

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
May 7, 2018**

The City Council of Prairie Village, Kansas, met in regular session on Monday, May 7, 2018, at 6:00 p.m. in the Council Chambers at the Municipal Building, 7700 Mission Road, Prairie Village, Kansas. Mayor Laura Wassmer presided.

ROLL CALL

Roll was called by the City Clerk with the following Council Members in attendance: Chad Herring, Jori Nelson, Serena Schermoly, Ronald Nelson, Tucker Poling, Andrew Wang, Sheila Myers, Brooke Morehead, Dan Runion, Courtney McFadden, Ted Odell and Terrence Gallagher.

Staff present: Tim Schwartzkopf, Chief of Police; Captain Byron Roberson, Sgt. Travis Gray; Keith Bredehoeft, Public Works Director; Melissa Prenger, Senior Project Manager; David Waters, Interim City Attorney; Wes Jordan, City Administrator; Jamie Robichaud, Assistant City Administrator; Alley Porter, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk. Teen Council members present: Carly Hendrickson, Jack Mikkelson and Luke Hafner. Also present were Chris Brewster, City Planning Consultant and Scott Bingham, Parks Consultant.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Tucker Poling moved the approval of the agenda for May 7, 2018 as presented. The motion was seconded by Chad Herring and passed unanimously.

INTRODUCTION OF STUDENTS & SCOUTS

Three high school students were in attendance for their government class and were introduced.

PRESENTATIONS

Mayor's Award for Perseverance - Sonia Warshawski

Mayor Wassmer welcomed Prairie Village resident Sonia Warshawski to receive the Mayor's Award for Perseverance as a survivor of Nazi death and concentration camps and for her efforts to change lives by sharing her story of resilience and positivity with others. Mayor Wassmer stated it was the City's privilege to recognize Sonia Warshawski as an inspiration and role model. Mrs. Warshawski thanked the City for this recognition and stated she is thrilled to be able to share her story and make a difference.

Teen Council Graduation

Terrence Gallagher recognized the 2018 Teen Council members Carly Hendrickson, Jack Mikkelson, Lauren Wittek and Daniel Long on their completion of the program. He also thanked Luke Hafner, a 2017 graduate of the program, for serving this past year as

a mentor to the new teen council. Applications for next year's teen council will be available on the City's website June 1st.

Presentation on the United Nations Convention of the Elimination of all Forms of Discrimination Against Women (CEDAW)

Gail James with the Midwest Coalition for CEDAW stated their focus is on areas of discrimination that impact women most: Employment, Health and Safety. They seek to raise awareness and support for the Cities of CEDAW campaign and work for implementation of Cities for CEDAW in municipalities, as they have in Kansas City, Missouri. Mayor Wassmer stated the Council would discuss participation in CEDAW at a future meeting.

PUBLIC PARTICIPATION

Paul McKie, 8235 Nall, spoke in opposition to the proposed location of bike trails along Nall as depicted on the proposed Citywide Bike/Pedestrian Plan, noting the negative impact it would have on his property.

Robert Numrich, 5400 West 83rd Street, noted he first expressed his opposition years ago against sidewalks in this area and the problems they have created for residents. He expressed particular concern with the intersection of 83rd & Nall.

Kirk Choinis, 5417 West 79th Street, asked the City to seek a balance between the adding of this amenity and respecting the adjacent properties. He felt there was a viable solution without widening Nall.

Kathryn McIntyre, 5450 West 83rd Street, also opposed the proposed location of bike trails along Nall noting the negative impact a previously installed sidewalk had on the existing stone wall located in front of her property.

With no one else to address the City Council, public participation was closed at 6:35 p.m.

CONSENT AGENDA

Mayor Wassmer asked if there were any items to be removed from the consent agenda and discussed. Jori Nelson asked for the removal of item #5 - Approval of the proposed bike/pedestrian plan.

Ms. Nelson confirmed the specific location of trail indicated on the proposed plan for 69th Street was still under discussion. Mr. Bredehoeft responded the proposed plan incorporates existing trails in the city. He stated the Oxford/69th and 71st/Roe locations will be studied further.

Mayor Wassmer asked if the approval of the proposed plan would include a sidewalk being constructed on Nall and if at the time of construction residents would be allowed to sign a petition to not construct the sidewalk. Mr. Bredehoeft responded the city's policy

allows for a petition by residents against sidewalks on residential streets. The city's sidewalk policy requires sidewalks on both sides of major streets, such as Nall

Mayor Wassmer stated approval of the plan does not mean that the identified areas will be constructed as shown on the plan. There will be continuing discussion prior to approval for construction. Mr. Bredehoeft noted Nall is scheduled for work in 2021 and will be discussed with resident engagement in 2020 as the project is designed.

