

**COUNCIL MEETING AGENDA  
CITY OF PRAIRIE VILLAGE  
September 21, 2009  
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 - September 8, 2009
- 2. Approve Claims Ordinance 2863
- 3. Approve an agreement with Lowenthal, Singleton, Webb & Wilson to audit the City's 2009 financial statements.
- 4. Authorize the Mayor to execute a proclamation recognizing October, 2009 as National Colonial Heritage Month and designating October 2, 2009 as Lancer Day.
- 5. Adopt Ordinance 2212 amending Chapter 11 of the Prairie Village Municipal Code, 2003, entitled "Public Offenses & Traffic".

- VI. MAYOR'S REPORT**
- VII. COMMITTEE REPORTS**  
Council Committee of the Whole

**2009-90 Consider Revision to Council Policy CP056 "Financial Management Policies"  
- Michael Kelly**

**2009-91 Consider Ordinance and Resolutions related to the upcoming Bond Issue for  
Public Improvements - Michael Kelly**

**2009-92 Consider Authorizing the Mayor to Sign an Agreement for Planning Services  
With Bucher, Willis & Ratliff Corporation in the Amount of \$14,500 to complete a Safe  
Routes to School Plan and Phase II application - Michael Kelly**

**2009-93 Consider Adoption of Ordinances Incorporating the 2009 Uniform Public  
Offense Code and the Standard Traffic Ordinance**

- VIII. STAFF REPORTS**

- IX. OLD BUSINESS**

- X. NEW BUSINESS**  
**Consider Project 190869: 2009 Street Resurfacing Program - Construction Change  
Order #2**

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  
SEPTEMBER 21, 2009**

The City Council of Prairie Village, Kansas, met in regular session on Monday, September 21, 2009, 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, David Voysey, Michael Kelly, Laura Wassmer, Dale Beckerman, Charles Clark, David Morrison, Diana Ewy Sharp and David Belz.

Also present were: Quinn Bennion, City Administrator; Katie Logan, City Attorney; Wes Jordan, Chief of Police; Keith Bredehoeft, Public Works Project Manager; Dennis Enslinger, Assistant City Administrator; Karen Kindle, Finance Director; 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 acknowledged the presence of a Boy Scout from Troop 91 working on his "Communications" merit badge. Mayor Shaffer noted Troop 91 will be celebrating their 80<sup>th</sup> birthday early next year.

**CONSENT AGENDA**

Michael Kelly moved the approval of the Consent Agenda for Monday, September 21, 2009.

1. Approve Regular Council Meeting Minutes - September 8, 2009
2. Approve Claims Ordinance 2863
3. Approve an agreement with Lowenthal, Singleton, Webb & Wilson to audit the City's 2009 financial statements

4. Authorize the Mayor to execute a proclamation recognizing October, 2009 as National Colonial Heritage Month and designating October 2, 2000 as Lancer Day
5. Adopt Ordinance 2212 amending Chapter 11 of the Prairie Village Municipal Code, 2003, entitled "Public Offenses & Traffic."

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

Mayor Shaffer announced a change in the agenda moving the item under New Business forward as there are a number of residents present to address this issue and added that although this is listed as a change order to an existing street program, the proposed work is the result of the City's traffic calming program.

#### Consider Project 190869: 2009 Street Resurfacing Program

Keith Bredehoeft presented two traffic calming requests for seven speed tables to be constructed by O'Donnell & Sons Construction. These are in response to two different neighborhood traffic calming requests. The first is for one speed table to be constructed along Rosewood Drive from Briar Street to 79<sup>th</sup> Street. Mr. Bredehoeft noted a speed table is the equivalent of a raised crosswalk. The neighborhood, in reviewing the traffic calming tools, also requested the island at the intersection be modified; however, the cost of construction would be approximately \$60,000 so they are not pursuing that at this time.

In reviewing the map of the location, David Voysey questioned how the City could be sure this action would not simply divert the traffic over one block to Juniper. Keith Bredehoeft responded previous applications have been studied after similar installations and found there was not a significant increase in traffic on adjacent streets. A study will be conducted after this installation also. Laura Wassmer said this will address the large volume of traffic on Rosewood that is cutting through from Nall. Juniper gets the 79<sup>th</sup> Street cut-through traffic.

Dale Beckerman stated he had some concern with the proposed location of the speed table being so far from Roe Avenue. Mr. Bredehoeft stated they initially looked at both 79<sup>th</sup> to Briar and Briar to Roe but could not get the required support. However, he feels that the proposed intersection improvements when completed will also slow the speed of traffic. The speed tables will primarily address the traffic coming from the west.

Dale Warman suggested the City conduct baseline traffic counts on Rosewood and Juniper to be able to determine the impact on the number of vehicles. Mr. Bredehoeft stated this would be done.

