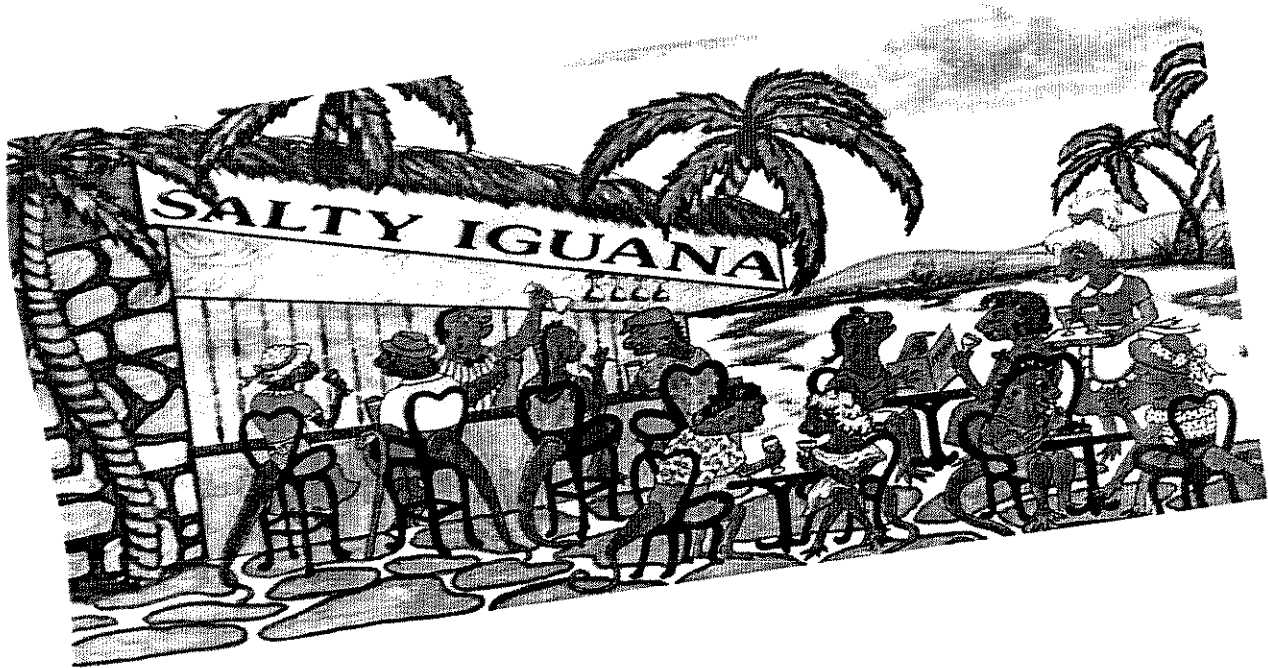


City Council Meeting

August 20, 2007



Dinner

provided by:

SALTY IGUANA

Burritos and Enchiladas

Beans and Rice

Iguana dip,

Chips and sauce

COUNCIL COMMITTEE

**August 20, 2007
6:00 p.m. Council Chamber**

Agenda

ANDREW WANG, COUNCIL PRESIDENT

CONSENT AGENDA

**COU2006-57 Continue Special Use Permit for Communications
Antenna at 7700 Mission Road**

MEETING AGENDA

COU2007-51 Consider Village Vision Implementation

**Action Item: Develop design style guide to create
housing that ... is sensitive to the character of existing
neighborhoods
Laura Wassmer**

**COU 2006-05 Consider Committee Structure
Barbara Vernon**

**COU2007-53 Consider EasyRide Program
Doug Luther**

CONSIDER COMMITTEE STRUCTURE**Background**

Two years ago Council members decided they wanted to spend more committee time together discussing major issues related to the future of the City. Committee Structure was considered at the May 1, 2006 Council Committee of the Whole meeting (see attached minutes). A motion to suspend the current structure of Legislative/Finance and Policy/Services (first Monday meeting) and Council Committee (second Monday meeting) was approved. Council approved meeting as the Council Committee on both Mondays for a six month period .

The issue was considered again at a meeting of the Council Committee on November 6, 2007 (agenda information and minutes attached). A motion approved at that meeting extended the trial period through July, 2007.

Purpose

The purpose of trying a new committee structure was to determine whether a different structure would make it possible for elected officials to spend more time considering major issues as a group. Under the structure established by ordinance, a member from each Ward is assigned to either Legislative/Finance Committee or Policy/Services Committee. Elected officials received agenda information and minutes from both committees but participated in discussion and recommendation only in the committee to which they were assigned. Some Council members were concerned because they felt they did not have enough information about committee recommendations.

During this trial period, staff listed routine agenda items such as project change orders and minor agreements on the Committee's Consent Agenda . This use of that meeting format made it possible for officials to focus discussion time on policy issues while continuing to receive information and vote on routine decisions that require action. The format also gave elected officials the opportunity to be involved in and listen to discussions of every agenda item.

Since 2000, major policy issues developed during Council work sessions have been assigned to the Council Committee agenda. Some of these items which had been on the agenda for several years were resolved or deleted as not practical during the past year. Staff initiatives considered but not resolved in the past, such as the sidewalk policy, were also considered and resolved using this new structure.

Concerns expressed during previous discussions about changing the structure

- 1) Too many agenda items, there will not be time for discussion.
This does not appear to be a problem. Use of the Consent Agenda has helped. Discussion of major policy issues has resulted in positive results in terms of new policies and direction.

- 2) Previous system provides opportunity to focus on areas of expertise.
During the past few years ad-hoc committees have been developed by the Council as a result of specific interest in an issue and/or at the request of constituents. These committees attract elected officials interested in the subject matter and those individuals with technical experience and knowledge of the subject. Examples of these committees include: Community Center Committee, Finance Committee, 75th Street Corridor Committee, Executive Selection Committee, Sister City Committee, Environmental Committee, Homes Association Committee and several others. These committees research and study a specific issue before making a report for Council consideration. Some of these special issue committees are disbanded after their recommendations are made.

- 3) Some elected officials felt the previous system provided more in-depth understanding of one-half of the City's issues. Others reported they felt information was limited under the old structure.

- 4) The new system will not allow time for adequate discussion of the Annual Budget.
The budget was completed without the additional meeting dates which had been scheduled.

Ruth Hopkins made the following motion, which was seconded by Diana Ewy Sharp and passed unanimously:

RECOMMEND THE CITY COUNCIL APPROVE AN INTERLOCAL AGREEMENT WITH THE CITY OF OVERLAND PARK FOR PROJECT 190850: REEDS STREET - 69TH TO 71ST STREET AND THE TRANSFER OF \$185,370 FROM CAPITAL INTRASTRUCTURE PROGRAM PROJECT 190851 TO PROJECT 190850

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

COU2006-05 Consider Committee Structure

Barbara Vernon provided background on past committee structures, noting initially the Council did not meet in committee, but considered everything at Council meetings. At about the same time, as Council meetings became televised, four committees were formed: Public Works, Public Safety, Finance and Administration. These committees met after the Council meetings. There also was a personnel committee that met before Council meetings. The Council later felt it wanted more time to consider big issues as a whole and the current committee structure was adopted. She noted at the April meeting of the Council Committee of the Whole, concern was raised by several council members that they did not feel the Council was spending sufficient time on big issues.

When the concept of changing the committee was discussed earlier, one of the concerns expressed by Council members was if there would be sufficient time. Mrs. Vernon advised the Council that consent agendas can also be used on the committee level. An example would be the consideration of related interlocal agreements on projects already approved such as the committee just completed, or at the next Legislative/Finance Committee item one of the agenda items is consideration of the addition of an ice cream cup to the concession menu, which would be a consent agenda item. The Consent agenda would work the same as it does at the Council meeting level allowing committee members to remove items they wish to discuss.

Mrs. Vernon also noted the change in committee structure could be done on a trial basis for six months and then be revisited.

Bill Griffith stated he was not totally opposed to the concept; however, he thinks the current structure allows Council members to focus on areas of their expertise or experience. For example, he is more comfortable dealing with financial matters than with street projects.

He questioned if it would result in more "rubber stamped" votes with council members not feeling qualified to act on certain issues.

David Belz stated his support for the idea noting the primary opportunity for councilmember input is at the committee level. He stated you can read minutes and ask questions, but it isn't the same. He stated he has followed the recommendation of a committee when he had questions because he trusted their judgment, but he feels with more people having input you will have better decisions. Mr. Belz noted that although he states he is more comfortable with finance issues, no one asks more Policy/Services questions at the council level than Mr. Griffith. He agreed with Mrs. Vernon that there are a lot of Policy/Services items that could be placed on a consent agenda.

Diana Ewy Sharp stated she agreed with Mr. Griffith regarding the ability to use one's strengths and interests under the current committee structure. She feels getting twelve individuals to come to a decision will logistically be a challenge. She noted it was difficult sometimes for the six persons on Legislative/Finance to reach an agreement, and sees getting twelve persons to agree would be both difficult and time consuming. She does agree with the use of a consent agenda at the committee level and recognizes that it would save some time, but she does not totally support the concept.

Mr. Griffith asked how Council Committee of the Whole assignments were determined. Mrs. Vernon responded they are both calendar driven and issue driven. Items needing faster action and items with possible controversy and/or wide community interest are normally included on this agenda.

Wayne Vennard stated he doesn't see the existing structure as being broken and in need of change.

Laura Wassmer agreed with Mrs. Ewy Sharp that twelve people discussing every item will be logistically difficult and may even allow even less time for discussion of big issues. She would support trying the change but is skeptical of it working unless there is a limit on the amount of discussion.

Ruth Hopkins stated she has mixed feelings on the concept. She noted it came about because of the limitations caused by the current structure in allowing everyone access to needed information thus putting some Council members at a disadvantage because of their limited exposure to information. She stated her biggest fear is that people will be less likely to talk in a larger group.

Pat Daniels stated he doesn't feel compelled to be involved in everything, but would support the action on an experimental basis.

Bill Griffith asked if making the change would be difficult. Barbara Vernon responded the change can easily be made for a temporary period of time; but noted, if it is continued, the municipal code which establishes committee structure, would need to be revised by ordinance.

David Belz made the following motion, which was seconded by Pat Daniels:

**RECOMMEND THE CITY COUNCIL SUSPEND WITH THE
LEGISLATIVE/FINANCE AND POLICY/SERVICES COMMITTEE
MEETING AND USE COMMITTEE OF THE WHOLE FOR A
SIX MONTH TRIAL PERIOD**

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

Andrew Wang confirmed that no other action would be necessary to return to the existing structure after six months. Ruth Hopkins confirmed that the change could be made earlier if the new structure was not working. Mrs. Vernon noted that this time of the year the Council generally meets primarily as a committee of the whole to consider the City budget.

The motion was voted on and passed by a vote of 11 to 1 with Mr. Herrera voting "nay".

COU2006-02 Consider 2007 Capital Equipment Program

Doug Luther stated for the past several years, the City Council has reviewed a capital equipment budget prior to considering individual program and operating budgets. This allows the Council to review plans for major capital equipment purchases early in the budget process. Capital Equipment is defined by policy as any single item with a value of at least \$1,000 and an expected useful life of more than one year.

Mr. Luther noted most of the items in this year's budget are planned replacement requests. The following new purchase requests have been submitted by the Police and Public Works Departments:

Police Department

Laser Gun - \$3,500

The City currently has one Laser Gun assigned to the Traffic Unit. This purchase would add a new Laser radar gun to the City's inventory, providing both motorcycle officers assigned to the Traffic Unit with laser radar guns. Mr. Luther noted that unlike traditional radar, these guns can determine the speed of a specific vehicle, even when it is traveling in a cluster of other vehicles.

2 Motorcycles - \$6,000

The Police Department's Traffic Unit utilizes two Harley-Davidson motorcycles which were purchased when the unit was created in 2005. Through a program offered by Harley-Davidson, these motorcycles may be replaced every two years at a cost of \$3,000 each. By taking advantage of this program, the City can continue to have its motorcycles fully covered by a manufacturer's warranty and obtain new vehicles every two years. The cost to purchase a new motorcycle is approximately \$13,000.

Public Works

4 New PC Workstations for Crew Leaders

COU2006-05 CONSIDER COMMITTEE STRUCTURE

Background:

The Committee system in Prairie Village started more than thirty years ago. For the first several years, Committee meetings were held after Council meetings. The Public Works Committee and the Public Safety Committee met on the first Monday night of each month. Each Council Ward had one member on one committee and the second member on the other committee. The Personnel Committee and the Administration Committee met on the third Monday of the month, with a member from each Ward on each of the two committees.

In 1984 Mayor Taliaferro and Council members decided they wanted one committee meeting each month which all could attend to consider issues of general importance.

They changed the committee system to have a Legislative/Finance Committee meeting and a Policy/Services committee on the first Monday of each month. Every Ward had one member on each of the two committees. The third Monday committee meeting was the Council Committee of the Whole which included all Council members. They also changed the time from after Council meetings to before with a meal provided by the City.

Two years ago the Council, during a day-long work session, decided they needed more time to talk about larger issues related to the future of the City. After talking about the concept, the Council agreed to a six month trial of Council Committee meetings only. That trial period ends in December.

One of the concerns expressed before the trial period began was there would not be time to thoroughly discuss the issues with only two committee meetings. That has not been the case. We began using the Consent Agenda for Council Committee meetings for routine items that would have taken fifteen minutes to explain and vote on in the previous system. During the past five months you have considered most of the items listed as issues on Council agenda and have not had to postpone any agenda items or extend meeting times.

Members of the support staff were recently asked their opinion of this system. They think it is an improvement.

Recommend Council compare the committee structure as it is listed in the Municipal Code: Policy/Services, Legislative/Finance, and Council Committee of the Whole with the structure used during the past several months.

ARTICLE 8. COMMITTEES

- 1-801. GOVERNING BODY; PERMANENT STANDING COMMITTEES; ESTABLISHED. The following committees are established as permanent standing bodies to the governing body:
- (a) Policy/Services Committee;
 - (b) Legislative/Finance Committee;
 - (c) Park and Recreation Committee;
 - (d) Council Committee of the Whole.
- (Code 1973, 2.40.010; Ord. 1875, Sec. 1)
- 1-802. COMPENSATION. No member of either a standing committee or a primary subcommittee shall receive compensation for serving on a committee unless compensation is approved by an ordinance of the governing body. (Code 1973, 2.50.010)
- 1-803. POLICY/SERVICES COMMITTEE; MEMBERSHIP, DUTIES AND MEETINGS.
- (a) The policy/services committee shall consist of six members of the city council appointed by the mayor for a one-year term. The mayor shall designate two members of the committee to serve as co-chairperson. In addition, the membership shall include the mayor as ex-officio member.
 - (b) The policy/services committee shall meet once each month at a regularly scheduled time and place which will be posted in the municipal building. The policy/services committee may also meet at such times and places as shall from time to time be designated by the governing body and/or the chairperson of the committee.
 - (c) The policy/services committee shall make recommendations to the governing body on matters pertaining to: construction projects if the project has been included in the capital expenditure plan, public safety, petitions for new services, council policies, personnel policies, changes to city services or new services. The policy/services committee shall also serve as the final appeal board on employee grievances.
- (Code 1973, 2.40.020; Ord. 1875, Sec. 1)
- 1-804. LEGISLATIVE/FINANCE COMMITTEE; MEMBERSHIP DUTIES AND MEETINGS.
- (a) The legislative/finance committee shall consist of six members of the city council appointed by the mayor for a one-year term. The mayor shall designate two members of the committee to serve as co-chairperson and, in addition, the membership shall include the mayor as ex-officio member.
 - (b) The legislative/finance committee shall meet once each month at a regularly scheduled time and place which will be posted in the municipal building. The legislative/finance committee may also meet at such times and places as shall from time to time be designated by the governing body and/or the chairperson of the committee.
 - (c) The legislative/finance committee shall make recommendations to the governing body on matters pertaining to: proposed legislation, city codes, ordinance changes, regulation of franchise agreements, zoning and land use planning, interlocal agreements, service agreements, grants, assistance programs, wage/salary ordinance, employee benefit programs, financial planning, investment of city funds and audits of city records.
- (Code 1973, 2.40.030; Ord. 1875, Sec. 1)
- 1-806. COUNCIL COMMITTEE OF THE WHOLE; MEMBERSHIP, DUTIES AND MEETINGS.
- (a) The council committee of the whole shall consist of 12 members of the city council. The council president shall serve as chairman of the council committee of the whole.
 - (b) The council committee of the whole shall meet once each month at a regularly scheduled time and place which will be posted in the municipal building. The council committee of the whole may also meet at such times as shall from time to time be designated by the governing body and/or the chairperson of the committee.
 - (c) The council committee of the whole shall make recommendations to the governing body on matters pertaining to: issues where a public hearing is necessary to solicit citizen's input on an issue, long-range planning, the city's budget, capital expenditure plan, policy issues of a major impact and items that need to be expedited.
- (Code 1973, 2.40.050; Ord. 1875, Sec. 1)

MISSION TO NALL AVENUE RESURFACING AND THE TRANSFER OF \$13,500 FROM THE GENERAL FUND CONTINGENCY TO THE CAPITAL INFRASTRUCTURE PROGRAM

The motion was voted on and defeated by a vote of 4 to 7 with the following votes cast: "aye" Wang, Clark, Ewy Sharp & Belz and "nay" Herrera, Hopkins, Voysey, Kelly, Wassmer, Daniels and Vennard.

COU2006-05 Consider Committee Structure

Barbara Vernon reviewed the history of council/committee for the City. In 1984, Mayor Taliaferro and Council members decided they wanted one committee meeting each month which all could attend to consider issues of general importance. They changed the committee system to have a Legislative/Finance Committee meeting and a Policy/Services committee on the first Monday of each month. Every Ward had one member on each of the two committees. The third Monday committee meeting was the Council Committee of the Whole which included all Council members. They also changed the time from after Council meetings to before with a meal provided by the City.

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One of the concerns expressed before the trial period began was there would not be time to thoroughly discuss the issues with only two committee meetings. That has not been the case. We began using the Consent Agenda for Council Committee meetings for routine items that would have taken fifteen minutes to explain and vote on in the previous system.