Council members Ted Odell, Brooke Morehead, Jori Nelson, Serena Schermoly and Dan Runion expressed concerns with the proposed sidewalk citing the negative impact on trees and adjacent property owners.

Mr. Bredehoeft reviewed the process followed in the creation of the bike/pedestrian plan. Ron Nelson stressed the action before the Council was not the implementation of the plan, but approval of a conceptual map identifying possible locations.

Tucker Poling moved the City Council approve the proposed bike/pedestrian plan. The motion was seconded by Sheila Myers. After further discussion, the motion was voted on with the following votes cast: "aye" Herring, R. Nelson, Poling, Wang, Myers, McFadden and Gallagher; and "nay" J. Nelson, Schermoly, Morehead, Runion and Odell. Mayor Wassmer declared the motion passed by a vote of 7 to 5.

Chad Herring moved for the approval of the remaining Consent Agenda of May 7, 2018:

1. Approval of the regular City Council meeting minutes for April 16, 2018
2. Approval of Ordinance 2384 approving the Prairie Village Art Fair at the Prairie Village Shops as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded public area of the event
3. Approval of Ordinance 2385 approving the Clock Tower Concerts at the Shops of Prairie Village as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded public area of the event
4. Approval of the purchase of a replacement pickup truck with equipment and the disposal of Asset #5080 by auction
5. Removed
6. Authorize the Mayor to execute the construction contract with Vance Brothers, Inc. for Project P5000/P5038, the 2018 Crack Seal/Micro Surfacing Program, in the amount of \$312,000

A roll call vote was taken with the following votes cast: "aye" Herring, J. Nelson, Schermoly, R. Nelson, Poling, Wang, Myers, Morehead, Runion, McFadden, Odell and Gallagher.

COMMITTEE REPORTS **Prairie Village Arts Council**

Serena Schermoly reported the reception for the May Gallery exhibit will be held this Friday. She also noted that the Prairie Village Art Gallery was featured in the April issue of the Kansas Government Journal.

MAYOR'S REPORT

Mayor Wassmer stated she recently attended the following events on behalf of the City: Johnson/Wyandotte County Council of Mayors meeting and legislative update and Prairie Village "Cookie with a Cop". Mayor Wassmer announced that she would not be seeking a second term as Mayor and enumerated many of the accomplishments of the past twenty years she has served on the City Council and as Mayor. She thanked past and present councils and staff for their diligence and service in making Prairie Village the amazing city it has become.

STAFF REPORTS

Public Safety

- Chief Schwartzkopf reported the 2nd Annual Doggie Dash was a huge success last Saturday with over 100 people and 70 dogs participating in the 3K. He acknowledged the work of CSO Allie Jasminski in organizing this event.
- May 15th is National Police Officers Memorial Day and the department will be having a ceremony recognizing the day at 7:30 a.m. in the municipal courtyard.

Public Works

- Keith Bredehoeft reported the work on the municipal campus parking lot is progressing. Paving will begin Friday and Saturday and the finished the following weekend.
- Public Works hosted a truck event last Friday for "Parents as Teachers" and will host the 2nd annual "Touch a Truck" event featuring public works operations and equipment on Wednesday, May 23rd at 4:30 p.m.
- The demolition of the church at 67th & Roe is awaiting clearance from Johnson County Wastewater.

Terrence Gallagher acknowledged the support of the public works department supplying tons of mulch for Harmon and Santa Fe Parks last Saturday at Scout Conservation Day. Mayor Wassmer confirmed the diseased tree at Bennett Park has been removed.

Administration

- Wes Jordan reviewed upcoming agenda items for the May 21st meeting and referenced the staff action report given to council members.
- Mr. Jordan noted a preliminary report from the citizen survey has been received and is being reviewed. Ms. Nelson asked how many responses were received. Mrs. Porter replied 712 were received from the mailed survey. The number of on-line surveys completed is not known at this time.

Sheila Myers asked about the status of lifeguard hiring. Alley Porter replied the increased salary has not made a significant difference in the amount of applications received; however, the process is going well with the city hoping to hire 60 guards

Mayor Wassmer asked how many residents responded that they were concerned with housing stock and teardown-rebuilds. Mrs. Porter replied approximately 52% raised this as a concern.

