

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
June 1, 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 - May 18, 2009
- 2. Approve three VillageFest 2009 contracts.
- 3. Approve the contract with the Shawnee Mission School District for the School Resource Officer Program for the 2009-2010 school year.
- 4. Approve the rejection of all bids received for Project 190653: El Monte Fountain Improvements.
- 5. Approve Revised Final Plat for Walgreens at 95th and Mission Road (Walgreens Redevelopment)

By Committee:

- 6. Adopt Resolution 2009-04 adopting the "Prairie Village Parks Master Plan-2009" to guide the development and funding of future parks and recreation enhancements. (Council Committee of the Whole Minutes - May 18, 2009)
- 7. Approve a revision to the 2009 Prairie Village Fee Schedule to eliminate the Administrative Court Fee of \$15.00. (Council Committee of the Whole Minutes - May 18, 2009)

VI. **MAYOR'S REPORT**

Presentation to Jan Durr, Crossing Guard

Presentation - Pat Daniels and Ken Vaughn for Worn Moccasins

Presentation - Sister City Dolyna Delegation from the Ukraine

VII. **COMMITTEE REPORTS**

Council Committee of the Whole

COU2009-59 Consider Moratorium on Wireless Communication Towers - David Voysey

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

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
June 1, 2009**

The City Council of Prairie Village, Kansas, met in regular session on Monday, June 1, 2009, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Council President Michael Kelly called the meeting to order and roll call was taken with the following Council members present: Al Herrera, Bill Griffith, Ruth Hopkins, David Voysey, Andrew Wang, Laura Wassmer, Dale Beckerman, David Morrison, Charles Clark, Diana Ewy Sharp and David Belz.

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

Council President Michael Kelly led all those present in the Pledge of Allegiance.

PUBLIC PARTICIPATION

A Scout from Troop 395 was acknowledged for his attendance in pursuit of his "Citizenship and the Community" badge.

CONSENT AGENDA

David Voysey moved the approval of the Consent Agenda for Monday, June 1, 2009.

1. Approve Regular Council Meeting Minutes - May 18, 2009
2. Approve VillageFest agreements with the following vendors:

Magician Eric Price - \$275
Clement McCrae Puppets - \$875
Miller Marley Dance Performance - \$100

3. Approve contract with the Shawnee Mission School District for the 2009-2010 School Resource Officer Program
4. Approve the rejection of all bids received for Project 190653: El Monte Fountain Improvements
5. Approve the revised Final Plat for Walgreens at 95th & Mission Road (Walgreens Redevelopment)
6. Adopt Resolution 2009-04 adopting the "Prairie Village Parks Master Plan - 2009" to guide the development and funding of future parks and recreation enhancements.
7. Approve a revision to the 2009 Prairie Village Fee Schedule to eliminate the Administrative Court Fee of \$15.00

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

MAYOR'S REPORT

Presentation to School Crossing Guard Jan Durr

Chief Wes Jordan presented the Department's Supervisory Recognition Award to Mrs. Jan Durr for her exemplary performance, quick and decisive actions while performing crossing guard duties during the morning session at Belinder Elementary School. That morning a police chase of three stolen vehicles passed erratically and at high speed through the crossing area with one vehicle driving up on the sidewalk to pass traffic. Mrs. Durr, having heard the police sirens, quickly shut down the crosswalk, moved all children back from the corner and stopped vehicle allowing the chase to continue without any injury to the children or vehicles near the school. The Department was advised of Mrs. Durr's actions by Lt. Mike Flemming of the Fairway Police Department who was involved in the chase and by grateful parents and staff of Belinder Elementary.

On behalf of the Citizens of Prairie Village and Mayor Shaffer, Council President Michael Kelly presented Mrs. Durr with a plaque commemorating her exemplary performance. Mrs. Durr stated she has enjoyed serving as a crossing guard over the past twenty-five years.

Presentation of the Worn Moccasins Award

City Administrator Quinn Bennion noted approximately six months ago, Pat Daniels had recognized his efforts to get to know Prairie Village by walking the entire City with the presentation of the first “Worn Moccasins” award. Mr. Bennion stated that recently Mr. Daniels met the challenge to walk of every street in the City. He noted that Ken Vaughn had also several years ago completed a walk of all the neighborhoods/streets in the City. Mr. Daniels and Mr. Vaughn were recognized for this achievement and presented by Mr. Bennion with City’s “Worn Moccasin” Award.

Ken Vaughn stated the City has encouraged neighborhood walks for several years and he considers the entire City his neighborhood as he has been actively involved with the City for more than 45 years. He sees this as an excellent way to find out about Prairie Village and to meet its residents.

Presentation by the Sister City Dolyna, Ukraine delegation

Laura Wassmer acknowledged the work of the Sister City Committee, Michael Kelly, the host families and Kansas City International Visitors Council staff that made this visit possible. The host families present introduced their guest Phillip & Becky Needham hosed Viktor Hoshlyk who is a member of the Dolyna Town Council. Cindy Dwigans & AJ Hoyt hosted Nadiya Popovych, who works in finance for the City, and

Tetyana Seniv, works with tourism and museums. Teresa Sullivan hosted Yaroslav Mykhaylovych, an architect and Volodymyr Spodar, Chief of School Districts. Michael and Ellen Riley hosted Igor Yuriyovich.

