recent threat of damage from lightning strikes. The cost of the system is \$575,828 with the City receiving \$148,184 from 911 Funds and \$52,617 from the City of Mission Hills bringing the city's cost to \$375,027. This will be funded from the Equipment Reserve Fund.

Officer Kyle Shipps reviewed the components of the system including grounding upgrades, a new dispatch console, mobile radio installation and portable and mobile radios for use by both the Public Works and Public Safety Departments.

Diana Ewy Sharp asked for information regarding the funds from Johnson County. Chief Jordan responded the funds have been accumulating over years from the Wireless and Wireline Enhanced 911 funds. The City has attempted to use them in the

past, but did not meet the qualifications required for distribution of the funds. He also noted that this is the second time the City of Mission Hills has agreed to pay for a portion of the required infrastructure costs necessary for the implementation of the system.

Chief Jordan stated the agreement with Johnson County specifies that they will be providing access and usage of the Communications System at no cost to the City.

Michael Kelly moved the Governing Body approve the County-wide Radio Agreement with Johnson County and authorize funding from the equipment reserve fund in the amount of \$375,027.00 for the purchase and implementation of a new radio system as part of the County-wide initiative. The motion was seconded by Al Herrera and passed unanimously.

David Belz questioned the difference between the projected costs and the actual costs. Chief Jordan responded the initial costs were projected based on estimates made several years ago. He noted there may still be some additional costs; however, he felt the \$375,027 cost is a fairly solid amount. Quinn Bennion added if the project finishes with a \$200,000 plus reserve the funds would either remain in the equipment reserve fund or could be transferred out of the fund for other uses. He noted the excess funding should be designated for one time purchases, not to fill operating budget shortfalls.

**COU2010-12 Consider Plan Changes to City Council Policy, CP055 - Investment Policy for City Retirement Funds**

Charles Clark stated the Police Pension Board was approached during their 2009 investment performance review with UMB/Scout regarding updating the investment policy for pension funds. UMB/Scout advisors felt that adding greater clarification and the possibility of other investment types to the asset classifications for the investment of

monies would provide an even greater return. The proposed changes more accurately reflect where funds are being invested with other language changes.

Ruth Hopkins questioned investing in global markets. Mr. Clark responded to have a diversified portfolio it is necessary to have investments outside the United States and noted this is currently being done.

Charles Clark moved the Governing Body approve revisions to City Council Policy CP055 entitled "Investment Policy for City Retirement Funds". The motion was seconded by David Morrison and passed unanimously.

#### **COU2010-15 Consider Project 190894: Cambridge Street Design Agreement**

Keith Bredehoeft presented an agreement with Affinis Corporation, the City's Design Consultant, for the conceptual design of Cambridge Street from 78<sup>th</sup> Street to Somerset Drive. This project is related to the park improvements at Weltner Park. The project will study how to relocate Cambridge Street through Weltner Park as well as improvements to the intersection at Cambridge and Somerset Drive. Options will be developed for these areas and traffic impacts of these changes will be determined.

Mr. Bredehoeft stated a public meeting will be held to discuss these changes. The design fee of \$27,100 is for the concept phase only and is available in the 2010 Bond Project. An engineering change order will be executed for the remaining phases after the scope of the project is clearly defined.

Michael Kelly moved the Governing Body approve the design agreement with Affinis Corporation for the conceptual design of Cambridge Street from 78<sup>th</sup> Street to Somerset Drive at a cost not to exceed \$27,100. The motion was seconded by Ruth Hopkins and passed unanimously.

## STAFF REPORTS

### **Public Safety**

- Chief Jordan reported that Sgt. Myron Ward has again been deployed to Afghanistan on April 3 for a period of 365 days. This Friday will be his last day of work prior to leaving. He noted the department is already short one Sergeant due to recent retirements and the existing Sergeants will be dividing Sgt. Ward's duties in the immediate future.
- The department is undergoing a promotion process to fill the vacant Sergeant position. The Department is currently operating 7 officers short with 2 officers at the academy, two beginning next week, two on medical leave and the Sergeant position.

### **Public Works**

- Keith Bredehoeft reported the 2010 bond projects are underway. The contractor's and the inspectors are doing well.
- Two public meetings will be held March 25<sup>th</sup> & March 27<sup>th</sup> at the Sylvester Powell Jr. Community Center regarding future improvements to Nall Avenue from Shawnee Mission Parkway to 75<sup>th</sup> Street. Additional information is available on the City's website.

### **Administration**

- Chris Engel reported the Art Gallery next month will feature Ukrainian Art. The opening reception will be April 9<sup>th</sup> with the visiting artists.
- KDOT has received a letter from MARC ranking the proposed Prairie Village Grant Project as 4<sup>th</sup> out of 11 projects submitted. Mr. Engel noted KDOT is not obligated to follow MARC's recommendation and funding may still be possible.
- Dennis Enslinger reminded the Council of the March 23<sup>rd</sup> and 27<sup>th</sup> meetings regarding the upcoming changes in the City's solid waste services. Post Cards were mailed to all residents and additional information is available on the City's website. Individuals wanting to receive the smaller 35 gallon trash and recycling containers need to notify Deffenbaugh by April 2<sup>nd</sup>.

Diana Ewy Sharp confirmed the containers can be placed outside on the side of residences. Mr. Enslinger noted they can, but they should be screened.