Al Herrera asked what criteria are used to justify traffic calming actions. Mr. Bredehoeft stated the process began with a submittal by 30 percent of the area residents requesting traffic calming actions. The determination takes into consideration the volume and speed of traffic. Mr. Herrera stated he does not believe traffic calming solves these problems, but rather moves them to another location.

Michael Kelly noted the City Council established the program that was citizen initiated to address traffic concerns in the neighborhood. This proposal is not intended to address traffic on all of Rosewood, only in the neighborhood identified where the device is located..

Mr. Herrera stated he felt the \$29,000 would be better spent on adding patrol officers and issuing tickets. He is concerned that these devices provide a false sense of security and that there are better ways to address the problem. He doesn't feel you can place a traffic calming device on one street and not have the traffic go to another street.

Diana Ewy Sharp stated she was supportive of the program in the beginning and noted she understood there was an entire tool kit of items to address problems. She is concerned with the number of speed tables that are being constructed throughout the

City. Michael Kelly responded there is a tool kit; however, the residents select the items they wish to use.

Mayor Shaffer opened the discussion to comments from the public.

Gordon Roe, 8033 Rosewood Drive, noted he started this process three years ago. The residents did look at a number of items in the tool box, and their first choice was to modify the island at the intersection, however, they are unable to do that because of the cost and have chosen to try to utilize speed tables to slow traffic. He noted there is a serious problem with increasing speed as cars come down the street and something has to be done – the raised crosswalk is a start. Mr. Roe noted a lot of the traffic is cut-through traffic and he does not see it being diverted to Juniper. If it is diverted to larger streets, that is good as they are designed to carry higher traffic volumes.

Bill Copeland, 5200 West 81<sup>st</sup> Street, expressed his support of the proposed action to address traffic coming from Overland Park. He expressed concern for the elderly residents on this street as well as the large number of children.

Jeanne Murphy, 8116 Rosewood Drive, stated their dog was killed in front of their home by a speeding vehicle. She sees the speed table as a first step.

Ruth Hopkins asked how many residents did not sign the petition supporting this action. Gordon Roe stated, of the residents he canvassed, only two were opposed.

Michael Kelly moved the Governing Body approve Construction Change Order #2, with O'Donnell and Sons Construction, for the construction of a speed table for the Traffic Calming project along Rosewood Drive from Briar Street to 79<sup>th</sup> Street with funding from Project 190867: Traffic Calming Program. The motion was seconded by Laura Wassmer and passed by a vote of 10 to 1 with Al Herrera voting “nay”.

Al Herrera noted this program was not funded for 2010 and when funding runs out there will not be funding available for future streets that need traffic calming.

Keith Bredehoeft reviewed the second part of the proposed change order which addresses traffic calming in the area to the west of the Prairie Village Shopping Center. This project covers several neighborhoods. The proposal is for six speed tables to be constructed in the area of 69<sup>th</sup> Street, Prairie Lane and Oxford Road between Tomahawk Road and Roe Avenue. Mr. Bredehoeft reviewed a map of the area and the proposed locations for speed tables noting that initially the request was for ten speed tables. Mayor Shaffer stated he is very familiar with this area and noted these traffic tables are located on streets which are used to travel to the Prairie Village Shopping Center.

David Voysey confirmed these installations do not have a negative impact on the travel of emergency vehicles. Keith Bredehoeft noted they are only three inches in height and that no problems have been reported with the similar installations on Cherokee. Mayor Shaffer added he travels Cherokee often and they are not a problem.

Laura Wassmer expressed concern that four of these streets have the same beginning and ending street and felt in this situation the speed tables may divert traffic to other streets. Al Herrera expressed concern with the possibility of diverting traffic to streets used by children travelling to Prairie Elementary. He fears for the safety of the children near Prairie Elementary.

Mayor Shaffer opened the discussion to comments from the residents.

John Mortensen, 4022 West 69<sup>th</sup> Street, noted that his street is one of the only streets in the City without sidewalks carrying both significant vehicular and pedestrian traffic to the shopping center. He would prefer to see an additional speed table on 69<sup>th</sup> Street between Tomahawk Road and El Monte Street. These streets all feed to the shopping center.

Joel Crown, 2200 West 69<sup>th</sup> Street, noted the lack on sidewalks on 69<sup>th</sup> Street is a huge problem. There are 14 to 20 children in the neighborhood. He noted sidewalks

may be a more appropriate solution to address safety, but noted they would be more costly.

Mark Fisher, 4400 West 69<sup>th</sup> Street, previously lived on Oxford, noted they received 86 signatures in support of traffic calming. They are not trying to divert traffic, but to slow traffic with the speed tables serving as a reminder to the travelling public to slow down in this residential neighborhood. He feels the money spent on this project will be well spent and is happy that the City has a program that allows residents to address these problems.