EXECUTIVE SESSION

Dan Runion moved that the Governing Body recess into Executive Session in the Multi-Purpose Room for a period not to exceed 25 minutes for the purpose of briefing the City Council on possible litigation, pursuant to KSA 75-4319 (b) (2) consulting with the City Attorney on matters deemed privileged in the attorney-client relationship. Present will be the Mayor, City Council, City Administrator, Interim City Attorney, Chief of Police and attorney Mike Seck. The open meeting will resume in the City Council Chambers at 7:45 p.m.

The motion was seconded by Tucker Poling and passed unanimously.

Mayor Wassmer stated it was 7:45 and the City Council meeting is reconvened in open session from executive session where no binding action was taken.

OLD BUSINESS

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

NEW BUSINESS

COU2018-23 Consider Ordinance providing for the number of qualified electors of the City which must sign a nomination petition for candidates for city offices elected at large Interim City Attorney David Waters reviewed the proposed ordinance addressing the number of qualified electors required for a nomination petition for candidates for city offices elected at large. The only city at-large election is that of the Mayor. The proposed ordinance establishes 50 qualified electors are required to sign a nominating petition for elections at large or by 1% of the ballots cast and counted at the last general city election, whichever is less.

Chad Herring moved the City Council adopt Ordinance 2385 adding Section 6-107 entitled "Declaration of Candidacy Elections at Large, Nominating Petition" of Article 1 entitled "City Elections, Chapter VI entitled "Elections" of the code of the City of Prairie Village, Kansas. The motion was seconded by Tucker Poling.

A roll call vote was taken with the following votes cast: "aye" Herring, J. Nelson, Schermoly, R. Nelson, Poling, Wang, Myers, Morehead, Runion, McFadden, Odell and Gallagher.

Chad Herring reviewed the new meeting process in reference to when action is taken on items and when the vote is delayed to the next meeting.

Consider adding a speed table on 69th Street just west of Tomahawk Road

Keith Bredehoeft reported residents expressed concern with safety at the intersection of 69th Street & Tomahawk near the island and requested that 69th be changed to a one-way street. That suggestion was met with opposition. Staff continued to meet with residents and is proposing the alternative of adding a speed table at the east end of 69th Street to slow traffic near the island. A petition was circulated to adjacent residents with over 60% supporting the proposed installation.

John Mortensen, 4022 West 69th Street, stated he would prefer to see the north end of the spur closed allowing only one way in and one way out. He noted the blind spot for traffic going east. He is supportive of the speed table, but would also like to get a petition to also close the spur.

Keith Bredehoeft explained that speed tables are significantly different than speed bumps which are prohibited by council policy. Speed tables that have been installed elsewhere in the city have had a positive impact on traffic speed.

Chad Herring moved the City Council approve the addition of a speed table on 69th Street just west of Tomahawk Road. The motion was seconded by Serena Schermoly and after additional discussion was passed by a vote of 11 to 1.

Consider alternative contractor selection for residential street contract (2018 Paving Program)

Melissa Prenger reviewed the traditional process for awarding infrastructure contracts which begins with the design of the contract, solicitation for bids and evaluation of bids/award of contract. This process does not address the intangible, yet important factor of customer service. Staff would like to address the customer service component and evaluate a bid received directly from a contractor that has proven to be competitively priced, provided quality of work and has gone above the specified requirements for customer service, entering into a three year program with the contractor. This process is only for the paving program. Other CIP projects would continue to be bid. Mayor Wassmer expressed her support of this new process noting past issues with customer service when the contract was awarded based only on low bid.

Tucker Poling moved the City Council authorize staff to bring a contract before Council with a selected contractor for award for the 2018-2020 Paving Program. The motion was seconded by Sheila Myers and passed unanimously.

Jori Nelson moved the City Council go into the Council Committee of the Whole portion of the meeting. The motion was seconded by Tucker Poling and passed unanimously.

COUNCIL COMMITTEE OF THE WHOLE

Council President Dan Runion presided over the Council Committee of the Whole.



COU2018-26 Consider purchase of digiTICKET electronic ticket software

Sgt. Travis Gray stated the current electronic e-ticketing has been in use since 2011 and is requiring software updates. PD staff has researched other e-ticketing options. DigiTICKET is used by the majority of larger agencies in the County, will interface with the NICHE system and is compatible with the municipal court software. Prairie Village is able to purchase the software through the State of Kansas contract at a cost of \$40,659.37. The Codes Department will also begin using this software for tickets. Funding is available and has been previously budgeted in the Equipment Reserve Fund as part of the 2018 budget. Council members confirmed the cost includes training and related costs, the agreement had been reviewed by the City Attorney and the software program was reviewed by the city's IT staff for security protocols.