- Dennis Enslinger reminded the Council of the March 23<sup>rd</sup> and 27<sup>th</sup> meetings regarding the Dennis Enslinger announced an invitation by the City of Mission to attend a meeting on Friday, February 19<sup>th</sup> at 7:30 a.m. on Transportation 2040.
- The glass recycle container at Corinth Square has been moved because of noise complaints and an additional glass recycle container has been placed at the Prairie Village Shopping Center.
- Countryside East Homes Association sent a survey to their residents regarding interest in the possible creation of a design overlay district and will be coming to the Council to ask permission for his time to work with them in the development of the district. He noted this will require a significant time commitment for staff as this is a time consuming process. Mr. Enslinger



noted there was a 92% positive response from residents wanting additional regulations.

Michael Kelly noted they had been working through the Homes Association Committee.

Ruth Hopkins questioned why they did not change their by-laws. Mr. Enslinger responded most by-laws are written in such a way that they are very difficult to change. Many require a five-year advance notification of the proposed change with support of a very high percentage of the homeowners. He also noted that in many cases the by-laws do not address the issues they want to address such as building materials, design review, etc.

Mrs. Hopkins asked who made the final decision. Mr. Enslinger stated the proposed overlay district must be approved by the Governing Body and noted that, unlike by-laws and deed restrictions, the City will be able to enforce. The Planning Commission will also need to approve of the overlay district. Mr. Enslinger stated the homes association has already spent a great deal of time discussing and working on these.

Dale Warman added the homes association is willing to work with the City through a planned partnership between the City and the Homes Association as discussed in Village Vision.

Michael Kelly reminded the Council that design guidelines are being discussed by the Homes Association Committee.

Quinn Bennion stated other homes associations have discussed the possibility of overlay districts, including Prairie Village and Prairie Hills Homes Associations.

Dennis Enslinger stated the Countryside East Board has made this a priority. He noted this is a smaller geographic area than Prairie Village or Prairie Hills. He stated that he has met with both associations and the Homes Association Committee and have kept them up to date on what is happening with Countryside East.

Dale Beckerman asked if much of what is done with Countryside East could be useable in the others. Mr. Enslinger responded some will be, but each area is and will be different. Michael Kelly stated at a Homes Association Committee meeting this summer this topic was discussed by five different homes associations with a very positive response.

Diana Ewy Sharp stated she was supportive but offered a word of caution that the restrictions do not prevent the creation of the additional housing options needed by the City.

- Dennis Enslinger reported the Prosecutor's office is completed except for a couple of punch-list items.
- Quinn Bennion reported that Eric Morgenstern is available and has agreed to come to Prairie Village on Monday evening, April 26<sup>th</sup> to lead the Council through discussion on the remaining four items not covered at the Council Work Session. A meal will be served at six o'clock followed by discussion.

- Property tax figures from Johnson County show a 1.5% drop in Prairie Village property values which equates to a decrease of approximately \$100,000 in revenue if the same mil levy is retained. These figures do not include any of the other city revenue sources. Staff is projecting a very similar situation in the preparation of the 2011 budget as faced for 2010 with a deficit of \$750,000 to \$900,000. Staff will meet with the Finance Committee next week to review 2011 budget projections.
- Quinn Bennion stated that he and Karen Kindle will again meet individually with Council members to discuss the budget. There will be a set agenda for the meetings.

Diana Ewy Sharp stated she would like to also have the department heads involved in those meetings.

### **OLD BUSINESS**

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

### **NEW BUSINESS**

Al Herrera reported in his experiences at the NLC conference, noting a beneficial discussion regarding how to contact and communicate to your legislative leaders. He also noted a visit to two large aquatic facilities. Ruth Hopkins reported although the general speakers were not as good as in the past, her committee meeting was very informative. The league is looking into offering cities buying cards that offer cash back rewards and cards that can be used as rewards or incentives to employees. They asked her committee to pilot the new program. Diana Ewy Sharp stated she was disappointed in the general sessions, but found the committee meetings and the meeting with Senators Brownback and Roberts to be beneficial as well as the tours of the aquatic facilities.

Al Herrera noted the recent publication of a magazine featuring the City of Mission that was distributed through SUN Publications and felt the City should explore this option.

Dale Warman state he attended the Governor’s signing of the state “No Smoking” bill and noted that Prairie Village was mentioned by the Governor in his address.

Ruth Hopkins asked if other Council members had received the Legislative Alert on a proposed bill that would move City elections from the Spring to the Fall to be held in conjunction with State and National elections. She commended the league for their fast action and noted the response from cities caused the bill to be pulled from discussion and returned to committee.

**ANNOUNCEMENTS**

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

Environment/Recycle Committee	03/24/2010	7:00 p.m.
Council Committee of the Whole	04/05/2010	6:00 p.m.
City Council	04/05/2010	7:30 p.m.

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The Prairie Village Arts Council is pleased to announce a mixed media exhibit by Lynne Hodgman during the month of March.

Recreation memberships will go on sale in the City Clerk’s office on April 1<sup>st</sup>. The pool will open on May 29<sup>th</sup>.

Deffenbaugh will begin delivering the new trash and recycling containers to residents in April in preparation for the changes in May. There will be two informational meetings about the changes this week in the multi-purpose room at City Hall. The first is on Tuesday, March 23<sup>rd</sup> from 7 to 9 p.m. and the second one will be Saturday, March 27<sup>th</sup> from 2 to 4 p.m.

The annual large item pick-up has been scheduled for April 24<sup>th</sup>.

An Arbor Day event will be held at Franklin Part on Saturday, May 1<sup>st</sup> at 10 a.m. to honor Ben Munday.

The City Clerk’s office has a new style of ceramic coffee mug for sale. They are \$5.00 each.

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 City Council, the meeting was adjourned at 8:40 p.m.

Joyce Hagen Mundy  
City Clerk