Mrs. Vernon reported during the past five months the Council has considered most of the items listed as issues on Council agenda and have not had to postpone any agenda items or extend meeting times. Members of the support staff feel this system is an improvement.

Ruth Hopkins stated she supports returning to the former committee structure. She acknowledged that in the past months she has learned a lot on many issues but does not feel she acquired the depth into the issues that was obtained under the former committee structure. She would rather understand one-half of the issues really well than to understand everything half as well. Charles Clark agreed with Mrs. Hopkins.

Michael Kelly stated he had not participated in the former structure, but he feels he would miss the opportunity for involvement in all issues and feels he gets enough information to understand the issues and would support remaining with the current committee structure.

Al Herrera stated he felt with the two different committees he was able to dissect the information more and had a more detailed understanding on which to base recommendations. He feels under the current structure there is not the opportunity to delve into issues to gain a deeper understanding. He would like to return to the former committee structure.

Diana Ewy Sharp stated she initially was very strongly opposed to the new structure expressing concern that the Council would not be able to cover all the items/issues necessary. She acknowledged with the use of the consent agenda for routine items and David Belz direction the council has finally been able to discuss more of the large picture items. She noted, however, that she was not sure how the structure would work during budget review and suggested that perhaps it only be continued for another six month period.

Laura Wassmer stated she favors the current structure and feels it has been very productive for the Council. She likes being able to participate in discussion of all the items on the agenda. She agreed that under the former structure the committee was able to discuss items in more detail, but also noted that sometimes the committee would spend 20 minutes on minutia. She appreciates having everyone's input and point of view and is not sure that would occur under the former structure. She noted if items needed more depth the time is available to delve into them in more detail.

David Belz stated he liked the new committee structure from the beginning as it gives everyone a chance to weigh in on every issue. He noted in the past he hasn't wanted to bring up questions on another committee's recommendation that he would ask under the current structure. He likes having everyone at the same level and does not feel the larger group setting or environment stifles discussion.

Diana Ewy Sharp made the following motion, which was seconded by Wayne Vennard and passed by a vote of 9 to 2 with Al Herrera and Ruth Hopkins voting "nay":

**RECOMMEND THE CITY COUNCIL CONTINUE UNDER THE
CURRENT COMMITTEE STRUCTURE MEETING ONLY AS A
COMMITTEE OF THE WHOLE UNTIL JULY, 2007.**

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

L Council President asked if there were any additional items the Council wanted to discuss at this time. Bob Pryzby noted he did not have time to respond to the petition by the residents on Briar to not have sidewalks constructed.

Pat Daniels moved the Council proceed without the proposed construction of sidewalks on Briar Street in conjunction with the schedule road resurfacing.

Easy Ride Program

Easy Ride is a transit program sponsored by local governments, Johnson County Transit, and the Mr. Goodcents Foundation. The purpose of this program is to provide free, point-to-point bus service for senior citizens. Currently, several Northeast Johnson County cities participate in the program. In these communities, the city's cost for the program is approximately \$1 per resident. The service currently operates three days per week and is administered by Johnson County Transit, utilizing "JO" buses and drivers.

Transit issues appear in several locations throughout the Village Vision Strategic Investment Plan. Two Village Vision action items which may be addressed by a program such as Easy Ride include:

Short Term Action item:

"Participate in region-wide initiatives to assess and implement public transit improvements"

Mid Term Action Item:

"Ensure that seniors and residents with special needs have adequate transportation opportunities through public transportation as well as specialized vans, shuttles, or taxi services."

If Prairie Village were to participate in the Easy Ride program, the next step would be to conduct a needs assessment in order to determine potential demand for the program and work with a task force or ad-hoc committee to develop program details such as a budget, schedule, and route system specific to the needs of Prairie Village's senior citizens.

The attached information outlines the process which has been used in other communities to establish an Easy Ride program.

Mr. Goodcents Foundation

Community Transportation Model

EasyRide – A Good Ride for Seniors!

Statistics: On average 20% of the population of any community is over the age of 50. On average 10% of the population of any community is over the age of 65. As one ages, the ability to drive is reduced: Loss of night vision; slower reaction time; physical and mental disabilities; and more. As these aging processes occur, many face the decision of driving unsafely, depending on family and friends or moving from the home they love. Even if seniors move, the question remains how do they move about the community?

History: ‘Good Ride’ was a model for helping seniors reach doctors appointments, shopping, banking and social activities. In 2003, the cities of Merriam, Mission, Fairway, Roeland Park and Westwood listened to their growing population of seniors who asked for help. The cities in cooperation with Johnson County, volunteers, the seniors and the Mr. Goodcents Foundation evolved the ‘Good Ride’ model into ‘*EasyRide*. ‘

‘*EasyRide* – a Good Ride for Seniors!’ The *EasyRide* model provides many unique opportunities for communities:

- The first step is the community approves forming a ‘volunteer’ task force to quantify senior transit needs; develop a solution; and create a budget and 5-year plan to meet the transit needs of the seniors in the community.
- The second step is appointing the task force representing the community. Members would include –
 - Individual who understands the budget and planning needs of the community.
 - Individual who represents the transit provider.
 - Individuals representing those in need.
 - Individual representing the high school(s) providing opportunities for intergenerational support and community service.
 - Individuals representing the community and business interests.
- The third step is conducting a survey of those potentially in need. NOTE: Seniors represent the largest group. Some communities choose to survey those with disabilities or low income, too.
- The fourth step is to analyze the survey results, quantify the needs and to develop plans and solutions to meet those needs.
- The fifth step is to report to the community the results, a proposed budget and 5-year plan.
- The sixth step is community review and approval of the budget / 5-year plan.

- The seventh step is for the task force to implement the approved budget/plan which includes scheduling service levels/area, timelines and duties for implementation, marketing and launch of service.
- The eighth step is the task force monitors and adjusts model as local demands require. This is an on-going process that includes service expansion, modification and enhancements; budgeting/reporting as needed; and resolving rider issues.

Strength of the Model: The success of this model is found in the following areas:

- The program has local control – service levels, service areas and issue disputes are handled locally.
- The Transit provider handles the administrative burden of asset management, labor and fleet management allowing local efforts to focus completely on service.
- The cost is relatively minor. Currently, two days of service, five-hours per day, 52 weeks a year of door-to-door service is approximately \$40,000.
- Improves the health of seniors. Depression and isolation are two very real health issues facing seniors living in need of transportation. The ability to interact with high school students, other seniors and reach needed service is freedom that minimizes these health issues and creates a better community.

Local Control: Because the model is built upon the local control of the community's task force the community has complete control over:

- Days and hours of service.
- Area(s) of service.
- Cost of service. NOTE: The model is built upon 'free' or 'donation only' costs to the rider but the community determines this level of contribution. Reason for model being 'free' was to create a helping community environment for the riders and not to embarrass any rider who may be limited in their ability to pay.
- Issues are resolved locally making this a 'neighbor-helping-neighbor' program where issues are not allowed become problems.

Summary: Facts –

- We will experience the single largest graying of our communities ever seen.
- We can create communities where people can live independently longer and it begins with safe, dependable transportation.
- Communities are 'better' at helping their neighbors than others.
- Today is a better time to start than later because it takes time to understand the needs and help those who have given so much.

Easy Ride Offers New & Expanded Services in NEJC

Previously the service was provided to those who were 50 years of age and older, as of July 2nd the service will expand to the general public.

Johnson County Transit (JCT) in partnership with the cities of Merriam, Mission, Roeland Park, and Fairway is pleased to announce the new and expanded EasyRide services for the residents of those communities.

The new service began on Monday, July 2nd. It will operate Monday through Friday between the hours of 9:00 am to 3:00 pm. Previously the service was provided to those who were 50 years of age and older, as of July 2nd the service will expand to the general public. Riders that are 12 years of age and under must be accompanied by an adult.

The fare for ages 13 to 49 is only \$1.00 for all day. Children 12 and under and adults 50 years of age and older travel for free.

The EasyRide service will continue to pick up riders at the curb of the rider's

home or at the curb of the business they are traveling to. Ride reservations are made by calling 913-397-7300. The service area will be the same with Switzer Road being the West boundary and State Line being the East boundary. The Johnson - Wyandotte county line will be the northern boundary. Shawnee Mission Parkway will serve as the Southern boundary with an exception between Lamar and Nall and Lowell and Antioch. At these locations EasyRide will go to 67th Street. EasyRide will make stops between Switzer Road and Antioch on 75h Street. This includes all of Shawnee

Mission Medical Center. All trips must be within the designated service area. Effective July 2nd, Easyride will no longer serve KU Medical Center.

With the expanded service, EasyRide provides more opportunities for the residents of these communities to select what day they want to take the bus to shop, go to the barbershop, visit a friend, or enjoy local pools and community centers.

For more information call 913-397-7300, or go to www.thejo.com.

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Monday, August 20, 2007
7:30 p.m.**

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

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 – August 6, 2007
2. Claims Ordinance 2641
3. Approve the renewal of the 60 month SmartTrunk Service Agreement with AT&T.
4. Approve Construction Change Order #3 with J. M. Fahey Construction Company in the amount of \$5,934.00. Funds are available in the Capital Infrastructure Program under Project 190860 – 2007 Paving Program Construction.
5. Approve the agreement with the Johnson County Airport Commission for use of the New Century Airport for snowplow training by Public Works employees at a cost of \$50 per day.

By Committee:

6. Approve Amendment to the Construction Agreement for Prairie Village Project 190708: (SMAC Project BC-11-056) increasing the SMAC funding commitment not to exceed 75% of the estimated construction cost of \$2,720,600. (Council Committee of the Whole Minutes – August 6, 2007)
7. Direct the Planning Commission to study the City's zoning regulations to address those items identified by the Village Vision for action by the Commission in 2007.
 - To reflect contemporary land use
 - To allow more residential, commercial office
 - To permit higher residential densities and mixed uses
 - To allow for a greater variety of housing types(Council Committee of the Whole Minutes – August 6, 2007)
8. Adopt an ordinance adding a new Article 9, to Chapter 4 of the Code of the City of Prairie Village entitled "Association Notification of Construction Activity." (Council Committee of the Whole Minutes – August 6, 2007)
9. Authorize the current Ad-Hoc Homes Association Committee be established as a formal committee of the City.(Council Committee of the Whole Minutes – August 6, 2007)

VI. STAFF REPORTS

- VII. COMMITTEE REPORTS
 - Village Vision – 75th St Corridor Committee – Pat Daniels
 - Prairie Village Arts Council – Committee – David Belz
- VIII. OLD BUSINESS
- IX. NEW BUSINESS
- X. ANNOUNCEMENTS
- XI. 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

CONSENT AGENDA

CITY OF PRAIRIE VILLAGE, KS

August 20, 2007

**COUNCIL
CITY OF PRAIRIE VILLAGE
August 6, 2007
-Minutes-**

The City Council of Prairie Village, Kansas, met in regular session on Monday, August 6, 2007, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Mayor Ron Shaffer called the meeting to order with the following Council members present: Al Herrera, Bill Griffith, Ruth Hopkins, David Voysey, Michael Kelly, Andrew Wang, Laura Wassmer, Pat Daniels, Charles Clark, Wayne Vennard, Diana Ewy Sharp and David Belz.

Also present were: Barbara Vernon, City Administrator; Katie Logan, representing the City Attorney; Wes Jordan, Chief of Police; Bob Pryzby, Public Works Director; Doug Luther, Assistant City Administrator; and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all present in the Pledge of Allegiance.

PUBLIC PARTICIPATION

Mayor Shaffer noted two new changes to the regular agenda. Public Participation will be limited to general comments. Those individuals wishing to address an item on the agenda will be heard in conjunction with discussion on that item. Staff reports will be added to the agenda to allow department managers the opportunity to update the Council. This will be added prior to committee reports.

There was no one present to address the Council. Mayor Shaffer acknowledged the attendance of Boy Scout, Jack McGinnis, from Troop 282 attending for his "Citizenship in the Community" merit badge requirement.

PRESENTATION

Chief of Police Wes Jordan congratulated and introduced to the City Council officers receiving recent promotions in the Police Department. Chief Jordan reviewed the three to four month review process undertaken for promotions noting staff is evaluated on seven areas:

- Written test prepared by the International Association of Chiefs of Police
- Interview with a professional interview board made up of area police personnel
- Interview with Civil Service Commission
- Educational background
- Seniority
- Past two years of performance evaluations
- Positional Evaluation by current supervisors

Chief Jordan commended the following individuals on their promotions:

Captain Wes Lovett, Corporal Ivan Washington, Sergeant James Carney, Corporal Dan Stewart and Communications Supervisor Tim Kobe.

CONSENT AGENDA

Andrew Wang moved the approval of the Consent Agenda for Monday, August 6, 2007:

1. Approve Regular Council Meeting Minutes - July 16, 2007
2. Authorize an agreement with MHM Resources to administer the Section 125 Medical and Dependent Care Expense Benefit for the remainder of 2007 (September 2007 - December 2007)
3. Approve Engineering Change Order #3 with the Larkin Group in the amount of \$2,834.56 for Project 190709 - 83rd Street and Delmar drainage and engineering
4. Ratify the Mayor's appointment of Angi Jones and Christina Hoffman to the City's Prairie Village Arts Council for a three-year term ending April, 2010.
5. Approve a contract with The New Theatre Restaurant for the Employee Appreciation Dinner scheduled for February 2, 2008.
6. Ratify the Mayor's appointment of Daniel P. Anderson and Kyran Wilson to the City's Prairie Village Arts Council to complete unexpired terms ending April, 2009.
7. Approve Construction Change Order #2 to William White & Sons Construction Company for an increase of \$48,669.47 for Project 191017: 2007 Concrete Repair Program and authorize the transfer of \$2608.76 from Project 191001: ADA Improvements and \$21,094.21 from Sidewalks Unallocated
8. Approve Option B granting a 16-month renewal with United Health Care with no plan changes for employee health insurance coverage through December, 2008 with a premium increase of 6%.

9. Approve the renewal of the current dental insurance plan provided by Delta Dental of Kansas with no change in benefits for a 16-month renewal through December, 2008 with an 11% increase in premiums.
10. Approve a 16-month renewal expiring in December, 2008, through UHC/Spectera with no change in premiums.
11. Approve retaining The Standard for life and AD&D insurance coverage with no change in premium and convert to a January-December plan year.
12. Approve the current long term disability insurance plan provided by The Lincoln Financial Group with no change in premium and convert to a January-December plan year and continue the current long term care insurance plan provided by UnumProvident with no change in premium converting to a January-December plan year.
13. Adopt an ordinance establishing an Equipment Reserve Fund and authorize the transfer of \$250,000 from the General Fund to the Equipment Reserve Fund during 2008.
14. Approve the creation of an Ad-Hoc Overview Committee consisting of one member from the Parks and Recreation Committee, Tree Board, Arts Council and Homes Association Board as an Overview Committee on the infrastructure of all city-owned islands and property with responsibility to ensure the beauty and charm of the city-owned property by providing guidance on the operation, maintenance, repair, changes and improvements to the Public Works Director.

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

COMMITTEE REPORTS

Park & Recreation Committee Consider Harmon Park Tennis Courts

Last month the Council was advised of recent vandalism in the City's parks at the tennis courts. Mrs. Ewy Sharp noted the police have increased patrols at the parks in an effort to address this problem. However, youth have damaged two net posts making four courts at Harmon Park unusable. Mr. Pryzby has received an estimate of \$10,000 for the replacement of these posts with the new style sleeve posts used on the Windsor and Meadowlake Courts. These will be less costly to repair in the future. Mrs. Ewy Sharp noted funds are not available in the current budget for this work and stated she has been unsuccessful in finding other sources for funding. Because of the high

demand for these courts, she is requesting funding from the general contingency fund for immediate replacement of these posts.

Diana Ewy Sharp moved the City Council allocate \$10,000 to replace the damaged tennis court posts on the Harmon Park Courts with funding from the general contingency fund. The motion was seconded by Ruth Hopkins.

Wayne Vennard confirmed the City requested bids for the work. Andrew Wang asked how long the work would take and what would be the impact. Mr. Pryzby responded the process would take 30 days and he expects the courts to be ready for play by the end of September.

Joyce Hagen Mundy stated the USTA Tournament scheduled for the courts this weekend will be able to be held with the use of the four Shawnee Mission East practice courts. She noted the schools will begin tennis team practices in mid-August.

Wes Jordan reported the extra patrols in the parks apprehended two youth on the Windsor Park courts. The motion was voted on and passed unanimously.

Executive Search Committee Report

Mayor Shaffer reported the City Administrator ad has been published in professional publications and on-line. The position brochure has been completed and copies are being mailed to the City.

Staff Reports

Public Works

- Crews are micro-surfacing Mission Road - 83rd to 95th Street. They will do one side at a time. The schools have been notified of the upcoming work.
- The Tomahawk Bridge project is moving along -
- Harmon Park Rain Garden is under construction off Delmar
- Updates on all City projects can be found on the city's website "Orange Barrel Report"

Public Safety

- Chief Jordan reported first half crime statistics reflect crime remains down in both Mission Hills and Prairie Village; although there has been an increase in auto thefts over the past two months
- Captain John Walter gave the Council an update on the Liz Wilson hearings that are being held and answered questions.

Public Hearing on 2008 Budget for City of Prairie Village

Mayor Shaffer temporarily adjourned the City Council meeting for the published 8 p.m. Public Hearing on the 2008 City Budget and called upon Assistant City Administrator Doug Luther for a presentation on the budget.

The City's Budget represents the financial plan for the City for 2008, provides guidance to department managers, communicates the City's financial condition and presents the Governing Body's vision for Prairie Village. The budget process began with the establishment of goals and priorities by the Governing Body. During six budget work sessions the Council reviewed the proposed budget for every city department and program and after much deliberation and debate authorized publication of the proposed budget.

The budget of \$28,721,931 including transfers, allows for the continuation of current services, preserves the "Village" lifestyle, ensures financial stability and maintains commitment to city infrastructure and implementation of the "Village Vision".

Projected revenue of \$19.9 million reflects steady growth in property tax revenues from new construction and appreciation of properties as well as a 2 mil property tax increase. . Sales Tax revenue and Franchise fee revenue remains stable. There are no major changes in other revenue sources including licenses, permits, fees which are controlled by the Council but represent a very small portion of the overall budget.