Barbara Dolci, Executive Director of the International Visitors Council briefly explained the "Open World" program which was sponsoring the visit. Ms Wassmer reviewed the schedule of activities for the delegation including a picnic at Harmon Park on Saturday. Mrs. Ewy Sharp asked if the residents were aware of this event and opportunity to meet the visiting delegation.

Viktor Hoshylyk presented Jeannine Shaffer with a gift from the delegation in appreciation of her and the Mayor's hospitality during this and previous visits. He also presented a formal invitation from Mayor Volodymyr Garazd for Mayor Shaffer and guests to visit Dolyna City from August 18 - 25, 2009, and gifts to each of the Council members.

Vicktor Hoshylyk, Yaroslav Mykhaylovych and Tetyana Seniv shared presentations on Dolyna with the City Council focusing on their backgrounds in government, education, tourism and the arts. Michael Kelly thanked the delegation for sharing parts of their homeland and their lives with the Council.

COMMITTEE REPORTS

Council Committee of the Whole

COU2009-59 Consider Moratorium on Wireless Communication Towers

On behalf of the Council Committee of the Whole, Andrew Wang moved the City Council adopt Ordinance 2195 declaring a moratorium on applications for Special Use

Permits related to wireless communications towers and antennas constructed or installed for use by commercial carriers. The motion was seconded by David Belz.

A roll call vote was taken with the following members voting “aye”: Herrera, Kelly, Wang, Wassmer, Beckerman, Clark, Morrison and Belz and “nay”: Griffith, Hopkins and Ewy Sharp with the ordinance passing by a vote of 8 to 3.

El Monte Fountain

Diana Ewy Sharp stated after the last Council meeting she talked with Mr. Pryzby regarding the possibility of scaling back the proposed work on the El Monte Fountain. They are proposing fixing the sidewalk, removing the bowls from the fountain and adding trees and shrubs to soften the appearance of the island while leaving the statutory in place. She noted \$56,000 of the \$66,000 price tag for addressing the water related issues of the fountain/statutory. Mrs. Sharp asked for Council feedback before presenting the option to the homes association.

Al Herrera stated he sees this action as premature and not fair to the taxpayers. He would like to have more discussion and exploration of options. He feels the homes association should be involved in the process, not simply told this is what the City is doing.

Ruth Hopkins strongly agreed the homes association needs to be involved in this decision and does not feel the City should proceed without their input and further exploration on means to save the fountain.

Andrew Wang asked if the project was scaled back as proposed would that actions preclude completion or restoration of the fountain at a later date. Diana Ewy Sharp stated the City could hold off on demolishing the bowls. Mr. Wang stated he is

hearing a strong desire to restore the fountain to its original condition. Mrs. Sharp questioned where the funding would come from to move forward as designed.

Ruth Hopkins stated she challenged Mayor Shaffer at the last Council meeting to find individuals to spearhead a drive to raise funds to preserve all City statues and fountains. She feels they possess significant historical and artistic value. This has been under discussion for several years and does not support going forward with lesser action.

Al Herrera stated he is a strong proponent for homes associations noting the time and effort City homes associations donate to the City in maintaining and beautifying City islands. He suggested the possibility of seeking corporate sponsorship to ensure the fountain is not demolished.

Michael Kelly stated he would support the idea if the Homes Association is in agreement. Mrs. Hopkins stated the people in the homes association have to be involved in the discussion

Mr. Herrera noted this is not simply a traffic island. It is a mini-park and a unique part of that neighborhood and the lives of the residents. He questions asking the homes association to pay, noting they are already paying through their city taxes.

Michael Kelly stated it appears the Council wants the homes association and the City to come together to determine what should be done, not the City telling them what will be done.

Bill Griffith asked if the City knew where the fountain was leaking. Mr. Pryzby responded the exact location is not known, but it appears to be a piping problem somewhere within the structure. Mrs. Hopkins confirmed the fountain does not have a recirculating pump.

Dale Beckerman stated he is hearing that there should be a meeting with Mr. Pryzby, the park committee and the homes association to first establish what the homes association wants and then move forward from there. He does not support the alternate proposed. He is not comfortable asking the homes association to come up with \$35,000.

Diana Ewy Sharp stated she is seeking from the Council how much more money should be directed for this project.

Laura Wassmer stated she wants full restoration of this very special piece of sculpture and improvements to this island will simply enhance this crown jewel. She would like to see this taken on as a group project seeking multiple resources and individual involvement from the community.

Diana Ewy Sharp asked who is going to spearhead the project. Laura Wassmer suggested that it go back to the statutory committee.

Ruth Hopkins stated she felt Ian did not understand the history or scope of the project, noting this has been an on-going issue and many of the current board members are relatively new. She feels the City should not only be talking with the Board but with members of the homes association.