Al Herrera stated sidewalks were proposed for 69<sup>th</sup> Street but were removed at the request of residents on the street. Mr. Crown stated he did not remember ever being asked about sidewalks.

David Belz asked why there are two located so close to one another off Oxford and 69<sup>th</sup> Street. Keith Bredehoeft stated the two are near the El Monte fountain where they are hoping to create a pathway for students walking to school. He added the speed tables are designed to help residents focus on their speed in these residential areas. Dale Warman agreed these actions are being proposed to slow traffic for safety reasons and noted they were less expensive than the roundabouts being constructed throughout Lenexa to slow traffic.

Michael Kelly moved the Governing Body approve Construction Change Order #2, with O'Donnell and Sons Construction, for the construction of six speed tables in the area of 69<sup>th</sup> Street, Prairie Lane and Oxford Road between Tomahawk Road and Roe Avenue. The work will be funded from Project 190867: Traffic Calming Program with the total cost for all the proposed speed tables being \$29,750.00. The motion was seconded by Charles Clark and passed by a vote of 10 to 1 with Al Herrera voting "nay".



## MAYOR'S REPORT

- Mayor Shaffer stated last week he attended the Kansas City Chamber of Commerce Leadership Exchange in Denver with several regional leaders.
- On Wednesday, October 16<sup>th</sup> he was pleased to present Barbara Vernon with the one of the four Regional Leadership Awards presented by the Mid America Regional Council
- He recently participated in the City of Mission's world's largest painting made of footprints event
- October 22 & 23<sup>rd</sup> he will be in Washington, D.C. joining other Mission and Northeast Johnson County Officials seeking support for the proposed rapid transit system proposed for Shawnee Mission Parkway and 75<sup>th</sup> Street. He will later join with Quinn Bennion and Dennis Enslinger to meet with area congressional leaders and agencies.
- Lancer Day is Friday, October 2<sup>nd</sup>
- O'Neill's will reopen next Tuesday, September 29<sup>th</sup> at its new location.

## COMMITTEE REPORTS

### **Council Committee of the Whole**

#### COU2009-90 Consider Revisions to Council Policy #CP056 "Financial Management Policies"

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body approve revisions to CP056 entitled "Financial Management Policies". The motion was seconded by Ruth Hopkins and passed unanimously.

#### COU2009-91 Consider Ordinance 2206, Resolution No. 2009-15 and Resolution No. 2009-16 related to the upcoming bond issue for public improvements

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body adopt Resolution No. 2009-15 authorizing certain main trafficway improvements and providing for the manner of paying for the same and the issuance of general obligation bonds therefor, all pursuant to K.S.A. 12-1736 ET SEQ. The motion was seconded by Ruth Hopkins and passed unanimously.

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body adopt Resolution 2009-16 authorizing certain improvements to the public buildings of the City of Prairie Village, Kansas, and the issuance of general

obligation bonds therefor, all pursuant to K.S.A. 12-1736 ET SEQ. The motion was seconded by Dale Warman and passed unanimously.

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body adopt Ordinance 2206 authorizing certain storm drainage improvements and providing for the manner of paying for the same. The motion was seconded by Laura Wassmer.

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

COU2009-02 Consider Safe Routes to School Plan and Phase II application

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body authorize the mayor to sign an agreement with BWR in the amount of \$14,500 to complete a Safe Routes to School Plan and Phase II application. The motion was seconded by Dale Beckerman and passed unanimously.

COU2009-93 Consider adoption of Ordinances Incorporating the 2009 Uniform Public Offense Code and the Standard Traffic Ordinance

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body adopt Ordinance 2210 Incorporating the Uniform Public Offense Code, (UPOC) and Ordinance 2211 Incorporating the Standard Traffic Ordinance (STO), 2009 edition, prepared and published by the League of Kansas Municipalities with certain sections deleted and with additional and supplemental sections. The motion was seconded by David Belz.

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

## **STAFF REPORTS**

### **PUBLIC SAFETY**

- Chief Jordan reported Channel 4 was filming outside City Hall today for a story they are doing on the observance in Kansas of public buildings flying flags at half staff when a Kansas soldier is killed in action. Public Works has done a very good job making sure the flags are lowered in observance of the order by the Governor.
- Saturday, October 10<sup>th</sup> the City will be sponsoring “Dog Days” in Harmon Park from noon to 4 pm. The event has been organized by the City’s animal control officers.
- The City has received word that its JAG Grant application previously approved by the City Council for \$16,000 was approved. The funds will be used for the purchase of a voice-stress analyzer and partially fund bullet-proof tactical vests.
- Chief Jordan noted the crime reports published in the local papers are taken from daily dispatch logs and do not represent confirmed crimes.
- The City provides off-duty services to the Prairie Village Shopping Center on weekends and there has recently been an increase in the number of students gathering at the center. A complaint was received regarding the manner in which students were asked to leave. Upon investigation it was determined the actions in questions were made by the center’s security staff, not Prairie Village Officers.