The proposed 2008 budget includes additional revenue of \$185,000 from growth and appreciation and \$576,000 from a 2 mil increase. The annual impact of the increased mil levy on a \$209,000 home will be an increase of \$48 annually or \$4 per month.

Expenditures of \$23 million are projected in 2008 to address the City's goals as follows:

- Continuation of Current Services with no service level reductions, continued implementation of market-based salary ranges, continued scheduled replacement of capital equipment and planned reserve for future equipment needs including a public safety communications system.
- Commitment to Infrastructure is reflected by 26% of the total expenditures designated for infrastructure maintenance.
- The 2008 Capital Improvement Program increased more than \$500,000 to \$6.1 million with \$5.9 million for streets/sidewalks/drainage and \$236,000 for Park projects. Although a portion of the cost of the 2008 CIP is offset by grants, the \$6.1 million amount represents all of the general fund property tax levied for the 2008 budget as well as 73% of the local sales tax revenue.
- Debt Service represents only 3% of the total budget. Year-end debt at the end of 2008 will be under \$2 million with debt service costs dropping by \$100,000 in 2009. If the City issues no additional debt, the city will be debt-free by 2015.
- Implementation of Village Vision will be aided by the \$1,000,000 set aside in the 2008 budget for Village Vision implementation and economic development initiatives.

Doug Luther said that the Fund Balance is expected to be \$2.6 million by year-end 2008. This is the targeted minimum acceptable fund balance. Mr. Luther advised the Council to bear in mind the following as it looks to the future:

- Existing revenue sources for the City are stable
- Costs for operations and infrastructure are increasing
- The City has limited reserves
- The City must continue exploring ways to reduce costs and increase efficiency
- The City must explore other revenue options.

Mr. Luther said that in order to adopt the 2008 budget, the Council will need to approve a motion to adopt the 2008 budget as discussed in the Budget Certificate. The Council will also need to adopt an ordinance stating that the City will increase ad valorem tax revenue in 2008.

Barbara Vernon, at the request of Mayor Shaffer, provided the Council with information to respond to questions regarding the need for the mil levy increase.

- The City is landlocked and fully developed, thus it does not receive the automatic revenue increases experienced by other cities resulting from growth.
- The revenue increases can not keep pace with inflation increases being seen, particularly in the area of construction costs and rising fuel costs.
- The City has not had a mil increase in the past 5 years
- The City's infrastructure is over 50 years old with several roads receiving significant drive-thru traffic
- Even with the 2 mil increase, the \$5.2 million in property tax revenue will not cover the \$5.4 million which will be spent on infrastructure.

Mrs. Vernon advised the Council the 2009 budget will be difficult as there will not be any unallocated reserves available and the estimated infrastructure budget will be \$5.8 million. However, she expressed confidence in the Council's being able to address the challenges with some restructuring and the development of alternative revenue sources such as a ½ cent sales tax and a possible storm sewer tax on all properties within the City.

Laura Wassmer directed the Council's attention to page 15 of the budget in brief, which reflects what services a resident receives for their tax dollars, which she added are less than the cost of a gym membership.

Bill Griffith noted a review of the past three budgets reflect an average revenue growth rate of 6%. However, expenditures grew an average of 12% with the largest increase (33%) in 06-07. Based on the proposed 2008 budget, this seems to have become the standard. He stated the City must learn to live within its growth rate. The proposed budget has expenditures of \$3 million more than revenue. He is disappointed and concerned with the difficult legacy that is being left for this council's successors.

Mayor Shaffer asked for public comment. With no one present to address the Council, the Public Hearing was closed at 8:30 p.m.

Andrew Wang moved the City Council approve the 2008 budget ordinance as certified in the amount of \$28,721,931 with Ad Valorem tax in the amount of \$5,223,069. The motion was seconded by Wayne Vennard and passed by a vote of 9 to 3 with Griffith, Kelly & Ewy Sharp voting "nay".

Andrew Wang moved the City Council adopt an ordinance attesting to an increase in property tax revenues for budget year 2008 necessary to finance public services and improvements for the City of Prairie Village. The motion was seconded by Ruth Hopkins.

Diana Ewy Sharp thanked the Department Heads for their work on the budget and the Council for its deliberations. She agrees the residents are getting a bargain for their tax dollars; however, she can not support the proposed budget with the 2 mil increase as she is not convinced it is necessary at this time.

A roll call vote was taken with the following votes cast: "aye" Herrera, Hopkins, Voysey, Wang, Wassmer, Daniels, Clark, Vennard and Belz and "nay" Griffith, Kelly and Ewy Sharp. Mayor Shaffer declared the motion approved.

Mayor Shaffer reconvened the regular City Council meeting at 8:40 p.m. and called upon Andrew Wang for a report from the Council Committee of the Whole.

Council Committee of the Whole

On behalf of the Council Committee of the Whole, Andrew Wang moved the City Council 1) immediately terminate the design contract with HNTB for work on 75th Street from Belinder to State Line; and that any CARS funding supporting that project be transferred to the project on Roe from Somerset to 90th Street; 2) the Mayor appoint a steering committee of from four to six members, with at least one member of the City Council and at least one member of the Planning Commission, to guide and direct implementation of a plan to upgrade the 75th Street Corridor, including street,

streetscape and related planning issues; and 3) the City within thirty days send out a Request for Proposals to engage a Land Planning Consultant to direct the design and implementation of the 75th Street project. The motion was seconded by Laura Wassmer and passed by a vote of 11 to 1 with Ruth Hopkins voting "nay".

NEW BUSINESS

There was no New Business to come before the Council.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Planning Commission	08/07/2007	7:00 p.m.
Community Center Study Committee	08/08/2007	5:30 p.m.
Park & Recreation Committee	08/08/2007	7:00 p.m.
Communications Committee	08/09/2007	5:30 p.m.
Sister City	08/13/2007	7:00 p.m.
Prairie Village Arts Council (Santa Fe Pav.)	08/18/2007	7:00 p.m.
Council Committee of the Whole	08/20/2007	6:00 p.m.
City Council	08/20/2007	7:30 p.m.

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The Prairie Village Arts Council is pleased to feature a photography exhibit by Shawn Bohs in the R.G. Endres Gallery during the month of August. The opening reception will be August 10th from 6:30 to 7:30 p.m.

REMINDER - Please RSVP to Jeanne by August 15, 2007 if you are planning to attend the Shawnee Mission Education Foundation breakfast being held on August 23rd, 2007 at the Overland Park Convention Center at 7:30 a.m.

August 10th - Moonlight swim at the pool

August 13th - Reduced hours at the pool begin - pool opens at 4:30 p.m. weekdays

September 3rd - Pool closes for the season at 6:00 p.m.

On August 30th from 5 - 7 pm at the Prairie Village Commerce Bank, the NEJC Chamber will join AT&T, Commerce Bank, and Leawood Chamber of Commerce for an end-of-the-summer celebration. Join us in celebrating the 4th anniversary of the Commerce Bank branch in Prairie Village and AT&T's launch of U-Verse TV, while making connections with members from the Leawood Chamber of Commerce.

The Kansas State Historical Society and the Northeast Johnson County Chamber of Commerce join with the Shawnee Indian Mission Foundation to cordially invite you to attend the Future of History - a special after hours celebration of the Shawnee Indian Mission State Historic Site. Special Presentation begins at 6:30 pm on September 13th. Shawnee Indian Mission State Historic Site will be alive with music, exhibits, and period-dressed interpreters as we celebrate the Future of History!

Flu shots for City employees and Council members are scheduled to be given Monday, October 15th from 8:30 - 10 a.m. at Public Works and from 1 - 3 p.m. in the Multi-Purpose room at City Hall.

Prairie Village Gift Cards are on sale at the Municipal Building. This is a great way to encourage others to "Shop Prairie Village."

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 8:50 p.m.

Joyce Hagen Mundy
City Clerk

CITY TREASURER'S WARRANT REGISTER

DATE WARRANTS ISSUED:

Warrant Register Page No. 1

August 7, 2007

Copy of Ordinance
2641

Ordinance Page No. _____

An Ordinance Making Appropriate for the Payment of Certain Claims.

Be it ordained by the governing body of the City of Prairie Village, Kansas.

Section 1. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of funds in the City treasury the sum required for each claim.

NAME	WARRANT NUMBER	AMOUNT	TOTAL
EXPENDITURES:			
Accounts Payable			
87120-87126	7/3/2007	8,465.42	
87127-87239	7/13/2007	1,072,379.91	
87240-87246	7/19/2007	11,129.44	
87247	7/20/2007	135.65	
87248-87256	7/27/2007	274,166.43	
Payroll Expenditures			
7/6/2007		244,828.45	
7/20/2007		266,402.41	
Electronic Payments			
Intrust Bank -credit card fees (General Oper)		246.78	
State of Kansas - sales tax remittance		1,425.76	
Marshall & Ilsley - Police Pension remittance		6,655.65	
Intrust Bank - fee		466.28	
KCP&L		15,735.39	
MHM - Section 125 admin fees		287.92	
Intrust Bank - purchasing card transactions		8,847.37	
United Health Care			
Kansas Gas		1,324.12	
TOTAL EXPENDITURES:			\$ 1,912,496.98
Voiced Checks			
TOTAL VOIDED CHECKS:			-
GRAND TOTAL CLAIMS ORDINANCE			1,912,496.98

Section 2. That this ordinance shall take effect and be in force from and after its passage.

Passed this 20th day of August 2007.

Signed or Approved this 20th day of August 2007.

(SEAL)

ATTEST: _____

City Treasurer

Mayor

CONSIDER SERVICE AGREEMENT FOR SMART-TRUNK SERVICE

Background:

Our Service Agreement for SmartTrunk Service has expired. This service provides main phone number interfaces as well as our direct inward dialing (DID) numbers.

Financial Impact:

The monthly price for these services has decreased from \$1,069.95 per month down to a new renewal price of \$729.75 per month for a 60 month renewal. Funding is available in the various department operations budgets.

Recommendation:

Staff recommends renewing the 60 month SmartTrunk Service Agreement with AT&T.

**AT&T Primary Rate ISDN: SmartTrunk® Service
Kansas Non-Standard Service Agreement**

This AT&T Primary Rate ISDN SmartTrunk® Service Agreement ("Agreement") is entered into as the date of the last signature hereto (the "Effective Date") by and between SBC Global Services, Inc. dba AT&T Global Services on behalf of Southwestern Bell Telephone Company dba AT&T Kansas ("AT&T") and City of Prairie Village ("Customer"). In consideration of the covenants and undertakings herein, the parties agree as follows:

I. Service and Term:

Primary Rate ISDN Type: SmartTrunk®	Term Payment Plan (TPP) 60 Month
Order Type Renewal	
Existing Billing Account Number (if applicable) (913) 381-6464	

II. Charges and Quantities:

	Quantity	Monthly Charge - Each**	Nonrecurring Charge - Each
ISDN PRI Interfaces	1	\$318.75	Waived
ISDN PRI Port only	0	\$0.00	Waived
ISDN B-Channels*	23	\$17.00	Waived
ISDN PRI Caller ID*	1	\$10.00	Waived
Quantity – Dedicated Inward Dialing (DID) Numbers - 100-Block*	1	\$10.00	Waived

* Termination liabilities do not apply for this rate element

III. Circuit Location Addresses within the state of Kansas: (If additional space is needed attach a separate sheet.)

7700 Mission Rd	

IV. Terms and Conditions: The Terms and Conditions for Service are attached hereto and incorporated herein by this reference.

SO AGREED by the parties' respective authorized signatories:

City of Prairie Village	AT&T GLOBAL SERVICES
<i>Customer Signature:</i>	<i>AT&T Signature:</i>
Print Name: Ronald L. Shaffer	Print Name:
Title: Mayor	Title: _____, Contract Management
Date:	Date:
Address: 7700 Mission Road	AT&T Sales Representative: Mail Customer Signed Original and Price Quote to: AT&T Contract Management 817 N. Loop, 2nd, Austin, TX 78756 Austin, TX 78701
City/State/ZIP: Prairie Village, KS 66208	

CONFIDENTIAL INFORMATION

This Agreement is for use by authorized employees of the parties hereto only and is not for general distribution within or outside their companies.

**AT&T Primary Rate ISDN: SmartTrunk® Service
Kansas Non-Standard Service Agreement**

TERMS AND CONDITIONS

1. General Description of Service – ISDN Primary Rate: SmartTrunk® (herein after referred to as "SmartTrunk" or "Service"). AT&T shall provide Service to Customer between the local AT&T Kansas Serving Central Office and each circuit location address within the state of Kansas and outside AT&T's franchise territory designated in this Agreement. SmartTrunk Service provides a multi-purpose high speed, multiplexed digital interface based on CCITT Integrated Services Digital Network (ISDN) standards. SmartTrunk Service uses Primary Rate Interface (PRI) technology. Service is provided where facilities are available from Customer's premises to AT&T Kansas's circuit-switched voice and circuit-switched data services via 1.544 Megabits per second (Mbps) central office (CO) termination. The CO termination connects by way of 23 64Kbps "B" channels and one 64Kbps "D" channel. The "D" channel performs out-of-band signaling and controls the "B" channels. The transmission characteristics of this Service support 64Kbps clear channel capability and Extended Superframe Format (ESF).

Calling Line Identification (Caller ID): Allows the number of the calling party to be delivered to the called party.

Direct Inward Dialing Telephone Numbers ("DID numbers" or "Service") is furnished subject to the availability of telephone numbers. Direct Inward Dialing telephone numbers are normally provided on a consecutive number basis. AT&T Kansas retains its rights to the administration and use of telephone numbers as described in the "Rules and Regulations Applying to All Customers' Contracts" section in the Kansas General Exchange Tariff. DID numbers must be provided on all lines in an exchange access line group arranged for inward service.

2. Term. The Term of this Agreement and the Service provided hereunder will begin upon Cutover and will continue for the term payment plan (TPP) selected by Customer on page 1 (the "Term"). "Cutover" shall be deemed to have occurred when the Service is first provisioned or otherwise available for Customer's use at any single Site under the rates in this Agreement. If Customer elects to continue the Service beyond the Term and has not entered into a new service agreement, such Service shall be furnished at then-existing monthly tariff or Catalog ("Tariff") charges unless and until Customer cancels or renews the Service.

3. Payment of Charges for Service. Customer shall pay the Non-recurring Charge and/or Monthly Charge as listed in Section II. The Monthly Charges specified in this Agreement shall not be subject to increases for the Term. Customer will pay AT&T (i) the Monthly Charges and Non-recurring Charges set forth herein, and (ii) applicable taxes, surcharges, and recovery fees (including universal service fees). Except as otherwise provided herein, (i) billing commences on Cutover; (ii) payment is due within 30 days after the date of invoice; and (iii) payment is subject to AT&T's credit requirements and AT&T may require a security deposit to ensure prompt payment. Customer will advise AT&T of any billing dispute within 30 days after receipt of invoice or the invoice shall be deemed correct. In addition to recovering attorneys' fees and costs of collection, AT&T may assess a late payment fee as specified in the Tariff.

4. Tariff Regulations - AT&T will, subject to the availability and operational limitations of the necessary systems, facilities, and equipment, provide the Service pursuant to the terms and conditions in the applicable Tariffs. Tariff terms and conditions can be found at <http://www.sbc.com/gen/public-affairs?pid=3181>. In the event of a conflict between the Tariff and the terms of this Agreement, the terms of this Agreement shall control. This Agreement may be filed with the appropriate state commission. If approval is required and not obtained, then this Agreement will immediately terminate and Customer shall receive a refund of any non-recurring charge paid and pre-paid amounts for Services not received.

5. Installation and Cutover. Cutover of Service hereunder requires the installation of certain equipment and facilities on AT&T's side of the demarcation point. Customer shall be responsible for providing adequate space and power, as determined by AT&T, for equipment requirements at the designated locations. If Cutover is delayed due to changes, acts, or omissions of Customer, or Customer's contractor, or due to any event described in the "Excused Performance" provision of this Agreement, AT&T shall have the right to extend Cutover for a reasonable period of time equal to at least the period of such delay and consequences.

If Customer cancels this Agreement before the Service is Cutover for reasons not excused herein, Customer shall reimburse AT&T for all expenses incurred in processing the order and in installing the required equipment and facilities completed up to the date of cancellation as specified in the applicable Tariff.

All equipment, facilities and lines furnished by AT&T are the sole property of AT&T and are provided upon condition that they will be installed, relocated, removed, changed and maintained exclusively by AT&T as it deems appropriate in its sole discretion.

6. Service and Maintenance Obligations. AT&T represents to Customer that the Service will operate materially in accordance with the Service description set forth in the applicable tariff. If, under normal and proper use, the Service fails to perform substantially as specified above, and Customer notifies AT&T during the Term, AT&T shall correct such Service degradations or failures without charge to Customer in accordance with the provisions herein. Customer may report Service problems seven (7) days per week and twenty-four (24) hours per day. AT&T's repair obligation does not include damage, defects, malfunctions service degradations or failures caused by Customer's or a third party's abuse, intentional misuse,

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unauthorized use or negligent acts or omissions. In addition, the foregoing repair obligation applies only if Customer provides AT&T with access on its side of the demarcation point so as to enable AT&T to perform maintenance or repair work.

In the event of an interruption in the Service, a credit allowance shall be made for the affected portion of the Service to the extent specified in the applicable tariff. THE FOREGOING REPRESENTATION IS EXCLUSIVE AND IN LIEU OF ALL OTHER REPRESENTATIONS AND WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. CUSTOMER'S SOLE AND EXCLUSIVE REMEDY AGAINST AT&T FOR LOSS OR DAMAGE CAUSED BY, OR ARISING IN CONNECTION WITH, THE PERFORMANCE OR NONPERFORMANCE OF THE SERVICE SHALL BE THE OBLIGATIONS OF AT&T AS SET FORTH IN THIS AGREEMENT.