David Belz understands this has been going on for several years. He does not support the proposed scale back as he views this as a City asset and feels taking such action will be viewed as the City not taking care of their assets. He supports pursuing other entities and options for funding.

Bill Griffith provided a brief history on this issue noting it began several years ago with a direct appeal to the Park & Recreation Committee, they provided the City with written release of ownership, the City budgeted funds for design and the homes

association thought it was taken care of. Then the City backs off unless the homes association agrees to pay more than fifty percent of the cost for repair.

David Morrison would like to see full restoration and acknowledges that it may take additional time to do so. He does not want to see the fountain removed.

Charles Clark stated he felt it would be a mistake not to follow the recommendation of the Park & Recreation Committee.

Dale Beckerman expressed concern with the City being in the business of getting people to donate funds. He supports the homes association seeking donations. Diana Ewy Sharp stated when the homes association turned over ownership but of the agreement was that they fund part of the cost. Mr. Pryzby clarified the City sought ownership because it did not feel it was appropriate for the City to repair property not owned by the City.

Al Herrera noted the homes association did what was requested and feels it is unfair for the City to not follow through. He questioned how the Council could justify new development if it could not maintain what it has.

Bob Pryzby stressed the City does not intend to demolish the statue.

Laura Wassmer noted several years ago the City determined owners were responsible for the maintenance of the trees on the right-of-way, but acknowledging that they were not being cared for and were reflecting poorly on the City, the City set aside money and established a tree maintenance program. She feels the City has the same responsibility to maintain its islands and statues.

Michael Kelly stated he was hearing a consensus for preserving the fountain. Charles Clark questioned the City spending \$50,000 against the recommendation of the

Park & Recreation Committee. Ruth Hopkins questioned whether the committee was viewing this as a park.

Ruth Hopkins moved the City Council proceed with the repair of the El Monte Fountain as designed with funding from the City's Contingency Fund. The motion was seconded by Bill Griffith.

Quinn Bennion noted the bids received for this project are past their expiration date and are no longer valid. Bob Pryzby stated the low bidder is still interested in the project.

Dale Beckerman stated he would be voting against the motion as he sees two important issues as unresolved. First, he feels it is important to see what the homes association can do relative to funding and secondly, funding alternatives need to be explored.

The motion was voted on and defeated.

STAFF REPORTS

Public Safety

- Chief Jordan announced there would be a protest taking place on Saturday morning, June 6th at the synagogue at 75th & Nall in response to the recent ruling by the supreme court on gay marriage. There are also plans for a counter protest at the same location. The Department is working with both groups to ensure an orderly protest.
- The Special Olympics Sports Run will take place on Tuesday, June 2nd. This year's event will travel through part of Prairie Village. City Administrator Quinn Bennion and several police personnel will be participating.

Public Works

- Bob Pryzby reported a Project Manager has been hired and will begin work on Monday, June 29th.
- All of the City pools are open, except for the slide pool which will be open by the end of the week.
- Mr. Pryzby provided a brief update on current street and storm drainage projects noting that all were on schedule. He noted that most of the Mission Lane Bridge has been demolished as work continues on that project.

Administration

- Chris Engel reported that 174 super passes have been sold covering more than 570 Prairie Village residents.
- Dennis Enslinger thanked the Council for their support of the Prairie Village Arts Show which was held last weekend. The Gallery open house for the June exhibit will be held on June 12.
- Quinn Bennion announced the sale of the Corinth and Prairie Village Shopping Centers to LANE4 Property Group is complete. Mayor Shaffer and staff will be meeting with the new owners on Friday, June 5th.
- The City will begin paperless payroll with this pay period. Any Council members receiving a communications stipend need to make sure they have completed the necessary paperwork for direct deposit.
- Next Monday, June 8th, the City Council will meet for a budget work session beginning at 6 p.m.

OLD BUSINESS

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

NEW BUSINESS

Bill Griffith

Michael Kelly noted this was Councilman Bill Griffith's last meeting. Mr. Griffith stated that his family is moving to a larger home outside Prairie Village. He has enjoyed his almost twelve years representing Ward 1 and working with past and present staff and Council members. In closing, he noted the commitment and professionalism of the City's staff and stated he will miss serving on the City Council.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Planning Commission	06/02/2009	7:00 p.m.
Council Work Session on 2010 Budget	06/08/2009	6:00 p.m.
Sister City Committee	06/08/2009	7:00 p.m.
Council Committee of the Whole	06/15/2009	6:00 p.m.
City Council	06/15/2009	7:30 p.m.

The Prairie Village Arts Council is pleased to announce a photography exhibit by L. Daniel Compton for the month of June. The reception will be held on June 12th from 6:30 - 7:30 p.m.

Recreation memberships are on sale in the City's Clerk's office. The pool is open.

Don't forget VillageFest on July 4th!

The 50th 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 9:30 p.m.

Joyce Hagen Mundy
City Clerk