Terrence Gallagher moved to recommend the City Council approve the purchase of digiTicket electronic ticket. The motion was seconded by Ron Nelson and passed unanimously.

Comprehensive Plan Unpdate

Chris Brewster noted that Village Vision is now 11 years old with a majority of the implementation strategies identified in the document having been accomplished or no longer relevant. Village Vision has served the City well; however, staff believes an update to Village Vision is necessary to adequately address the current challenges and opportunities within the community and refine the community's desired future.

Mr. Brewster reviewed the recommended process for the plan update which includes an update of the community profile, validation of community direction and an update to the implementation. The process would take an estimated 7 to 11 months to complete at a projected cost of \$47,500 to \$80,000. The Planning Commission has recommended the Comprehensive Plan be updated.

Council members questioned the wide range in projected cost. Mr. Brewster the biggest variable in the cost is the level of public engagement. He also noted cost would be impacted by the level of detail in specific plans vs. concepts. He views the plan as looking more at trends and patterns where development could occur in the future than looking at specific areas.

Council members were supportive of proceeding with a plan update with several suggesting that the plan focus on housing stock, affordable housing, zoning buffers and density. Mr. Brewster cautioned that density does not necessarily equate to affordability. Council members cautioned one another against going into the plan with preconceived ideas and to be open to new ideas. It was felt that opportunity was missed by not following Village Vision for the development of the shopping centers, instead merely getting a facelift.

It was noted that funding sources for the plan still need to be determined as well as the scope and direction.

Tucker Poling moved the City Council move forward with the Comprehensive Plan update as proposed by Gould Evans with formal action taken at the next City Council meeting. The motion was seconded by Ron Nelson. Mrs. Morehead suggested amending the motion to include at a cost up to \$50,000. Mr. Jordan responded it was premature to set a cost level at this point in time. The motion was voted on and passed by a vote of 10 to 2 with Mr. Odell and Mr. Gallagher voting in opposition.

Discussion of conceptual options for design of North Park and review of fitness court location options

Mrs. Prenger noted on August 21, 2017, the City Council directed staff to move forward with the possible installation a Fitness Court through a grant program as part of a National Fitness Campaign. This 30' x 30' pad would provide a consolidated workout area. Porter Park has been determined to be a preferred location as it is both centrally located and close to the city's trail system. Mrs. Prenger noted the \$10,000 grant would cover only a portion of the total cost of installation estimated to be more than \$80,000. Mr. Bredehoeft noted this would be a 2018 project. Several council members felt the city's cost for the project was excessive and directed staff to reject the grant and not proceed with the project.

Mrs. Prenger reviewed the process to date for the development of the new park land purchased by the City. There was extensive input received at the public information meeting on March 6th, followed by a review of that information by the steering committee. Scott Bingham, City Parks Consultant, prepared two concept plans for review by the Parks & Recreation Committee at their April meeting. The Parks Committee selected the best items from each plan to be combined into a new plan.

Mr. Bingham presented the revised plan which contains a garden site, bocce ball area, large open greenspace and a multi-age play area. There are two small shelters proposed for the site, one near the play area and the other near the gardens. The parking lot with 37 spaces will be off 67th Street and there will be a permanent restroom.

Ms. Nelson confirmed there will be a place on site acknowledging the gift of the site by the church. Mr. Runion confirmed the proposed plan is within the established budget. Mrs. Prenger replied that final costs will be determination in the design stage, but estimates are within budget. Terrence Gallagher urged the city to consider a prefabricated restroom which would lower the cost substantially. The concept presented was accepted by the Council and direction given for staff to proceed to the design stage.

Tucker Poling moved to adjourn the Council Committee of the Whole portion of the meeting and return to the City Council meeting. The motion was seconded by Sheila Myers and passed unanimously.

ANNOUNCEMENTS

Serena Schermoly noted the upcoming Leadership Northeast Graduation ceremony for Prairie Village employees Jamie Robichaud and Amy Hunt.

ADJOURNMENT

Tucker Poling moved for the adjournment of the City Council meeting. The motion was seconded by Ron Nelson and passed unanimously. With no further business to come before the City Council, the meeting was adjourned at 9:30 p.m.

Joyce Hagen Mundy
City Clerk