### **PUBLIC WORKS**

- Keith Bredehoeft reported the City’s paving project is almost complete - final work on Homestead is waiting for the weather to clear. At the last meeting, residents on Homestead expressed concern with the work adjacent to and impacting their driveways. Mr. Bredehoeft stated Public Works staff has met with these residents and addressed their concerns to the best of its ability.
- The Mission Lane Bridge is open to traffic.

### **ADMINISTRATION**

- Dennis Enslinger asked those individuals attending the Housing Options Tour on Saturday to contact him to confirm their attendance and lunch order. The event will be from 8 am to 4 pm touring four different developments.
- The Environment/Recycle Committee will host its annual environmental forum on Thursday, October 8<sup>th</sup>.
- The State of the Arts reception will be held on Friday, October 9<sup>th</sup> from 6 to 8 pm.
- Chris Engel announced the Sister City will give a presentation and share pictures from the recent trip to Dolyna at the next City Council meeting.
- The West 75<sup>th</sup> Place CDBG project between Booth and Belinder has been recommended for funding by the CDBG Advisory Board. The City requested \$175,000 of the \$250,000 total projected cost and was approved for \$150,000. This is the second largest grant amount being recommended. The project will include mill and overlay, curbing and sidewalks
- Quinn Bennion thanked the Council for their support of staff training and stated the recent ICMA conference attended by he and Dennis Enslinger was excellent.
- He and Dennis will join Mayor Shaffer in Washington, DC later this week to meet with four different congressional offices and staffs as well as two agency visits. The trip is based on a recommendation made to staff during the recent budget discussions.

- The next Council meeting conflicts with the League of Kansas Municipalities meeting that the Mayor, some staff and Council members will be attending. Staff will review the schedule for the conference and determine if the Council meeting needs to be changed or cancelled.
- The Mayor will participate in the annual Lancer Day parade as customary; however, the City will not have a float in the parade as it did last year for the 50<sup>th</sup> anniversary celebration.
- The City has received the promotional information on the NLC prescription program and it will be made available to residents in October.

**OLD BUSINESS**

There was no Old Business to come before the Governing Body.

**NEW BUSINESS**

Ruth Hopkins reported on her trip to Washington, D.C. last week to participate in the NLC Advisory Council meeting. As a part of the meeting those attending were scheduled to meet with their congressional and legislative leadership and given materials covering the League’s position on issues being discussed. After the initial meeting a follow-up meeting was scheduled to discuss the process, which was very effective.

Mrs. Hopkins also advised that the NLC is reorganizing its Enterprise Program and has stated it will provide video links on city’s websites at no cost to cities. She has shared the information with the Communications Committee.

Diana Ewy Sharp acknowledged Mrs. Hopkins’s involvement at the national level and the benefits it brings to the City and thanked her for her excellent representation of Prairie Village.

**ANNOUNCEMENTS**

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

Environment/Recycle Committee	09/23/2009	7:00 p.m.
Council Committee of the Whole	10/05/2009	6:00 p.m.
City Council	10/05/2009	7:30 p.m.

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The Prairie Village Arts Council is pleased to announce an oils exhibit by Harriet Bigham for the month of September.

**Reminder - The Shawnee Mission Education Foundation 17<sup>th</sup> Annual Fall Breakfast is September 24<sup>th</sup> at 7:30 am at the Overland Park Convention Center.**

Prairie Village Peanut Butter Week will be October 5 - 9 this year. Bring some peanut butter to the October 5<sup>th</sup> Council meeting!

Flu shots will be available to Council Members for \$10 on October 22, 2009 from 7:30 - 9:00 a.m. at Public Works or from 2 - 4 p.m. at City Hall. Quinn Bennion noted this would be a regular flu shot and that the City would be receiving the H1N1 vaccine later in the month.

The October exhibit in the R. G. Endres Gallery will be the annual State of the Arts. It will be a juried exhibit and three prizes of \$1,000 will be awarded including the R. G. Endres Memorial Best of Show Award. There will also be a new prize of \$500 - the Viewer's Choice Award. The receptions and awards reception will be held on October 9<sup>th</sup> from 6:00 to 8:00 p.m., with the awards being announced at 7:00 p.m.

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 Council, the meeting was adjourned at 8:55 p.m.

Joyce Hagen Mundy  
City Clerk