7. Use of Service. Customer agrees that the Service will only be used to transport the voice and/or data traffic of Customer and its Affiliates, and not to originate or terminate voice traffic to bypass switched access charges as defined by applicable state and federal telecommunications law. Customer understands that this covenant is an essential part of the undertaking by AT&T herein, and that AT&T is relying upon Customer's covenant as an inducement to sell the Service. Customer agrees to compensate AT&T for any switched access charges that AT&T is obligated to pay, or entitled to collect, as a result of Customer's use of the Services, and Customer further agrees that this obligation to compensate AT&T shall not be capped or limited. *As used herein the term Switched Access, generally speaking, means the charges that a long distance company is required to pay to a local telecommunications company for the termination or origination of long distance calls to or from a customer whose phone is connected to the local telecommunications company's local switching network.*

8. Limitation of Liability. The liability of AT&T for damages arising out of mistakes, omissions, interruptions, delays, errors or defects in transmission occurring in the course of furnishing the Service, and not caused by the negligence of Customer, shall in no event exceed the amount specified in the Tariff. No liability shall in any case attach to AT&T for any indirect, incidental, or consequential damages, including lost profits, sustained or incurred in connection with the performance or non-performance of the Service provided hereunder regardless of the form of action, whether in contract, tort, strict liability, or otherwise, and whether such damages are foreseeable.

9. Excused Performance. AT&T shall not be liable in any way for any delay or any failure of performance of the Service or for any loss or damage due to any of the following: (a) Any causes beyond AT&T's reasonable control, including but not limited to, fires, floods, epidemics, quarantine restrictions, unusually severe weather, strikes, embargoes, manufacturers' delays, explosions, power blackouts, wars, labor disputes, acts of civil disobedience, acts of civil or military authorities, acts stemming from governmental requirements and priorities, acts of nature, acts of public enemies, or acts or omissions of carriers; provided AT&T has exercised reasonable measures, if feasible, to mitigate such delay; (b) Any wrongful or negligent act or omission of Customer or its employees and agents; or (c) Customer's failure to provide access to Customer's premises as reasonably requested by AT&T.

10. Termination for Convenience. If Customer terminates the Service, in whole or in part, after Cutover but before the scheduled completion of the Term, then Customer shall become liable for Termination Charges equal to (i) any unpaid special construction charges or Non-recurring Charges ("NRCs") (excluding any waived charges), plus (ii) fifty percent (50%) of the Monthly Unit Charge for the terminated Service as set forth in this Agreement, multiplied by the number of months remaining in the Term of this Agreement at the point of termination. These charges shall become due and immediately payable upon termination.

11. Termination for Breach. Either party may terminate this Agreement immediately following written notice in the event the other party is in default as of any of its material obligations hereunder provided (a) the defaulting party receives notice of termination containing a reasonably complete description of the default, and (b) the defaulting party fails to cure such default within thirty (30) days of receiving such notice or ten (10) days of such notice if the default is nonpayment.

12. Assignment. Neither party shall assign any right or obligation under this Agreement without the other party's prior written consent, which consent will not be unreasonably withheld. Notwithstanding the foregoing, AT&T may assign this Agreement, in whole or in part, to any of its affiliates. Without limiting the generality of the foregoing, this Agreement shall be binding upon and shall inure to the benefit of the parties' respective successors and assigns.

13. Publicity. During the Term, neither party may issue any public statements or announcements relating to the terms of this Agreement or the provision of Services without the prior written consent of the other party.

14. Taxes and Additional Charges. Customer shall remit to AT&T all applicable federal, state and local taxes and municipal and state charges which arise under this Agreement unless and to the degree Customer furnishes evidence of exemption from any such taxes and charges.

15. Governing Law - This Agreement and any claims arising hereunder or related hereto, whether in contract or tort, shall be governed by the domestic laws of State in which the Services are provided.

16. Severability. If any provision of this Agreement is held invalid or unenforceable, such provision shall be deemed deleted from this Agreement and shall be replaced by a valid and enforceable provision which so far as possible achieves the same

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objectives as the severed provision was intended to achieve, and the remaining provisions of this Agreement shall continue in full force and effect.

17. Waiver. Failure of either party to insist on performance of any term or condition of this Agreement or to exercise any right or privilege hereunder shall not be construed as a continuing or future waiver of such term, condition, right or privilege.

18. Notices. Notices from a party concerning this Agreement must be written and delivered to the other party at the address(es) on the first page of this Agreement (i) in person, (ii) by certified mail, return receipt requested, (iii) by traceable overnight delivery, or (iv) by facsimile, electronically confirmed and followed immediately by U.S. Mail. A signed receipt shall be obtained where a notice is delivered in person. Notice will be effective upon delivery.

19. Confidentiality. Each party shall treat as confidential all information and any material disclosed to it by the other party that (i) if in tangible form is clearly labeled or otherwise designated as "Confidential," "Proprietary," or "Private" or (ii) if oral or visual, is identified as Confidential, Proprietary or Private on disclosure (all hereinafter referred to as "Confidential Information").

20. Indemnification. Each party will defend, indemnify and hold harmless the other party, its agents and employees against all claims by third parties (including legal fees and expenses) arising in whole or substantial part out of that party's negligent acts or omissions under this Agreement that result in personal injury or property damage. The indemnified party will promptly notify the indemnifying party of any claim. The indemnifying party shall assume and have sole control of the defense of such claim. This obligation to indemnify shall survive termination of this Agreement.

21. Entire Agreement. This Agreement and the applicable tariffs are the complete agreement between the parties and supersede any discussions, representation or proposals, written or oral, concerning the Service. This Agreement may not be modified except by a writing signed by both parties.

<i>This section for internal use only</i>			
Sales Contact:	Robert Zook	AT&T Order Center:	
Address:	500 E 8, Room 808	Center Location:	
Phone:	(816) 275-9119	Promotion Code:	2FSKS
Fax:	(816) 275-1921		
Sales Channel:	GEM	Sales Code:	WNGPF4

END OF AGREEMENT

CONFIDENTIAL INFORMATION

This Agreement is for use by authorized employees of the parties hereto only and is not for general distribution within or outside their companies.

**CONSIDER PROJECT 190860 – 2007 PAVING PROGRAM
CONSTRUCTION CHANGE ORDER #3**

Background:

The plans called for an 18” high retaining wall on Mohawk Drive. Upon further investigation it was discovered that the wall needed to be constructed approximately eight inches higher in order to achieve a gentle slope for the resident’s yard. This resulted in an additional cost of \$5934.00 (0.3% increase in current contract amount).

Financial Impact:

Funds are available in the Capital Infrastructure Program under Project 190860.

Suggested Motion:

Move to approve Construction Change Order #3 with J. M. Fahey Construction Company in the amount of \$5934.00.

Explanation of Changes

Project 190860; 2007 Street Paving Program. This change order is to cover the following items:

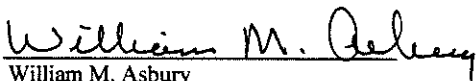
The plans and specifications called for the construction of 95 Linear Feet of integral sidewalk and retaining wall. The walk was designed to be 4.0 feet wide and the wall a maximum of 1.5 feet high. During the This Change order provides determined that a total of 137 LF was required and the 60 LF of that amount was required to have a maximum height of 2.33 LF. This change order provides for the additional quantity and height.

Original Contract Price	<u>\$ 1,870,805.95</u>
Current Contract Price, as adjusted by previous Change Orders	<u>\$ 1,886,910.95</u>
NET increase or decrease this Change Order	<u>\$ 5,934.00</u>
New Contract Price	<u>\$ 1,892,844.95</u>

Change to Contract Time:


N/A

The Engineering Consultant does not anticipate a related Engineering Change Order .



William M. Asbury
Project Manager, Shafer, Kline & Warren, Inc.

8/6/07
Date

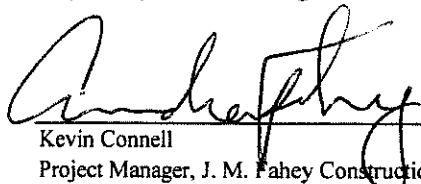


Tom Trienens, P.E.
Manager of Engineering Services, City of Prairie Village, KS

8/8/07
Date

Ronald L. Shaffer
Mayor, City of Prairie Village, KS

Date



Kevin Connell
Project Manager, J. M. Fahey Construction Co.

8/7/07
Date

**CONSIDER AGREEMENT JOHNSON COUNTY AIRPORT COMMISSION TO USE
NEW CENTURY AIRPORT**

Background:

Each year Public Works uses the New Century Airport of snowplow training. Two goals are accomplished. First, this is the first opportunity for employees to reacquaint themselves with snow plowing skills, which they have not used since last winter. Second, the APWA Metro Chapter runs a snowplow and equipment competition in October, which we send contestants based on the results of the training.

The agreement is for use of the airport facility for this training from September 1, 2007 to September 1, 2008. The agreement is the same as last year.

Financial Impact:

There is a \$50.00 per day fee. Public Works intends to use the airport for two days. The other costs are for employee time and equipment usage.

Recommendation:

Staff recommends the City Council approve the agreement with the Johnson County Airport Commission for using the New Century Airport for snowplow training by Public Works employees and a fee of \$50.00 per day.

CC

DRIVERS' TRAINING AREA USE AGREEMENT

THIS DRIVERS' TRAINING AREA USE AGREEMENT ("Agreement") is made and entered into on this _____ day of _____, 2007, by and between the BOARD OF COUNTY COMMISSIONERS OF JOHNSON COUNTY, KANSAS, by and through the OFFICE OF FINANCIAL MANAGEMENT, RISK MANAGEMENT DIVISION, JOHNSON COUNTY, KANSAS ("County") and City of Prairie Village, KS ("User").

WITNESSETH:

WHEREAS, the Johnson County Airport Commission ("Airport Commission") and the County have entered into that certain "Drivers' Training Area Lease Agreement" dated August 26, 1998 ("Lease"), whereby the Airport Commission leased an abandoned runway at New Century AirCenter, New Century, Kansas, to the County for use as a drivers' training area("training area"); and

WHEREAS, User is a municipality or government agency and desires to use the drivers' training area for training User's employees; and

WHEREAS, the County is agreeable and willing to grant User a license to use the training area upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, in consideration of the mutual promises, covenants, and agreements hereinafter set forth, the County and User agree as follows:

1. The County hereby grants User a license to use the training area described which is located at the end of closed runway 14/32 at the New Century AirCenter, as shown and described on Exhibit 1 hereto, together with a non-exclusive easement for reasonable access thereto. The training area shall only be used by User as a drivers' training area as set forth in the Procedures for Use of Drivers Training Area ("Procedures"), which is attached hereto as Exhibit 2 and incorporated herein. User shall comply with all the terms and conditions set forth in the Procedures. The license granted under this Agreement is non-exclusive and does not prohibit the County from entering into Drivers' Training Area Use Agreements with other municipalities and governmental agencies.

2. The term of this Agreement shall be Sept 1, 2007 to Sept 1, 2008. This Agreement is subject to renewal upon written agreement and approval of the parties.

3. User shall pay to the County a licensing fee in the amount of \$ 50.00 per day, which shall be due and payable upon billing by the County.

4. User will not assign or transfer this Agreement without the prior written consent of the County.

5. User shall defend, indemnify, and hold harmless the County from and against any and all costs, damages, losses, or liabilities (including reasonable attorneys' fees) and any and all claims of loss or liability related to or arising out of the use of the training area by User. This indemnity does not apply to any claims arising from the negligence or intentional misconduct of the County.

6. User acknowledges that a portion of the County's adjoining property is used as a public airport facility and as a public safety facility. User shall not keep, maintain, or operate any equipment on the Drivers' Training Area which interferes with the aviation-related or public safety-related uses of the County's property. User further agrees to use the Drivers' Training Area in a manner which will not disturb the occupancy of the Airport Commission's tenants. In the event the Airport Commission or the County determines User's equipment or operations interferes with aviation-related or public safety-related facilities or operations, then User expressly agrees that modification or termination of User's use of the Drivers' Training Area may be required by the County. User waives all claims for damages against the County which may arise out of such modification or termination.

7. If User fails or refuses to comply with or otherwise violates or breaches any of the terms of this Agreement or the Procedures, or if the Airport Commission or County determines termination is required pursuant to paragraph 6 above, the County may, at its option, elect to terminate this Agreement immediately. Upon termination of this Agreement, the license granted under this Agreement will cease and User will immediately remove its equipment from the Drivers' Training Area.

8. User shall bear the entire risk of loss or damage related to or arising out of its use of the Drivers' Training Area from any cause whatsoever. User may be required to provide proof of commercial general and/or automobile liability insurance.

9. The County expressly disclaims any express or implied warranties or representations as to the condition, maintenance, or repair of the Drivers' Training Area and as to the suitability of the Drivers' Training Area for any use intended by User. User acknowledges and agrees that it knowingly accepts the Drivers' Training Area "as is".

USER

OFFICE OF FINANCIAL MANAGEMENT,
RISK MANAGEMENT DIVISION,
OF JOHNSON COUNTY

By: _____

By: _____
Terry A. Sinclair, Risk Manager

Printed name and title

COUNCIL COMMITTEE OF THE WHOLE
August 6, 2007

The Council Committee of the Whole met on Monday, August 6, 2007 at 6:00 p.m. The meeting was called to order by Council President Andrew Wang with the following members present: Mayor Shaffer, Al Herrera, Bill Griffith, Ruth Hopkins, David Voysey, Michael Kelly, Laura Wassmer, Pat Daniels, Charles Clark, Wayne Vennard, Diana Ewy Sharp and David Belz. Staff members present: Barbara Vernon, City Administrator; Wes Jordan, Chief of Police; Bob Pryzby, Director of Public Works; Doug Luther, Assistant City Administrator; Karen Kindle, Finance Director; Katie Logan with the City Attorney's office and Joyce Hagen Mundy, City Clerk.

David Belz moved the approval of the Consent Agenda for Monday, August 6, 2007. The motion was voted on and passed unanimously.

- Approve Amendment to the Construction Agreement for Prairie Village Project 190708: (SMAC Project BC-11-056) increasing the SMAC funding commitment not to exceed 75% of the estimated construction cost of \$2,720,600

COUNCIL ACTION REQUIRED
CONSENT AGENDA

- Continue COU2006-57 Special Use Permit for Communications Antenna at 7700 Mission Road

CONTINUED

COU2007-51 Consider Village Vision Implementation

Update and Revise Zoning Ordinances

Charles Clark noted during the Village Vision discussions some individuals felt the zoning regulations needed to be revised. As a former Planning Commissioner, he noted the Commission would appreciate direction from the Council on such changes. Mr. Clark confirmed these changes would be considered under the normal scope of duties for the City's Planning Consultant and would not involve any increased funding. Mr. Clark called upon City Planning Consultant Ron Williamson to review the proposed action items with the Council and secure possible direction for the Commission.

Ron Williamson stated "Village Vision" calls for contemporary land use. The report lists how this can be addressed and the Commission has taken action with the adoption of the "MXD" District. It mentions "multi-level" development, which would be a change for the City. The report also mentions sustainable development and green development. These need to be more clearly defined by the Council. It was pointed out that there is an inherent conflict that will need to be resolved in that there is a need to upgrade and change while at the same time

there is a contingency that wants to keep Prairie Village as it is. The challenge is to maintain the character while fostering change at the same time.

The report also calls for more commercial and office development; noting the existing commercial/office development in the City is under developed. It identifies possible redevelopment at 75th & Mission, 75th & Nall and 75th & State Line Road. However the study says there is an oversupply of commercial development within a ten minute drive of the City. This needs to be considered with perhaps the focus being on enhancement of existing development.

Higher Residential Density. Mr. Williamson feels the City provides the opportunity for all types of residential development, but noted perhaps there could be more higher density housing available. He suggested the City also consider higher intensity of development, which addresses helping residents upgrade their property to meet current market demands, i.e. two car garages, additions to increase square footage, updating and remodeling. He noted the minimum lot size in the City for a single family is 6000 square feet which is small and noted some adjustments may be necessary to required setbacks and lot coverage requirements to allow for these improvements.

Mr. Williamson suggested the possible use of overlay districts that would identify these types of changes in particular areas of the City, but perhaps not the entire City. It would also allow the City to take into consideration specific deed restrictions/covenants of different homes associations.

He suggested a joint meeting of the Planning Commission and City Council to hear the presentation by Tim Underwood with the Home Builders Association on housing choices in the metropolitan area. He also suggested visiting some of the new urbanism developments in the area as a group.

Mr. Williamson stated the possible redevelopment of the Somerset Elementary School Site could provide an opportunity for contemporary development. He noted the Planning Commission will be discussing the items assigned to the Commission in the Village Vision Study at their meeting Tuesday night. He feels the zoning regulations need some minor revisions rather than a major overhaul, noting with the establishment of the "MXD" district and other zoning classifications the City has the flexibility to address a multitude of needs.

Charles Clark confirmed overlay districts would identify an area and allow particular changes in that area only, without changing regulations throughout the city.

Bill Griffith expressed concern with potential conflicts with homes association regulations. Mr. Williamson noted they would be specifically identified to ensure there are not conflicts. He stated currently the primary conflicts are found in platted setbacks which are a subdivision matter and not zoning. Mr. Griffith

confirmed the underlying zoning for schools and country clubs is residential, thus any change of these sites to commercial would require both Planning Commission and City Council approval.

Charles Clark made the following motion, which was seconded by Wayne Vennard and passed unanimously:

DIRECT THE PLANNING COMMISSION TO STUDY THE CITY'S ZONING REGULATIONS TO ADDRESS THOSE ITEMS IDENTIFIED BY THE VILLAGE VISION FOR ACTION BY THE COMMISSION IN 2007

- To reflect contemporary land use
- To allow more residential, commercial, office
- To permit higher residential densities and mixed uses
- To allow for a greater variety of housing types

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

Create a boulevard along the 75th Street corridor

Pat Daniels stated a weakness identified several times over in the Village Vision study was the 75th Street Corridor. He noted this is not because it is not highly traveled, but because it is unsightly, unsafe and not pedestrian friendly. This is an extremely busy road carrying as many cars daily as found on some interstates. However, the view presented to the traveling public is not complimentary to the City.

Mr. Daniels stated he would like to have a consultant look at options for 75th Street, including the possible narrowing of the street, the addition of sidewalks and/or islands. He noted right-of-way will be an issue as it is not available. He would like the street looked at from a master plan perspective covering both short-term and long-term actions to bring uniformity and consistency to the streetscape. He suggested possibly even renaming 75th Street. These actions will cost money, but he feels they will enhance the perception of Prairie Village both to those driving through and to our residents. Mr. Daniels would eventually like to see similar action taken on all the city's major corridors with 75th being done first.

Pat Daniels made the following motion, which was seconded by Diana Ewy Sharp:

RECOMMEND THE CITY COUNCIL 1) IMMEDIATELY TERMINATE THE DESIGN CONTRACT WITH HNTB FOR WORK ON 75TH STREET FROM BELINDER TO STATE LINE; AND THAT ANY CARS FUNDING SUPPORTING THAT PROJECT BE TRANSFERRED TO THE PROJECT ON ROE FROM SOMERSET TO 91st STREET; 2) THE MAYOR APPOINT A STEERING COMMITTEE OF FROM FOUR TO SIX

MEMBERS, WITH AT LEAST ONE MEMBER OF THE CITY COUNCIL AND AT LEAST ONE MEMBER OF THE PLANNING COMMISSION, TO GUIDE AND DIRECT IMPLEMENTATION OF A PLAN TO UPGRADE THE 75TH STREET CORRIDOR, INCLUDING STREET, STREETScape AND RELATED PLANNING ISSUES; AND 3) THE CITY WITHIN THIRTY DAYS SEND OUT A REQUEST FOR PROPOSAL TO ENGAGE A LAND PLANNING CONSULTANT TO DIRECT THE DESIGN AND IMPLEMENTATION OF THE 75TH STREET PROJECT.

**COUNCIL ACTION TAKEN
08/06/2007**

Mr. Daniels stated this project is of the magnitude to get outside requests for proposal, although he does not have a problem with BWR submitting a proposal.

Al Herrera expressed concern with the potential loss of \$350,000 in CARS funding for 75th St. Mr. Pryzby responded the City submitted two projects for CARS funding and had to declare one project as a primary. The request for funding has not yet gone to the County Commissioners. He has spoken with the CARS coordinators who have advised him the City can switch projects changing Project 190868: Roe Avenue – Somerset to 91st Street to its primary project. Mr. Herrera asked what the benefit was of switching to the Roe project. Mr. Daniels stated he does not want the City to spend any more money on 75th Street until a final master plan has been developed. Mr. Herrera noted the proposed project called for resurfacing which he does not feel can be postponed. Bob Pryzby responded remaining area of 75th Street only needs repaving and reconstruction of some curbs and gutters. He noted the construction of sidewalks in this area will be difficult because of the grade on the south side.

Diana Ewy Sharp stated she agrees with taking a broader look at 75th Street. She noted she has received complaints from school personnel with the lack of sidewalks only 75th Street

Michael Kelly noted the length of time for this study to be completed is uncertain and he is concerned with delaying the current maintenance program. He is supportive of taking action to improve 75th Street. Mr. Pryzby responded he submits a CARS program covering five years and can make changes to the program yearly based on need, so the potential delay could be only 18 months every year

David Belz confirmed the construction of sidewalks on 75th Street would be difficult. Mr. Pryzby responded they would be more expensive. Mr. Belz stated they may be easier to construct if the street was narrowed. Mr. Pryzby replied there are options noting they could be built on piers as he did when he was in Connecticut.

David Belz asked what the probable timeline would be and if the street work could be delayed that length of time. Bob Pryzby stated whereas he could not delay on the section of 75th between Nall & Mission, the section between Mission and State Line could be delayed possibly as much as five years.

Mr. Belz expressed concern with spending money from the community development funds without knowing what will be done.

Pat Daniels replied this will cost money and should not be started if the Council is not prepared to go forward. He anticipates the initial phase to be very similar to the Vision Village process requiring an expert to lead the study with one or two meetings with residents to gather information. He placed the 30 days time frame in the motion because he wants to start and not still be talking about this next spring. The process could take six months, more realistically he anticipates 9 months, but noted it could take 18 months. He anticipates fees between \$100,000 - \$200,000 for the planning process with construction costs that could be anywhere between \$5 and \$10 million.

Wayne Vennard expressed his support for the concept and is not concerned with delaying the proposed street project on 75th Street.

Diana Ewy Sharp stated the improvement of 75th Street was one of the most prominent aspects of Village Vision and needs to be moved forward with expert assistance.

David Voysey stated he agrees conceptually with the project, however, recognizing the limited funds available, he would like to see funds spent on a project that would yield more significant economic development for the City. He understands that this needs to be done, but doesn't see it providing an economic boost.

Al Herrera stated he would prefer to stay with the current plan to complete the work on 75th Street noting that a lot of things could change in nine months.

Charles Clark noted the Economic Development funds are not intended to pay for the project, but for the planning and possibly some design. The City will need to come up with an alternative funding source for any construction costs.

David Belz asked if the City decided to go forward how much time is available before HNTB needs to be notified. Mr. Pryzby replied they can stop at any time. The impact will be on when bids can go out, noting bids let in January will usually get better prices than those let in March.

Mr. Pryzby stated what concerns him more is when they submit projects for CARS funding he figures out how much money is available to the city based on gasoline tax and the City only received one-half of what should have been

available. It is safe to stop 75th Street until next year and move forward on Roe, he noted the work done on 75th Street up to this point has primarily been the gathering of data.

David Belz agrees with Mr. Voysey and would like to see a project that would yield more economic impact than beautification. Laura Wassmer does not feel this is a beautification project. She sees this as an economic development project adding new commercial development and improved housing stock along 75th Street. The City needs to think outside the box and think long-term.

Ruth Hopkins agreed with Ms Wassmer noting 75th Street is the core of the City and offers the greatest perception of the City to the traveling public and it currently is not a positive image. She fears if action isn't taken 75th Street will become similar to old Metcalf in northern Overland Park. The City needs to be proactive and decide how this area will be developed, noting it could change the whole perception of the City, bring new housing and commercial development

Pat Daniels stated, if properly done, 75th Street will become much better than it currently is encouraging both new housing and new commercial development. This is the front door of the City and needs to be welcoming to residents and commercial development.

Bill Griffith stated at this point in time Mr. Daniels is asking for the opportunity to put people, staff and some funding behind a project to get an RFP out and come back with a plan. He does acknowledge Mr. Belz's concerns that once a consultant is hired the City has not stopped a project, but stated this may be necessary depending on the price tag. He sees this as the poster project for Village Vision, but he is not interested in streetscaping but in true economic development which can come forth from this project although it may be ten years down the road.

Ken Vaughn, chairman of the Vision Village Steering Committee and Planning Commission addressed the Council stating he felt it was very important for the City to move forward with implementation of Village Vision actions. He noted if we are asking our residents to improve their properties, we should not hesitate improving the city's. The residents have clearly expressed their thoughts on the need for this action. Mr. Vaughn noted the City is facing a lot of competition from neighboring cities. This action needs to be taken and he feels it will result in indirect economic development.

The motion was restated and voted on passing unanimously.

Michael Kelly stated six months ago an ad-hoc committee was formed representing active homes associations within the City to discuss issues facing homes associations and to share ideas and experiences. One of the areas of concern for homes associations is new construction in their areas. It was noted the City of Leawood provides a courtesy notice to the homes association when a building permit is issued. The committee would like to see the same level of communication between the homes associations and the City.

The Committee has drafted an ordinance to address this issue. The ordinance calls for the homes associations to register with the City providing the following information:

- (1) name of the homes association;
- (2) the boundaries of the association, including addresses of all properties within the association's boundaries;
- (3) a copy of the association's Articles of Incorporation or similar document; and
- (4) the name and address of the individual designated to receive notices from the City

Upon receipt of a construction permit application, the City shall determine whether the location of the proposed construction activity is to occur at a single-family residence within the boundaries of the registered homes' association. If so, the City shall within five days send notice to the homes association of the permit application giving the following information:

- (1) the location and general description of the proposed construction activity; and
- (2) the name and telephone number of the individual filing the permit application.

Upon review, acceptance and issuance of a construction permit, the City shall notify the homes association that the permit has been approved and issued. Mr. Kelly stressed there shall be no delay in the permit process caused by this notification.

Several of the members of the ad-hoc committee were in attendance and Mr. Kelly asked them to comment on the proposed ordinance and committee.

Diana Pallanich, representing Prairie Ridge Homes Association, stated the mission of their homes association is to protect the overall character of their neighborhood.

Susan Forrest, representing Prairie Village Homes Association with 1800 homes, stated their commitment to accomplishing the goals of Village Vision within existing deed restrictions. She feels the early communication between the city

and the homes association will assist in providing clearer communication between the property owner and the homes association.

Floyd Wohlrab, representing Kenilworth Homes Association, noted the homes in his association have an average age of 40+ years. Many are being remodeled to provide features desired in today's housing market either in the process of selling or buying of the homes. This notification will assist in getting deed restriction information out to new owners.

Jay Knox, representing Corinth Hills Homes Association with 457 homes, stated this communication will help to address the rumors that inevitably start when a new construction project begins in the neighborhood. He does not see there being an architectural review of the plans, simply general discussion on the intended construction.

Michael Kelly stated this is a new way for the City to communicate with homes association forming an informal partnership for the benefit of all.

Michael Kelly made the following motion, which was seconded by Laura Wassmer:

RECOMMEND THE CITY COUNCIL ADOPT AN ORDINANCE ADDING A NEW ARTICLE 9, TO CHAPTER 4 OF THE CODE OF THE CITY OF PRAIRIE VILLAGE ENTITLED "ASSOCIATION NOTIFICATION OF CONSTRUCTION ACTIVITY"

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

Ruth Hopkins stated her support of the proposed ordinance, but added a note of caution to representatives of the homes association in that many neighbors immediately view teardowns and rebuilds as terrible without fairly considering the proposed construction. She noted that she and other Council members have received complaints of neighborhoods attacking and making it very difficult for residents and property owners to make changes to their property.

Pat Daniels noted neighborhood associations are extremely important to the success of a community. He has seen them function as leaders in seeking good changes within neighborhoods. Mr. Daniels noted the changes may need to go beyond maintaining the status quo and noted in some areas the City may have maintained the status quo too long. He stated the homes associations and the City need to work together for the betterment of the entire City.

David Belz noted there was no registration fee and asked if the City would be incurring costs for this program. Doug Luther responded there would be some staff time involved to notify the homes associations, but he expects it to be minimal. As noted if the notification is via e-mail, no postage costs will be

incurred and the notification can be done by the completion of a simple form letter. Implementation of this program will not have a major impact on his staff.

Diana Ewy Sharp stated she does not oppose the notification, but strongly echoed Mrs. Hopkins comments for the need for the homes associations to be positive and supportive of improvements to the City's aging housing stock. We want to see renovation take place within the City.

Michael Kelly assured the Council members that the intention of the committee is not to prevent renovation. Their objective is to help residents and the City move forward. Mrs. Hopkins stated that is not what she is hearing from residents and builders within the City.

The motion was voted on and passed unanimously.

**COU2007-56 Consider Official Recognition of Homes Association
Committee**

Michael Kelly noted the mission of this committee is to provide a forum for homes associations to communicate with each other as well as with the City. The committee would also work to help re-establish inactive homes associations within the City. Mr. Kelly noted out of the 37 homes associations in the City only ten to twelve are active. He would like to see this committee become a formal committee of the City.

Michael Kelly noted this committee has actively been meeting for the past six months with the mission of being the "voice of homes associations" to the City. He noted the research and preparation of the proposed notification ordinance demonstrates their commitment to work in partnership with the City.

Bill Griffith asked if there wasn't an existing committee involving homes associations. Mayor Shaffer responded the former Citizens Advisory Committee of Community Standards was dissolved.

Diana Ewy Sharp asked the difference between an ad-hoc and standing committee. Mayor Shaffer responded an ad-hoc committee is established for a specific purpose/project and is generally temporary in nature. They are often exploratory in nature.

Michael Kelly stated if the Council supports the mission of the committee it should be recognized and funded. Diana Ewy Sharp asked what funding was being requested. She would support recognition as a standing committee, but would not support blanket funding.

Michael Kelly made the following motion, which was seconded by Laura Wassmer:

RECOMMEND THE CITY COUNCIL AUTHORIZE THE CURRENT AD-HOC HOMES ASSOCIATION COMMITTEE BE ESTABLISHED AS A FORMAL COMMITTEE OF THE CITY
COUNCIL ACTION REQUIRED
CONSENT AGENDA

David Voysey stated he felt funding issues should be addressed before committee approval is given. Laura Wassmer noted the committee has been working without funding. Bill Griffith stated nothing prevents any committee from coming before the Council during the preparation of the budget to request funds.

The motion was voted on and passed by a vote of 11 to 1 with Ruth Hopkins voting "nay".

Council President Andrew Wang adjourned the meeting at 7:30 p.m. and announced those items not discussed would be added to a later agenda.

Andrew Wang
Council President

**HOMES ASSOCIATION NOTIFICATION ORDINANCE
CHAPTER 4, ARTICLE 9**

ORDINANCE _____

AN ORDINANCE ADDING A NEW ARTICLE, ARTICLE 9, TO CHAPTER 4 OF THE CODE OF THE CITY OF PRAIRIE VILLAGE ENTITLED "ASSOCIATION NOTIFICATION OF CONSTRUCTION ACTIVITY"

WHEREAS, there are numerous homes associations in the City of Prairie Village (the "City"), representing property owners throughout the City; and

WHEREAS, both the City and the various homes associations in the City recognize the importance of maintaining the integrity of the City's neighborhoods; and

WHEREAS, construction activity occurring in the City's neighborhoods may impact the property of members of homes associations; and

WHEREAS, homes associations have an interest in determining whether construction in their area is compatible with it's declaration of restrictions; and

WHEREAS, the City seeks to increase communication with homes associations regarding construction activity in the City;

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE, KANSAS:

Section One

That a new article, Article 9, is hereby added to Chapter 4 of the Code of the City of Prairie Village to be read as follows:

4-901. Intent. The purpose of this Article is to establish procedures for notifying homes associations of planned construction activity occurring within association boundaries.

4-902. Definitions. As used in this Article, unless the context otherwise requires:

- (a) "Construction activity" means any improvement, construction, renovation or demolition of a single-family residential property requiring a permit issued by the City and which meets any of the following:
 - (1) Involves the partial or total demolition of a residential structure;
 - (2) Increases the interior square footage of a residential structure; or
 - (3) Alters the building footprint of a residential structure.
- (b) "Homes Association" means any legally constituted homes association, including any homeowners' association or residential condominium or townhome owners' association representing property within the City, whose formation is recorded

through its Articles of Incorporation filed with the State of Kansas and/or recognized through filings with the Johnson County, Kansas, County Clerk's Office.

4-903. Homes Association Registration.

- (a) In order to receive notice of construction activity as described in this Article, the homes' association must register with the Codes Administration Department by completing a form provided by the City and supplying information including but not limited to:
 - (1) The name of the homes' association;
 - (2) The boundaries of the association, including addresses of all properties within the association's boundaries;
 - (3) A copy of the association's Articles of Incorporation or similar document; and
 - (4) The name and address of the individual designated to receive notices from the City as required by this Article.
- (b) It shall be the responsibility of the homes' association to notify the City of changes to its name, boundaries or contact information.
- (c) There shall be no registration fee charged for homes associations.

4-904. Notification Procedure.

- (a) Upon receipt of a construction permit application, the City shall determine whether the location of the proposed construction activity is to occur at a single-family residence within the boundaries of a registered homes' association.
- (b) If the proposed construction activity is to occur at an address within the boundaries of a registered homes' association, the City shall, within five (5) business days of receipt of the permit application, send notice to the individual identified according to 4-903(a)(4). The notice shall be delivered by United States mail and, if provided by the homes association, electronic mail. The notice shall include information including but not limited to:
 - (1) The location and general description of the proposed construction activity; and
 - (2) The name and telephone number of the individual filing the permit application.
- (c) Upon review, acceptance, and issuance of a construction permit, the City shall notify the homes association that the permit has been approved and issued.

Section Two

Effective Date. This ordinance shall become effective upon approval by the Governing Body of the City of Prairie Village and publication as provided by law.

[SIGNATURES BEGIN ON NEXT PAGE]

Approved by the Governing Body of the City of Prairie Village this ____ day of _____, 2007.

ATTEST

Ronald L. Shaffer
Mayor of Prairie Village

Joyce Hagen Mundy
City Clerk

APPROVED AS TO FORM

Charles E. Wetzler
City Attorney

MAYOR'S ANNOUNCEMENTS

Monday, August 20, 2007

Committee meetings scheduled for the next two weeks include:

Environmental Recycle Committee	08/22/2007	7:00 p.m.
Finance Committee	08/28/2007	4:00 p.m.
Council Committee of the Whole (Tuesday)	09/04/2007	6:00 p.m.
Council (Tuesday)	09/04/2007	7:30 p.m.

The Prairie Village Arts Council is pleased to feature a photography exhibit by Shawn Bohs in the R.G. Endres Gallery during the month of August.

Commerce Bank in Corinth is hosting a reception Thursday, August 30th from 5-7 p.m. The event is co-sponsored by AT&T as well as the Chambers of Northeast Johnson County and Leawood.

The Prairie Village pool closes for the season at 6:00 p.m. on September 3rd.

The 50th Anniversary books, Prairie Village Our Story, and Prairie Village Gift Cards continue to be sold to the public.

INFORMATIONAL ITEMS
August 20, 2007

1. Planning Commission Minutes - July 10, 2007
2. Planning Commission Actions - August 7, 2007
3. Villagefest Committee Minutes - July 26, 2007
4. Community Center Study Committee Minutes - August 8, 2007
5. Sister City Committee Minutes - July 9, 2007
6. Sister City Committee Minutes - August 13, 2007
7. Letter from Citizen
8. Mark Your Calendars
9. Committee Agenda

**PLANNING COMMISSION MINUTES
MEETING OF JULY 10, 2007**

ROLL CALL

The Planning Commission of the City of Prairie Village met in regular session on Tuesday, July 10, 2007 in the Council Chamber, 7700 Mission Road. Chairman Ken Vaughn called the meeting to order at 7:00 p.m. with the following members present: Randy Kronblad, Marlene Nagel, Bob Lindeblad, Marc Russell, Robb McKim and Nancy Vennard.

The following persons were present in their advisory capacity to the Planning Commission: Ron Williamson, Planning Consultant; Bob Pryzby, Director of Public Works and Joyce Hagen Mundy, Planning Commission Secretary. Also in attendance: Pat Daniels, Council Liaison; Barbara Vernon, City Administrator and Jim Brown, Building Official.

APPROVAL OF MINUTES

Nancy Vennard moved the Planning Commission minutes of June 5, 2007 be approved as submitted. The motion was seconded by Randy Kronblad and passed by a vote of 5 to 0 with Lindeblad and Russell abstaining.

PUBLIC HEARINGS

**PC2007-13 Request for Conditional Use Permit for Communication Utility Boxes at 7135 Buena Vista
Zoning: R-1b (Single Family Residential District)**

Staff reported they are still gathering requested traffic data from this area. When this is complete, there will be another meeting with the area residents, staff and AT&T.

Bob Lindeblad moved consideration of PC2007-13 be continued to the August 7th meeting of the Planning Commission. The motion was seconded by Marlene Nagel and passed unanimously.

**PC2007-18 Request for Special Use Permit for Communications Tower
3921 West 63rd Street**

Chairman Ken Vaughn noted the applicant has withdrawn their application.

NON PUBLIC HEARINGS
PC2007-104 Approval of Sign Standards & Signs
2200 West 75th Street

Jerry Kleveter with Luminous Neon 1255 North Winchester, Olathe, was present representing the property owner. Mr. Kleveter stated that upon receiving staff comments he redesigned the proposed façade signs to reflect the recommendations made. He distributed the revised sign design to Commission members. The color of the façade signs was changed to an opaque color face with rust lettering to blend with the gable wall above the brick line and the brick exterior. The wall sign cabinets were reduced in size to the width of the windows and contain no background illumination. The monument sign was revised using the same color scheme with an opaque color face and rust colored lettering

Ron Williamson stated he felt the revised color of the signs to blend better with the building. However, he noted the proposed wall signage does not meet city regulations. The McKnight and Oliver Periodontics has an exterior door which is on the west end of the building and by ordinance is entitled to a wall sign. Stephanie Warden, D.D.S. and ALH Renovation LLC do not have exterior doors but share a common foyer with other existing or future tenants and are not entitled to a wall sign unless approved by the Commission in the project sign standards. If approved, the number of tenants listed needs to be limited to one on the west sign and two on the east side in the sign standards.

The proposed text for the monument sign does not comply with standards stated in the sign ordinance. The sign lists two businesses while the ordinance limits monument signs to the name of one business and an additional line of text that describes the service provided.

Bob Lindeblad asked if there would be additional tenants in the building. Mr. Kleveter responded no.

Robb McKim confirmed if the signs were approved as submitted and the current tenants would leave, the sign standards would apply to the new tenants, allowing three businesses to be identified.

Nancy Vennard stated she preferred the design submitted in the packet with a darker color background and white lettering. She feels it fits well with the window color. Mrs. Vennard stated the monument sign would be appropriate if it contained "Village Professional Building" and "Dental Services"

Marlene Nagel noted the different sign specifications in the two sign standards submitted. Mr. Kleveter stated the standards were revised to reflect the smaller signs recommended by staff that do not extend beyond the windows.

Bob Lindeblad said he does not support multiple wall signs on the same façade. He feels to do so would be opening the door to several similar requests for other

office buildings. He would rather see multiple businesses listed on a monument sign than on the wall impacting the architecture of the building. He does not support two wall mounted signs on the same façade.

Randy Kronblad expressed his agreement with Mr. Lindeblad's comments. He would prefer to see the name of the building on the façade rather than tenant names.

Ken Vaughn agreed stating his displeasure with having a proliferation of signs on a building, nor does he like multiple names on a monument sign.

Nancy Vennard confirmed access through the east entrance would not allow the individual to businesses on the west.

Ron Williamson noted the "ReMax" building to the west is a one tenant building and it was originally felt that this building would also have only one tenant.

Mr. Kleveter stated currently there is no signage for "ALH Home Renovation". Mr. Vaughn stated he understood the desire for signage, but the city ordinances were established to prohibit multiple signage on buildings.

Mr. Kleveter asked what signage could be on the building. Mr. Williamson repeated Mr. Kronblad's suggestion to have "Village Professional Building". Mr. Kleveter confirmed the sign for "McKnight & Oliver Periodontics" was allowed by ordinance.

Ken Vaughn recommended Mr. Kleveter work with staff on new designs and standards. Bob Lindeblad stated it would be appropriate to provide Mr. Kleveter with a consensus of what the Commission wanted to see. He understood the desire to have signage for three businesses, but stated city ordinances do not allow that in Prairie Village. The monument sign must be the name of a business or the building and one other line identifying the type of business and address. He strongly recommended the name of the building and address be placed on the monument sign. People will search first by address for businesses.

Nancy asked for a consensus on the color for the signs. The consensus of the Commission was for a darker color and if only one sign is to be located on the wall, she would prefer to see it centered on the building.

Nancy Vennard moved the Planning Commission continue consideration of PC2007-104 requesting signage approval for 2200 West 75th Street to the August 7th Planning Commission meeting. The motion was seconded by Randy Kronblad and passed unanimously.

**PC2007-105 Request for Building Line Modification of
Platted front setback from 35' to 30' at
3916 Prairie Lane
Zoning: R-lb**

Jim Carollo, 3916 Prairie Lane, stated his home is located on the north side of Prairie Lane at the intersection of Prairie Lane and Tomahawk Road. The lot is an odd shape and includes a platted lot plus a portion of another lot. The tract adjacent to the east is a city park. There is a 35' platted setback adjacent to Prairie Lane.

Mr. Carollo stated he plans to remove the single garage and replace it with a double car garage, a screened in porch, a mud room and a second story. Because of the angle the home sets on the lot the proposed addition would encroach into the platted setback. The rear (northwest) corner of the addition would be 4 feet from the west property line. There is a sidewalk on this side of the street and for a portion of the lot it is curbside.

Mr. Carollo stated he held a neighborhood meeting on June 4th and reviewed plans with neighboring property owners. None of the persons present expressed any opposition to the proposed expansion.

Ron Williamson stated the City is encouraging homeowners to remodel and update their homes to meet the current market demand such as for a two car garage. Improvements such as this not only benefit the property owner, but also provide stability to the neighborhood. He recommends granting the request.

The Planning Commission considered the following factors for granting a building line modification:

- 1. That there are special circumstances or conditions affecting the property;**
The house has a one car garage and the current housing market demand is for a two or three car garage. The applicant is adding additional floor area as well and, in order to achieve his desired layout, must encroach 5 feet into the platted 35 feet setback. The remaining 30 feet setback meets the requirements of the zoning ordinance.
- 2. That the building line modification is necessary for reasonable and acceptable development of the property in question;**
Since a house already exists on the property there are limitations on how it can be expanded. The plan as proposed by the applicant provides the needed expansion while at the same time maintaining significant open space in the lot. The existing house is parallel to the street and diagonal on the lot. So placing an expansion that stays within all the setbacks is more difficult than it would be on a typical rectangular lot.

3. That the granting of the building line modification will not be detrimental to the public welfare or injurious to or adversely affect adjacent property or other property in the vicinity in which the particular property is situated;

The adjacent property owners have all reviewed the plan and have not indicated any objections. The proposed improvement will not be detrimental to the public at large but will be an improvement that adds value to the community.

Randy Kronblad moved the Planning Commission find favorably on the criteria for granting a building line modification. The motion was seconded by Marlene Nagel and passed unanimously.

Marlene Nagel moved the Planning Commission approve a building setback modification from 35 feet to 30 feet for construction of the garage as shown on the plans submitted for 3916 Prairie Lane. The motion was seconded by Marc Russell and passed unanimously.

**PC2007-106 Request for Site Plan Approval for building expansion
At 7500 Mission Road for Shawnee Mission East
Zoning: R-1a**

David Contag and Andy Anderson, with DLR Group and Mick Slutter with Olson Associates were present representing the Shawnee Mission School District for expansion and improvements to Shawnee Mission East High School. The recent school bond issue approved by voters for improvements to schools include the following improvements, which are keyed by number to the site plan presented, to be constructed at Shawnee Mission East High School:

1. Add three story science classroom expansion to the north end of the building (#6)
2. Addition to the performance arts, music and auditorium area (#2, #3, #5, #13, & #15)
3. Add an auxiliary gymnasium (#1 & #14)
4. Add a new administration area and main entrance (#4 & #11)
5. Add off-street parking (#7a and #7b)
6. Install synthetic turf on the existing football practice field (#22)

The combined expansion will add approximately 46,360 sq. ft. of new floor area.

After the improvements are made, the main entrance to the school will be relocated to the parking lot on the south side from the east side along Mission Road. The two temporary buildings approved by the Planning Commission five years ago will be removed and replaced with permanent construction of band and music rooms.

David Contag reviewed the proposed site plan explaining the proposed changes and additions. He noted maximum effort is being taken to maintain as much of the existing green area and trees as possible with grading changes, particularly large oak and pine trees on the site.

The junior varsity football practice field will have synthetic turf on the field but the track will remain as is. Underground drainage will take water to a perimeter drainage area. Mr. Contag noted several proposed improvements to grading reducing the current 3% slope to less than 1.5% slope on the field.

The current front door on Mission Road will become a secondary access with the relocation of the administrative offices to the south. There are no proposed changes to the existing entrances and exits to Mission Road. There will be grading work to level the existing slopes in the new proposed drop-off area from 3-6% to 2% or less.

Mr. Contag stated there will be a decrease in available parking caused by the construction of the auxiliary gymnasium. There are currently 790 parking spaces on site. Based on the City's regulations 726 parking spaces are required. There will be 766 parking spaces provided on the new site plan. There are limited options available to provide more parking; however, several of these have been discussed with city staff and school district representatives for possible implementation at a later date when more funding is available.

David Contag reminded the Commission the proposed changes are not being implemented because of growing school population, but to provide facilities for better academic programming. There has been a 23% decrease in school population since 2003/2004 and enrollment is expected to level off or go down. He is hopeful the declining student population will positively impact the current parking and traffic problems experienced.

Mr. Contag stated no new lighting is being added to the parking lot. The site benefits from street lighting off Mission Road and 75th Street. However, one light will be relocated to accommodate additional parking spaces being added. There is no additional lighting impacting abutting residential properties. Photometric counts were taken and most fall within .2 & .3 at property lines. There are 12-14 12' high fixture placed in the courtyard areas for pedestrian safety. They will have small cut-off lens and the fixtures will be predominantly blocked by landscaping.

The existing monument sign at the corner of 75th and Mission will remain but a new sign will be placed at the main entrance to the school off Mission Road. Specific sign design will be presented to the Commission at a later date for approval. New informational/directional signs are proposed over the new entrances providing identification. These include "STUDENT SERVICES" "GYMNASIUM", "PERFORMING ART" and the Lancer Logo over the administration building entrance.

Ken Vaughn stated he likes the proposed sign identification at the various entrances to the building. Mr. Williamson stated these signs can be approved as part of the site plan.

Ken Vaughn stressed the importance of the curb and gutter directing the flow of traffic onto Mission Road at #16 and suggested left turns be prohibited from this exit. Mr. Contag stated they worked to retain the current traffic flow on the site. Nancy Vennard confirmed the bus drop-off would remain at its current location off 75th Street.

Robb McKim expressed concern with the funneling of two drop-off areas through one entrance. He noted end of the day activities generally evolve around the gymnasium and auditorium and asked where these students would be picked up.

Andy Anderson responded the spirit circle area is lost by the addition of the new auxiliary gym, but former parking spaces along the south side of the building have been removed to allow for stacked traffic during drop off and pick up. Ken Vaughn asked if there were any covered areas for waiting students. Mr. Anderson responded there are several lobby areas with good visibility of the drive thru area.

David Contag noted several of the items formerly located in the spirit circle are being relocated to new areas of the building. The Lancer statue will be located outside the new auxiliary gymnasium just south of the entrance.

Nancy Vennard noted the plan does not address the several small outdoor auxiliary buildings used by sports programs and asked if this could be addressed. Mr. Contag stated an equipment storage area is planned for area #15 that will accommodate sports equipment. Mr. Anderson stated the space is available and at a minimum the additional space should prevent any further requests for auxiliary buildings.

Randy Kronblad stated he liked the exterior courtyard areas but still has some concern with all the drop-off traffic being directed to area #10. Mr. Anderson noted the front entrance has not been removed and that a lobby area will be added at that location. It will still be used for student drop off.

Ken Vaughn confirmed the area west of #20 is marked as one-way traffic and expressed concern with crossover traffic coming in off Mission Road. Mr. Contag acknowledged the concern and stated a crossover point could be added further in off Mission Road. He stated plans would be revised to address this potential problem.

Mick Slutter with Olsson Associates distributed a memo to Commission members summarizing the existing and proposed storm drainage conditions on the site.

- The building additions total approximately 37,106 square feet.
- Grading of the proposed development is designed to maintain existing drainage patterns.
- Runoff from the site will be routed overland or through a private enclosed storm sewer system.

- The storm sewer system will be designed to convey the 100-year storm runoff through a series of curb inlets, area inlets, and junction boxes to the detention system.
- The detention system will be in the form of an underground pipe basin located in the center of the Junior Varsity game field surface.
- The detention system will provide adequate storage to reduce the runoff as a result of the increased impervious area.
- The release rate will be reduced to equal or less than the existing developed runoff rate for the 10-year return period storm with the detention basins providing enough volume to detain the 100-year return period.
- The detention basin volume for the additions will be 17,350 cubic feet, 0.40 ac-ft.

Bob Pryzby stated their drainage plan has been reviewed and approved in concept with the provision that the plan makes provisions for potential parking lot revisions to be made at a later date. Mr. Pryzby noted his only suggestion is that the plan include water quality improvements. He is concerned with water off the bank flooding the area north of 75th street and would like to see that water channeled into pipe. Mr. Pryzby stated he is waiting for submittal of a revised drainage study.

David Contag stated they are looking at grading and berms/swales to address the water overtopping onto 75th Street.

Ken Vaughn asked why the detention basin was located in the center of the football field and recommended it be moved to the north end of the field for easier access. Mr. Slutter stated that the plan is conceptual at this time and the specific location for the pipes will be determined during design. Mr. Anderson noted the limited options available.

David Contag stated the plan includes the creation of a rain garden to be located at the end of the science area and noted this will also help to water runoff.

Ken Vaughn asked what actions are being proposed to address water quality. Mr. Contag responded potentially the use of bio-swales, however, they have not discussed this with the school district. They are trying to be cost effective while following best management practices.

Nancy Vennard asked if sustainability practices were being followed. Mr. Anderson responded more effective rooftop HVAC units and fans are being installed. They are taking advantage of every opportunity to replace fixtures, etc with more efficient items and doing upgrades as funding permits.

Robb McKim noted the spirit circle was used for outside activities and asked where these will be held. David Contag responded the courtyard areas and area

in front of the gymnasium could be used as well as the area surrounding the drop-off due to the terraced topography of the area.

Bob Pryzby expressed concern with traffic pattern problems and stated he felt a traffic engineer needed to look at the impact of the proposed changes. He noted there are currently several problems with this site and he does not feel the proposed changes will help. Mr. Vaughn felt it was a good suggestion.

Bob Lindeblad asked if he wanted the City's traffic engineer to look at the site plan. Mr. Pryzby responded he felt it was the responsibility of the school district.

David Contag stated in early pre-application meetings a traffic study was discussed and it was determined if the existing traffic flow was not being changed nor entrances modified a traffic study would not be necessary. They have not changed the flow of traffic, ingress or egress and feel particularly in view of the declining student population a traffic study is not warranted. If it is determined that one is needed, they want to know specifically the scope of the study and what it is to be evaluated.

Nancy Vennard noted that a few years ago the City conducted a "Main Street" study and asked with any of the recommendations of this study were considered in this review. Mr. Williamson stated this project has not been looked at in relation to the study. Mrs. Vennard stated she thought the direction of the study was to incorporate its findings when improvements were made along Mission Road.

Mr. Anderson responded they were not aware of this study or its recommendations. Mrs. Vennard stated it addressed making the area on Mission Road between the Prairie Village Shopping Center and Corinth Shopping Center more pedestrian friendly. It considered such things as wider sidewalks, landscaping, lighting, benches, sculpture etc. Mr. Contag stated past classes have donated stone seating areas in the front drive area that could be used by the public.

Bob Pryzby noted the Tree Board will not be able to review the landscape plan until its next meeting in September.

Ken Vaughn asked what construction timetable was being proposed for this project. Mr. Anderson responded they are hoping to have bid documents prepared the middle of September, allowing three to four months to get the necessary state and local approvals in the winter with construction to begin in the Spring of 2008. Construction is projected to cover two summers with completion in the summer of 2009.

Ken Vaughn stated he would be interested in seeing a traffic analysis and approved final storm drainage plans. He is pleased with the analysis given to lighting.

David Contag stated their strong desire for approval this evening to allow the project to proceed in the most cost effective and timely manner.

Bob Pryzby stated it was not necessary to have a traffic study of the entire area, but he feels a review of the drop-off and related traffic flow on Mission Road should be studied. He feels moving the primary drop-off area from area #4 to area #20 will change the traffic volume and flow. He noted traffic flow problems at Mission Valley, Corinth and Belinder schools that the District did not address, and feels now is the time to address the situation at this location, looking at such issues as the stacking from the relocated drop-off.

David Contag noted that Olsson Associates also does traffic engineering and has looked at the site plan for traffic flow. Mr. Anderson stated they were advised a traffic study was not necessary if the traffic patterns were not changed in the design. They have not changed the traffic patterns. All past drop off areas are still available, the buses will drop off students at the same location and the only change is visitors will no long come to the front door and 20 parking spaces have been removed to allow for stacking at the new administrative entrance.

Ron Williamson confirmed the review by Olsson was only cursory and stated that a limited study would be helpful.

Ken Vaughn noted the applicant has gone to great lengths to not change the existing traffic pattern, but felt a study on the impact of the moved administrative entrance would be beneficial.

The Planning Commission reviewed the following criteria for site plan approval:

A. The site is capable of accommodating the buildings, parking area, and drives for the appropriate open space and landscape.

This is a very large site and it is more than adequate in size to accommodate the proposed improvements. Many of the existing trees are being saved and additional plant materials are being added to replace those that will need to be removed. The number of parking spaces will be reduced by 30, however, the proposed 766 exceed the requirements of the Zoning Ordinance by 40 spaces.

B. Utilities are available with adequate capacity to serve the proposed development.

The property is currently served with all utilities and the proposed improvements will not create the demand for additional utilities. No additional needs are contemplated for water and sewer services.

C. The plan provides for adequate management of storm water runoff.

The applicant is working with Public Works to develop an adequate storm water management plan. There are serious drainage problems because of the intensity of development on this site and any additional impervious

surface will simply add to the problem. The conversion of the practice football field to a synthetic surface adds significant runoff. On site detention will be required but the extent is not determined at this time. The details of how the storm water will be managed need to be worked out. The plan indicates that detention will be handled by large pipes placed under the new synthetic turf football practice field.

D. The plan provides for safe and easy ingress, egress, and internal traffic circulation.

Ingress and egress to the site will be the same after the improvements as it is now. The internal circulation remains the same. The applicant has agreed to move the crossover area for traffic entering from Mission Road further back on the lot to address potential stacking problems.

E. The plan is consistent with good planning and site engineering design principles.

The location of the proposed improvements works well with the existing development of the site. The applicant has attempted to retain as much of the existing vegetation on the property as possible and to supplement it with new plantings. The overall plan appears to be well-conceived and is consistent with good planning and site engineering design principles. The details of the storm water management plan and the entrances on Mission Road need to be worked out. An acceptable outdoor lighting plan has been submitted.

F. An appropriate degree of compatibility will prevail between the architectural quality of the propose building and the surrounding neighborhood.

The proposed elevations indicate that the design of the new improvements will be compatible with the existing buildings on the site. The architect has proposed to use similar materials and colors on the new construction as was used on the original building.

G. The plan represents an overall development pattern that is consistent with the comprehensive plan and other adopted planning policies.

One of the goals of the Village Vision is to support a high quality educational environment for the residents of Prairie Village which includes investment and upgrading of facilities. The proposed project is very consistent with the Comprehensive Plan.

Bob Lindeblad confirmed based on Commission discussion approval at this meeting would include stipulations on submittal and approval of a final storm water management plan, approval of the landscape plan by the Tree Board, a limited traffic study and monument sign to come back to the Commission.

Andy Anderson reviewed the proposed signage. The signs are in compliance with the City's regulations; however, the wing wall with "Shawnee Mission East"

will need to be moved so it is attached to the building. It will no longer be a monument sign, but will become a wall sign.

Bob Lindeblad confirmed the new mechanical and HVAC rooftop units will be hidden from view and/or screened. Mr. Anderson replied they are being located in the center to limit their visibility and will be screened.

Bob Lindeblad moved the Planning Commission approve PC2007-106 the site plan for improvements to Shawnee Mission at 7500 Mission Road with the agreed upon changes reflected in the minutes and contingent upon the following: 1) Approval of the final storm water management plan by Public Works and 2) approval of the landscape plan by the Tree Board. The motion was seconded by Nancy Vennard.

Marlene Nagel confirmed the requested lighting report mentioned in the staff report has been completed. She stated she would like to see a limited traffic review of the traffic on and off Mission Road.

Marlene Nagel moved to amend the motion for approval to add that the wing wall be attached to the building and a limited traffic analysis be done on traffic ingress and egress on Mission Road with the project reviewed in view of the main street study. The motion was seconded by Randy Kronblad.

Nancy Vennard stated the traffic study reflected in the motion does not include internal traffic flow in the parking lot and asked if that was to be included. Mr. McKim stated he felt only ingress and egress was necessary.

Bob Lindeblad stated he can not support the motion. He questioned what affect the report would have on the site plan, which would review the plan and decide if it is acceptable. He stated every high school have traffic issues during peak periods. The study will only confirm what currently exists.

The motion to amend was voted on and passed by a vote of 4 to 3 with the following votes cast: "aye" McKim, Vaughn, Kronblad, Nagel and "nay" Vennard, Lindeblad, Russell.

The motion as amended to reads as follows: The Planning Commission approves Project 2007-106, the site plan for improvements to Shawnee Mission East located at 7500 Mission Road with the changes agreed upon during the presentation and contingent upon the following : 1) Approval of final storm water management plans by the Director of Public Works; 2) Approval of the landscape plan by the City's Tree Board; 3) Submittal of a limited traffic analysis on the flow of traffic onto and from Mission Road and 4) the wingwall will be connected to the building and the site plan be reviewed in view of the "Main Street" study.

The motion to amend was voted on and passed by a vote of 4 to 3 with the following votes cast: “aye” McKim, Vaughn, Kronblad, Nagel and “nay” Vennard, Lindeblad, Russell.

**PC2007-107 Request for Site Plan Approval for Building Elevation
4502 West 66th Terrace
Zoning: R-1a**

Phil Rogler, 4502 West 66th Terrace, advised the Commission he plans to tear down his existing home which is built on a slab and construct a new home with a basement in its place. The new home would have a first floor elevation of 1.25 feet above the original home. He has reviewed his proposed site and construction plans with the neighboring property owners who are supportive of his plans. The new home will have a brick façade to better blend with the character of the neighborhood.

Robb McKim asked why this application was coming before the Commission noting several homes in this area with higher elevations.

Ron Williamson stated when the Planning Commission reviewed issues of infill development in 2001, one of the concerns was the first floor elevation of new dwellings in tear down rebuild situations. The concern was that significant increases in the height of the first floor elevation could change the character of development on a street which might not be the best for the neighborhood.

As a result the zoning ordinance was amended as follows:

19.44.30 Building Elevations.

- A. New residential structures or additions set at the same first floor elevation or lower than the original structure shall be exempt from review by the Planning Commission.
- B. New residential structures or additions may raise the first floor elevations six inches for every additional five feet over the minimum side yard setback that the building sets back from both side property lines. The maximum elevation can be raised is three feet without requiring review and approval for the Planning Commission.
- C. New residential structures or additions not meeting paragraphs a or b above shall be submitted to the Planning Commission for review and approval. (Ord. 2019, Sec. III, 2001)

When the application for a building permit was submitted to the Building Official, the change in first floor elevation from the original house and noted and he was advised he would need to secure Planning Commission approval.

The ground slopes from west to east and south to north in this area and the house to the west sets higher than this one. The first floor of the house to the

east is slightly lower. Both the houses to the east and west have two steps from ground level to the finished first floor. The first floor of the existing house sets close to grade on the lot. Perhaps it would be a full step to the first floor if the sloping sidewalk were to be eliminated. The houses on the south side of 66th Terrace also set higher because the elevation of the ground is higher and they also have at least two steps to their first floor grade. In any event, this house sets closer to the ground than others in the area.

Mr. Williamson noted the new house will have approximately the same front and side yard setbacks as the existing house. The house will setback approximately 40' from 66th Terrace; 11 feet the west property line and 25 feet from the east property line.

Raising the elevation of the first floor will not have any effect on the direction of stormwater runoff. The change in elevation would allow this house to have a similar appearance to other houses in the neighborhood.

The Planning Commission made the following evaluation of the criteria for approval:

- 1. That there are special circumstances or conditions affecting the property;**
The existing house sets lower on the lot than other houses in the neighborhood and for a complete tear down/rebuild it would seem appropriate for the new house to have a similar relationship as first floor elevation of the other houses in the area.
- 2. That the elevation change is necessary for reasonable and acceptable development of the property in question;**
The new house will set approximately 1.25 feet or 15 inches higher than it is now. This will allow a two step entrance and the house will look like others in the neighborhood. The elevation change will allow this house to be more compatible with other houses on 66th Terrace.
- 3. That the granting of the building elevation change will not be detrimental to the public welfare or injurious to or adversely affect adjacent property or other property in the vicinity in which the particular property is situated.**
The proposed house will maintain essentially the same setbacks as the existing house. The front yard setback exceeds the requirements of the zoning ordinance. The proposed first floor elevation change would permit this home to have two steps to the first floor similar to other houses in the area. The existing neighborhood is primarily ranch style homes while this one will be two stories. The style of the house will be different but it will be within the maximum height regulations of the zoning district and is not an issue of this request.

The granting of this elevation change of 1.25 feet will not adversely affect the public welfare or property in the immediate area.

Bob Lindeblad moved the Planning Commission find favorably on the three criteria of approval for PC2007-107 site plan approval for 4502 West 66th Terrace. The motion was seconded by Marlene Nagel and passed unanimously.

Bob Lindeblad moved the Planning Commission approve the site plan as presented granting the desired first floor building elevation for construction of a new home at 4502 West 66th Terrace. The motion was seconded by Marlene Nagel and passed unanimously.

OTHER BUSINESS

The Planning Commission Secretary reported the August agenda would included the continued AT&T application, the continued sign approval for 2200 West 75th Street, sign approval of new monument signs at Corinth Square and sign approval for a monument sign for a church at 5311 West 75th Street.

Ron Williamson noting the adoption of the Comprehensive Plan update by the City Council and suggested the Commission look at action items in the plan assigned to the Planning Commission. He stated he would do some research and bring information to the Commission for discussion.

ADJOURNMENT

With no further business to come before the Planning Commission, Chairman Ken Vaughn adjourned the meeting at 9:40 p.m.

Ken Vaughn
Chairman

Planning Commission Actions
Tuesday, August 7, 2007

**PC2007-13 Request for Conditional Use Permit for Communication Utility Box at
7135 Buena Vista**

The Commission continued this application to its September 4th Commission meeting at the request of the applicant.

PC2007-104 Request for Sign and Sign Standard Approval for 2200 West 75th Street

The Commission continued this application to its September 4th meeting at the request of the applicant.

PC2007-108 Request for Approval of Monument Signs for Corinth Square Shopping Center

The Commission approved the replacement of the three monument signs for the Corinth Square Shopping Center as presented with the sign area to be reduced to 20 square feet or the applicant combining the leasing sign with the monument signs allowing a 30 square foot sign face with the new sign face submitted to the City's Planning Commission for approval.

PC2007-109 Request for Approval of Monument Sign for the Pathway Church at 5311 West 75th Street

The Commission approved a revised submittal by the applicant incorporating the items recommended in the staff report.

PC2007-110 Request for Approval of Revised Sign Standards and a revised façade sign for the Bank of Prairie Village

The Commission approved the revised sign standards and new façade sign for the Bank of Prairie Village at 3515 West 75th Street as submitted.

Duplex-Sell Off

The Commission authorized a public hearing on September 4th for an amendment to Chapter 19.10 entitled "District R-2 Two Family Residential District to allow for single family attached dwellings.

Village Vision Implementation

The Commission discussed the implementation of items assigned to the Planning Commission in the "Village Vision" Report, noting the steps taken with the adoption of the "MXD" District. The Commission directed Mr. Williamson and Barbara Vernon to coordinate a joint meeting of the Commission and City Council to hear the Home Builders Association presentation on housing choices by Tom Underwood. Pat Daniels reviewed the action taken by the City Council for 75th Street.

VILLAGEFEST COMMITTEE

July 26, 2007

The VillageFest Committee met July 26, 2007. Present and presiding, Chairman Bob Pisciotta. Members present: Ann Lilak, Diana Ewy Sharp, Doug Sharp, Joel Crown, Art Dick, Kathy Peters, Jim Hanson, Luci Mitchell, Chris Andrews, Bob Pryzby, Sgt. Greg Hudson, Jeanne Koontz and Barbara Vernon.

Minutes

Joel Crown moved approval of minutes of the June 2007 meeting. Bob Pryzby seconded the motion which passed.

Re-Cap of VillageFest

Bob Pisciotta said he was very pleased with the event and thought it went well. He found two issues with the event. Parking quickly became a problem and there was no way to address the whole crowd. This particularly became a problem when the place of the children's parade was switched.

Joel Crown suggested using megaphones to reach the crowd. He said permanent speakers would probably not work. Greg Hudson suggested using the pool's sound system. Bob Pryzby said he does not think it would carry through all the ambient noise. He said he has not had a lot of success with megaphones.

Diana Ewy Sharp listed things that worked: elite frogs, Chinook, cobras, fire department display, award winners, Cosgrove, Sam Brewster, creativity center, information booth, Uncle Sam, and the mascots.

Bob Pryzby said he thought the food court went well. Ann Lilak asked if anyone had talked to Travis yet. Bob Pisciotta said he has not yet but he will. He said Rex Nolan was very pleased with his business.

Ann Lilak read an email from John Capito. He would like to use extra money for a specific logo design to use for years to come. He said it would be nice to have professional advertisements done. He also suggested inserting flyers into the Village Voice. The flyers were not well received at churches and businesses. He said the banners worked well. He would like to do VillageFest signs like the Headstrong for Jake signs. Diana Ewy Sharp agreed with using money for the logo design.

Luci Mitchell said the voter registration booth went really well.

Bob Pisciotta said the puppet shows were well attended and the campus was well used.

Ann Lilak said the fire exhibit was awesome and went really well. Chris Andrews said he was concerned he took up too much space that could have been used for parking.

Diana Ewy Sharp said she radioed when the decision was made to change the children's parade and was told someone would get the word to the police. She said now she knows that it did not happen. She said the plan for the parade needs to be followed and not changed at the last minute. She would like all of Mission Road to be closed. Greg Hudson said he would also like to shut down the whole road.

Bob Pisciotta suggested raising money to lease buses to shuttle people to the campus. Bob Pryzby suggested shutting down the North entrance at 9 am. He said if Mission Road was shut down all day, deliveries could be made off of Mission Road. He suggested using parking by the Skatepark for accessible parking. Greg Hudson said golf carts may need to be used next year. Ann Lilak said some of the Orchestra members had to park on Delmar and were not happy. Bob Pisciotta said rather than solicit money from Brighton Gardens and Claridge Court we could ask to use their buses. Chris Andrews said the parking lot by him was not used to capacity. Joel Crown suggested moving the fire muster and closing Mission Road to solve the parking problem. Bob Pisciotta said he is reluctant to contract for shuttles because the crowd might not be as big next year.

Diana Ewy Sharp said we ran out of water. Bob Pryzby suggested having the water brought up the night before so it does not have to be trucked in. He said there was not enough staff for the event. Diana Ewy Sharp suggested getting more committee volunteers and more organizations involved. Greg Hudson said he had 14 off-duty officers and 5 on-duty. Ann Lilak said the fingerprinting officer was overwhelmed. Greg Hudson said he would need 4 to 5 officers to shut down Mission Road.

Diana Ewy Sharp said she heard from people that they would like more adult music and not just kid performers. She also suggested entertainment at breakfast and moving the patriotic service back to the pavilion.

Bob Pryzby suggested having the children's parade before the first children's act. Ann Lilak said the children's entertainers might even lead the parade.

Ann Lilak suggested having a mist machine. Bob Pryzby said he has some but a person would need to watch them to make sure nobody messes with them. Chris Andrews said he has a fog machine but it throws a lot of water.

Budget Update

Jeanne Koontz said the total revenue received was \$29,445 with \$2,000 of that in the Municipal Foundation. She said not all the receipts are in but the current expense total is \$25,074. This leaves about a \$2,000 difference in the general operating budget and \$3,000 in the Foundation.

Bob Pryzby said more tables and tents are needed. Diana Ewy Sharp said she would like a plaque for the award winners. Other items mentioned to use the money for were a logo design, megaphones, professional ads and signs for VillageFest. Bob Pisciotta said he will coordinate spending the excess budget. Barbara Vernon said the Council has tentatively approved a 5% budget increase for next year.

Bob Pisciotta recognized Barbara's last year on the committee and thanked her for her work.

Diana Ewy Sharp recognized Bob Pisciotta for his efforts. She said the Council and Mayor were appreciative.

Adjournment

Joel Crown moved to adjourn. The motion was seconded by Ann Lilak and passed unanimously.

Bob Pisciotta
Chair

COMMUNITY CENTER STUDY COMMITTEE
8 August, 2007
Minutes

The Community Center Study Committee met at 5:30 pm in the Executive Conference Room. Members present: David Belz, Chairman, Wayne Vennard, Laura Wassmer, and Dale Warman. Also present: Barbara Vernon, Doug Luther, and Bob Pryzby.

Minutes

Committee members approved minutes from the 5 June, 2007 meeting as submitted.

Survey Responses

Committee members reviewed a spreadsheet identifying potential meeting facilities in Prairie Village. They noted that there are many meeting rooms available in churches throughout the City.

Ms. Wassmer said she contacted several churches. While some provided meeting space for church members only, others were very interested in encouraging the public to use the church meeting rooms. Rental fees were nominal, and some simply requested a donation.

She noted that Homestead Country Club is available to the public as well as club members. However, the room rental fee is waived for club members.

She said the Shawnee Mission School District has many facilities which are available, but only to groups. She added that the District has an extensive list of facility reservation policies.

Mr. Vennard said many of the churches seemed helpful. He noted that Hillcrest Covenant Church was very cooperative and has quite a bit of space available.

Mr. Belz said Mission Road Bible Church has lots of space. However, people are likely not aware of it.

Village Presbyterian Church has space, but there are several restrictions in using the space and it is heavily booked.

Committee members agreed that there appears to be a significant amount of meeting space available in the community. The issue appears to be that members of the public are not aware that the space is available. Committee members felt it would be possible for the City to partner with churches to help promote available meeting space.

Committee members said the City could act as a referral service for meeting space. For example, if individuals contact the City to reserve space, but none is available at a City facility, the City could provide a list of alternate locations and encourage people to contact one of the churches.

Committee members agreed the City should determine if churches would be willing to allow the City to refer people to them. They directed staff to send a letter to churches in the city and ask if they would allow the City to refer people needing meeting space to them. Churches that are agreeable would be put on a list, which could be used by the City Clerk's office and distributed to those seeking meeting space.

Gym/Fitness facilities

Committee members discussed the idea of the City serving as a referral source for fitness facilities as well. They said the City could take a more active role in making Prairie Village residents aware of nearby fitness facilities, such as the YMCA, Overland Park Community Center, and the Mission Community Center. Activities at these facilities could be promoted at City Hall and through City publications. Committee members agreed to further investigate this idea.

Committee members agreed that the City should not subsidize membership fees Prairie Village residents pay to join fitness facilities.

Mr. Belz said he would contact Bill Griffith regarding his conversations with the YMCA. Bill could provide a report at a future meeting.

There being no further business, the meeting adjourned.

David Belz
Chairman

SISTER CITY COMMITTEE

July 9, 2007

The Sister City Committee met July 9, 2007. Present and presiding: Cindy Dwigans. Members present: Cleo Simmonds, James Hohensee and Michael Kelly. Staff present: Barbara Vernon.

Committee members

Committee members expressed concern about members who have not attended meetings for the past several months. Barbara Vernon suggested they be contacted to see if they still live in the City and continue to be interested in serving as an active member of the committee. She will send letters to two individuals.

VillageFest

Cleo said, after spending time talking to people at VillageFest about the Sister City program, he came to the conclusion they are generally young families who are not able to travel to other countries at this time in their lives. James said having the booth at the event provides the Committee good publicity which has its own value.

Sister City Conference

Cleo said Prairie Village has four votes on policy issues at the Sister City Conference. He said he learned that the "Friendship City" concept is the same as that of "Sister City". He said members in some foreign countries prefer to refer to their relationships as "Friendship City" but in the United States "Sister City" is preferred. The Sister City International organization does not recognize a "friendship" relationship because they feel it is more limited in scope than the relationships they support.

Dalyna

Cleo said he would like to take gifts to their hosts in Dalyna. He had originally suggested golf shirts which cost approximately \$225 per dozen from Gear with a four dozen minimum order. Score More can provide t-shirts for \$4.75 each, they also require a minimum order of four dozen.

Cindy said the Eisenhower museum in Abilene sells lapel pins that have US on one side and Kansas on the other. Ball caps were also suggested. Cleo said they would cost \$7 - \$8 each with a four dozen minimum order. James said he has a friend who sells them, he will ask the cost of his caps. Other suggestions included vitamins, jeans and American cigarettes.

They agreed the Mayor should be given a friendship token gift and a proclamation from the City of Prairie Village. Other gifts suggested were gold coins and Susan B. Anthony coins. James suggested the Mayor's wife be given a tote bag with Prairie Village on it. There was discussion about a gift for Charlotte who has been the main contact. Roastoree coffee or some other locally produced consumable product was suggested. Cleo will check with customs to determine what types of items can be taken into the country.

Michael suggested committee members raise funds from local businesses for purchases of gifts. Cleo offered to talk to the Bank of Prairie Village about making a donation. Michael said he will also make some contacts, he thinks they will need approximately \$500.

Cindy said the Kansas City Sister City organizations will accept money for local chapters through their tax exempt organization. The money would be held in a special account designated for use by the Prairie Village Sister City Committee. Cleo expressed concern about problems that might be caused by crossing the state line.

Sister City Web site

James said he will have the web site information ready by the end of July. It will include hot links to web pages of the cities committee members are investigating. He said he will let committee members know the new link by the first of August.

Cindy suggested the page include both English and the native language for each page linked to the Prairie Village page.

Michael said his goal is to revamp the City's web site, allowing each committee to have its own page. He thinks the current site is too bland and looks old. Michael thinks the City's web site should have a Village Vision look.

Ireland

Cindy reported that Doug Luther conducted a test teleconference with the group in Ireland, it worked very well. They agreed not to have the committee teleconference until after the Sister City Conference because Cindy and Bob will meet with the delegation in Ft. Lauderdale.

Adjournment

The meeting was adjourned at 8:30 p.m.

Cindy Dwigans
Chairman

SISTER CITY COMMITTEE

August 13, 2007

Call to Order

The Sister City Committee met August 13, 2007. Present and presiding: Cindy Dwigans. Present: Cleo Simmonds, Hildegard Knopp, Lynnly Marcotte, Dick Bills, Carole Mosher, Bob McGowan, Jim Hohensee, and Michael Kelly. Staff: Chris Engel.

Approve Minutes from June and July, 2007 meetings.

The minutes were unanimously approved, with correction to 7/2007 minutes.

Budget Report

Cleo informed the committee that the Bank of Prairie Village had donated \$250 toward the purchase of gifts for the upcoming trip to Dolyna. Cleo mentioned that the donation would cover a large portion of the costs of the shirts but would still be ~\$100 short. There was discussion about the specific uses of the donation and it was determined it would be used solely for the shirts.

Ukraine Preparations

Michael mentioned he had received his passport last week and was gearing up to go. Cleo showed everyone the official invitation, sent in May, which he recently received for the trip. Its contents included a letter from the Mayor, maps, and informational booklets. He next showed everyone the shirts that were purchased as gifts as well as some American flag and Prairie Village pins. It was also mentioned that he had purchased some coffee table books that showcased the Kansas region. Pre-shipping the gifts was discussed as a method of avoiding the extra weight when flying. After discussion it was determined that paying the additional freight to the airline to assure their safe and timely arrival was best.

Cleo passed around his business card with English on one side and Cyrillic on the opposite side. Michael is in the process of completing his.

Lynnly talked about her recent dinner with friends from Ukraine and that it is their custom to be very hospitable and formal when hosting visitors. Dick asked about language barriers and Lynnly said her friends knew English because they were younger which was common. There was discussion that perhaps these friends should be reached out to for the purpose of an informal conversation about the country. Lynnly mentioned they would be in town for a few more days and she would attempt to contact them. Cleo gave her his new business card to give them.

Cindy read from a letter that gave some ideas of goals for the trip such as fostering good relationships. She also covered our expectations from a list Cleo presented in an earlier meeting. There was discussion about who would be able to visit Prairie

Village from Ukraine. It was believed that because of U.S. State Department sponsorship the majority of visitors would be governmental workers more so than the "man on the street."

Cleo referenced a prior letter to Sasha that mentioned certain goals such as the exchange of students, city personnel, and culture. Michael started a discussion on how to best present information about the trip to the Council. It was determined that an alternative delivery of information, other than the minutes or a formal report, might work best. One idea was to have an informal meeting in an alternative venue or to have them attend a Sister City meeting so they can become involved in the discussion.

Sister City Conference

Bob and Cindy gave a report on their trip to the conference in Ft. Lauderdale. The trip was deemed a success and worthwhile. There were contacts made from around the globe including new contacts from other cities in Ireland. Bob passed around a packet from one of these cities that included DVDs, pens, and well-crafted info booklets.

While there, contact had been made with the Newry/Mourne delegation. They had expressed interest in Prairie Village along with two other American cities they were going to visit after the conference. It was believed that the other two cities got a head start and had been more aggressively pursuing the Newry/Mourne relationship so they may have an advantage over us. Despite this, their delegation will be visiting Prairie Village and the Kansas City metro in July, 2008 for the International Sister City Conference, if not sooner. In addition, they had mentioned they were following a formal process of choosing a Sister City and would be sending out formal invitations to all three American cities in the near future.

Bob reminded everyone that the conference will be in Kansas City next year and he volunteered the committee to assist the Greater Kansas City chapter in its planning and execution. The dates are July 16-19, 2008.

Sister City Web site

A mockup of the website was shown to everyone and it was agreed that it looked great and should be up and running as soon as possible. Jim mentioned that the Committee now had an email address that everyone could access. The email address is pvsistercity@lycos.com.

Villagefest

Cindy said the booth was a good idea. Most of the visitors were familiar with Sister Cities from other municipalities. It was mentioned that a banner was needed but would be discussed at a later date because it would not be needed until the Shawnee Mission East Exchange Reception.

Fundraising

Cindy spoke of one of the workshops she attended at the Conference that was on fundraising. The speaker during the workshop has a book out on fundraising and Cindy feels like it would be a worthwhile purchase to help the Committee raise some additional funds. It was pointed out that it is important that the Committee begin building its coffer for the future and not rely solely on the City for funding. To achieve this, Cindy proposed forming a fundraising committee to research and present recommendations on acquiring additional funds. Carole, Michael and Cindy all agreed to do so.

Cleo pointed out that Macy's has a purchase card that non-profit organizations can sell and keep the proceeds.

Cindy also asked Carole to head up the Shawnee Mission East exchange reception this year. Carole agreed and was tasked with exploring ways to publicize the event to raise awareness of the Committee. Michael mentioned this was the type of event that the media might be attracted to.

Council Liaison Report

Michael reported that the Council had just passed the budget for 2008. He also said he had received a lot of compliments on the Committees presentation to the Council concerning additional funds for the Ukrainian trip. He believes the Council as a whole was impressed and interested in what was happening with Sister City.

Other Business

There are still two student openings on the Committee. An effort needs to be made to get that information out to the public and perhaps school credit could be given for membership.

Mike has mentioned the Tour de-Prairie Village bike race idea to the Council and some seem receptive to the idea. It was decided that this idea would have to wait until a later date.

Cindy asked Jim if he would write a newsletter for the Committee and he said that may be possible.

There was discussion about coming up with a mission statement or 'elevator message' to crystallize what the committee does. This could then be used both internally and externally in fundraising and recruitment.

Adjournment

The next meeting will be September 10, 2007 in City Hall. The meeting was adjourned at 8:40 p.m.

Cindy Dwigans
Chairman

Mayor & Council
CITY OF PRAIRIE VILLAGE
Prairie Village KANSAS

Prairie Village to raise property taxes

Prairie Village is raising property taxes next year. The City Council has adopted a 2008 budget that includes a two-mill increase in the property tax rate. It's the city's first tax rate increase in five years.

The budget shows revenue of \$19,934,727 and spending of \$22,968,884. The council will balance the budget by using money from reserve funds.

The property tax mill rate in 2008 will be 18.133 mills, or \$18.13 for every \$1,000 in assessed valuation. The owner of an average Prairie Village home with an appraised value of \$209,000 will pay about \$36 a month in city property tax.

"The reason we need to increase taxes this year is because Prairie Village is a landlocked community - there are no automatic increases in growth, such as new subdivisions to bring in more people," said City Administrator Barbara Vernon. "It (property tax) isn't increasing fast enough. We need money for several things, such as paying the gas for public works vehicles."

TOO MANY VEHICLES
Jennifer Bhargava, jbhargava@kcstar.com

You have automatic increases in revenue from increased assessments! Live within it!!

You people are sick

Don't plan to run for re-election

Did you ever hear of conservation?

Some landlocked cities here cut tax rates -

BRICK CROSSWALKS!!

**Council Members
Mark Your Calendars
August 20, 2007**

August 2007	Shawn Bohs photography exhibit in the R. G. Endres Gallery
August 23	Shawnee Mission Education Foundation 15 th Annual Fall Breakfast
August 30	Commerce Bank in Corinth Reception 5-7 p.m.
September 2007	Barney Newcom oils exhibit in the R. G. Endres Gallery
September 3	City offices closed in observance of Labor Day
September 3	Pool closes for the season at 6:00 p.m.
September 4(Tuesday)	City Council Meeting
September 14	Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
September 17	City Council Meeting
October 2007	No exhibit scheduled yet in the R. G. Endres Gallery
October 1	City Council Meeting
October 6-9	League of Kansas Municipalities Annual Conference - OP Convention Center
October 15	City Council Meeting
October 15	Flu shots scheduled at Public Works and City Hall
November 2007	Mid-America Pastel Society exhibit in the R. G. Endres Gallery
November 5	City Council Meeting
November 9	Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
November 13-17	National League of Cities Annual Conference in New Orleans
November 19	City Council Meeting
November 22-23	City offices closed in observance of Thanksgiving
November 26	Mayor's Holiday Tree Lighting - Corinth Shopping Center
November 30	NE Johnson County Chamber's Annual Dinner - Lake Quivira Country Club
December 2007	Christi Roberts-Bony mixed media R. G. Endres Gallery
December 3	City Council Meeting
December 7	Mayor's Holiday Gala
December 14	Artist reception in R. G. Endres Gallery 6:30 to 7:20 p.m.
December 17	City Council Meeting
December 25	City offices closed in observance of Christmas

ANIMAL CONTROL COMMITTEE

AC96-04 Consider ban the dogs from parks ordinance (assigned 7/15/96)

COMMUNICATIONS COMMITTEE

COM2000-01 Consider redesign of City flag (assigned 7/25/2000)
 COM2000-02 Consider a brochure to promote permanent local art and history (assigned Strategic Plan for 1st Quarter 2001)
 COM2000-04 Consider the installation of marquees banners at City Hall to announce upcoming civic events (assigned Strategic Plan for 1st Quarter of 2001)

COUNCIL COMMITTEE

COU99-13 Consider Property Audits (assigned 4/12/99)
 COU2000-42 Consider a proactive plan to address the reuse of school sites that may become available (assigned Strategic Plan for 4th Quarter 2001)
 COU2000-44 Provide direction to PVDC regarding its function / duties (2000 Strategic Plan)
 COU2000-45 Review current City definition for blight and redefine it where appropriate (assigned 2000 Strategic Plan)
 COU2004-10 Develop programs to promote and encourage owner occupied housing (transferred from PVDC on 3/15/2004)
 COU2004-11 Identify potential redevelopment areas and encourage redevelopment proposals (transferred from PVDC on 3/15/2004)
 COU2004-12 Pursue development of higher value single-family housing (transferred from PVDC on 3/15/2004)
 COU2004-13 Proactively encourage redevelopment to increase property values (transferred from PVDC on 3/15/2004)
 COU2004-14 Meet with the Homes Association of the Country Club District (HACCD) to obtain their input regarding deed restrictions (transferred from PVDC on 3/15/2004)
 COU2005-17 Consider how to expand leadership opportunities for Council (assigned 9/6/2005)
 COU2005-19 Consider term limits for elected officials and committees (assigned 9/6/2005)
 COU2005-21 Develop a policy for use of Fund Balance (assigned 9/6/2005)
 COU2005-27 Consider concept of Outcomes Measurement or Quantifying Objectives (assigned 9/6/2005)
 COU2005-44 Consider YMCA Partnership (assigned 12/14/2005)
 COU2006-05 Consider Committee Structure (assigned 4/25/2006)
 COU2006-20 Consider Project 191020: Colonial Pedestrian Bridge Replacement (assigned 8/1/2006)
 COU2006-26 Consider Project 190862: 75th Street from Nall Avenue to Mission Road (CARS) (assigned 8/28/2006)
 COU2006-27 Consider Project 190855: Tomahawk Road Bridge Replacement (assigned 8/28/2006)
 COU2006-33 Consider Lease of Public Works from Highwoods Properties, Inc. (assigned 8/29/2006)
 COU2006-38 Consider Park & Recreation Committee Report (assigned 09/27/2006)
 COU2006-54 Consider Renewal of Special Use Permit at 7700 Mission Road (assigned 12/7/2006)
 COU2006-55 Consider Project SP105: 2007 Crack Seal/Slurry Seal/Microsurfacing Program (assigned 12/27/2006)
 COU2007-02 Consider Reducing the size of the Council (assigned 1/8/2007)
 COU2007-08 Consider 2008 Budget (assigned 1/11/2007)
 COU2007-10 Consider Recognition of Prairie Village families with service personnel in Iraq, Afghanistan or other dangerous areas (assigned 1/11/2007)
 COU2007-11 Consider SP107: 2007 Street Repair Program (1/31/2007)
 COU2007-19 Consider Project 190860: 2007 Street Resurfacing Program (assigned 2/14/2007)
 COU2007-22 Consider Project 190718: 2007 Storm Drainage Repair Program (assigned 2/28/2007)
 COU2007-27 Consider Project 190864 - 2008 Paving Program (assigned 3/9/2007)

COMMITTEE AGENDA

August 20, 2007

- COU2007-31 Consider City Administrator/City Manager forms of government (assigned 3/19/32007)
- COU2007-33 Consider Project 190719: 2008 Storm Drainage Repair Program (assigned 4/11/2007)
- COU2007-35 Consider Project 190709: 83rd Street/Delmar Drainage Improvements (moved from POL 2004-15 - assigned 4/11/2007)
- COU2007-40 Consider Code Enforcement - Interior Inspections (assigned 5/2/2007)
- COU2007-43 Consider Providing Public Works Services to the City of Mission Hills (assigned 5/29/2007)
- COU2007-47 Consider using MUTCD "Stop for Pedestrian" signs. (assigned 6/19/2007)
- COU2007-48 Consider Employee Benefit Renewal (assigned 6/27/2007)
- COU2007-49 Consider Project 190868: Roe - 91st to Somerset Drive (assigned 6/27/2007)
- COU2007-51 Consider Village Vision Implementation Strategy (assigned 6/27/2007)
- COU2007-52 Consider Island & Statue Responsibility (assigned 7/11/2007)
- COU2007-53 Consider EasyRide Program (assigned 7/13/2007)
- COU2007-54 Consider Project 190708: Tomahawk Road / Nall to Roe (assigned 8/26/2004 - was POL2004-13)
- COU2007-55 Consider Homes Association Notification Ordinance (assigned 8/1/2007)
- COU2007-56 Consider Official Recognition of Homes Association Committee (assigned 8/1/2007)

LEGISLATIVE/FINANCE COMMITTEE

- LEG2000-25 Review fee schedules to determine if they are comparable to other communities and where appropriate (assigned Strategic Plan for 1st Quarter of 2001)
- LEG2003-12 Consider Resident survey - choices in services and service levels, redevelopment (assigned 8/7/2003)
- LEG2005-49 Consider Building Permit and Plan Review Fees (assigned 12//21/2005)

PARKS AND RECREATION COMMITTEE

- PK97-26 Consider Gazebo for Franklin Park (assigned 12/1/97)

PLANNING COMMISSION

- PC2000-02 Consider Meadowbrook Country Club as a golf course or public open space - Do not permit redevelopment for non-recreational uses (assigned Strategic Plan 2nd Qtr 2001)

POLICY/SERVICES

- POL2004-13 Consider Project 190708: Tomahawk Road / Nall to Roe (assigned 8/26/2004) Moved to **COU2007-54**
- POL2004-15 Consider Project 190709: Somerset, Delmar to Fontana (assigned 8/26/2004)- Moved to **COU2007-35**
- POL2004-16 Consider Project 190708: Tomahawk Road Nall to Roe (assigned 8/26/2004)
- POL2005-04 Consider Project 190809: 75th Street and State Line Road (assigned 2/1/2005)
- POL2005-30 Consider Project 190855: Tomahawk Road Bridge (assigned 11/1/2005) - Moved to **COU2006-27**

PRAIRIE VILLAGE ARTS COUNCIL

- PVAC2000-01 Consider a brochure to promote permanent local art and history (assigned Strategic Plan for the 1st Quarter of 2001)