



**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
NOVEMBER 4, 2019**

The City Council of Prairie Village, Kansas, met in regular session on Monday, November 4, 2019, at 6:00 p.m. in the Council Chambers at the Municipal Building, 7700 Mission Road, Prairie Village, Kansas. Mayor Mikkelson presided.

ROLL CALL

Roll was called by the City Clerk with the following Council Members in attendance: Chad Herring, Jori Nelson, Serena Schermoly, Ron Nelson, Tucker Poling, Sheila Myers, Brooke Morehead, Dan Runion, Courtney McFadden, Ted Odell and Terrence Gallagher. Staff present: Tim Schwartzkopf, Chief of Police; Major Byron Roberson; Melissa Prenger, Public Works; City Attorney David Waters, attorney with Lathrop & Gage; Wes Jordan, City Administrator; Jamie Robichaud, Deputy City Administrator; Meghan Buum, Assistant City Administrator; Lisa Santa Maria, Finance Director; Deana Scott, Court Administrator; Adam Geffert, City Clerk.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Mr. Gallagher made a motion to approve the agenda for November 4, 2019. Mr. Nelson seconded the motion, which passed 11-0.

INTRODUCTION OF STUDENTS & SCOUTS

Four members of Cub Scout Pack #3390 were in attendance.

PRESENTATIONS

Highlands Cemetery Presentation - Mike Armstrong with WaterOne gave a presentation on the company's partnership with HomeServe to run a water line to Highlands Cemetery. Steve and Marianne Noll, who volunteer to maintain the cemetery, were also in attendance.

PUBLIC PARTICIPATION

With no one present to address the Council, public participation was closed at 6:15 p.m.

CONSENT AGENDA

Mayor Mikkelson asked if there were any items to remove from the consent agenda for discussion:



1. Approval of regular City Council meeting minutes - October 21, 2019
2. Consider interlocal agreement with the City of Fairway for the installation of a sidewalk on Delmar Drive
3. Consider adoption of 2020 salary ranges by Resolution No. 2019-16
4. Consider appointment to the Insurance Committee

Mr. Gallagher made a motion to approve the consent agenda as presented.

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

COMMITTEE REPORTS

- Mr. Herring stated that the Wassmer Park grand opening event on October 26 was a success.
- Mrs. Morehead shared information from the State of the Arts reception on October 11. A total of 220 pieces were submitted, resulting in the collection of \$2,870 in entry fees. Thus far in 2019, over 1,000 pieces by 267 artists have been shown. The next reception will be held on November 8.
- Mrs. Robichaud, Chris Brewster, the City’s planning consultant with Gould Evans, and Mr. Waters presented Ordinance 2407, concerning amendments to City zoning regulations applicable to signs, alternative energy systems, special use and conditional use permits, wireless facilities, commercial landscaping, site plan review criteria and other minor clarifications. The Planning Commission approved the proposed changes at its October 1, 2019 meeting.

Mr. Brewster said that the landscape planning section was new, noting that the City had not previously had any standards in place. He added that changes were made to sign standards in order to better organize and simplify the process. Site plan review criteria were updated to give applicants clearer expectations based on difficult applications that had been reviewed by the Planning Commission in the past. Alternative energy systems sections were updated to provide more flexibility for approval. Lastly, clarifications were also made between conditional use permits, which are issued for routine applications, and special use permits, which are reserved for unique projects that require more thorough review.

Mr. Waters provided information about updates to wireless facilities regulations, noting that most of them were required based on changes to state and federal laws. Cities are no longer able to deny requests to modify existing towers that do not substantially change the physical dimensions of the tower. Further, time limits, or “shot clocks”, have been enacted limiting the length of time Cities can take to approve applications. Mr. Waters added that new wireless legislation will be brought before the Kansas Legislature in 2020, so regulations will likely change again.



Ms. Nelson asked about two-family homes, apartments and condominiums in R-1A and R-1B zoned neighborhoods. Mr. Brewster said that further discussion would be held by the Planning Commission to provide guidance on housing options as part of the new comprehensive planning process.

Mr. Nelson made a motion to approve Ordinance 2407 as presented, which was seconded by Mrs. Morehead.

Mr. Poling stated that the updates to alternative energy systems needed further review by the Planning Commission, specifically regarding restrictions on the angling of roof-mounted solar panels. He noted the restrictions differed between houses with flat roofs and angled roofs.

Mr. Gallagher asked how many parking spaces and linear feet of pavement were required in a parking lot before landscaped islands were required. Mr. Brewster said that island requirements are based on the number of parking spaces and overall size of the lot. Mr. Gallagher also asked whether a wind turbine could be installed above the height restriction established in design guidelines. Mr. Brewster said that there is a height requirement above the building height requirement for wind turbines, and anything above that would require a special use permit.

After further discussion, **Mr. Poling called the question, which passed 11-0.**

A roll call vote was taken with the following votes cast: “aye”: Schermoly, R. Nelson, Myers, Morehead, Runion, McFadden, Odell, Gallagher, Mikkelson; “nay”: Herring, J. Nelson, Poling. The ordinance passed by a vote of 9-3.

MAYOR’S REPORT

Mayor Mikkelson reported the following:

- The Mayor met with Representatives Stephanie Clayton and Jerry Stogsdill, as well as County Commissioner Becky Fast.
- The City’s legislative agenda will be presented at the November 18 Council meeting.
- Planning is underway for a “city issues” legislative forum in January.
- A City employee appreciation event was held on November 1 at Bury the Hatchet.
- The Mayor and several Councilmembers attended the Mainstream Coalition event the prior week, at which Governor Kelly gave the keynote address.
- The Shawnee Mission East girls’ golf team won the state 6-A championship.
- The Prairie Village Municipal Foundation met on October 30.
- The Mayor’s tree lighting ceremony will be held on November 21 at the Corinth Shops.
- On November 6, a delegation from Ukraine will meet with Councilmembers and staff to discuss women in elected office.



- The next Chamber in the Chambers music series event will take place on November 22.
- A lunch meeting with Representative Sharice Davids will be held on November 8 to discuss the advancement of city issues at the federal level.
- A Johnson County and Wyandotte County Mayors' dinner will be held later in the week.
- The Mayor will attend the Johnson County Community College annual gala on November 9.
- The Mayor will meet with seniors at the Meadowbrook Event Center about Prairie Village current events the following week. He will also meet with the Claridge Court men's group.
- The next Coffee with a Cop event will take place on November 15 at Panera.
- A Northeast Johnson County Mayors' lunch will be held November 15 to consider the need for representation by a lobbying firm.
- The Northeast Johnson County Chamber Gala will be held on November 16.

STAFF REPORTS

Public Works

- Melissa Prenger stated that many projects were coming to an end, including construction at Wassmer Park, on Somerset Road and Roe Avenue.

Administration

- Meghan Buum thanked the Council for their support as she has transitioned into her new role as Assistant City Administrator.
- Wes Jordan stated that a postcard mailer for the Civic Center survey is being developed. Mr. Jordan asked the Council whether survey responses should be limited to one per internet IP address, or if it would be better to simply have Weise monitor responses for abnormalities. Councilmembers and the Mayor preferred to not limit responses, as multiple residents could use the same computer to respond, such as at a library or senior living center.

OLD BUSINESS

There was no old business to come before the Council.

NEW BUSINESS

COU2019-49

Consider adoption of the 2019 Standard Traffic Ordinance for Kansas Cities and the 2019 Uniform Public Offense Code for Kansas Cities



Deana Scott stated that a review of the changes made to the Standard Traffic Ordinance and Uniform Public Offense Code is done yearly, and adjustments are made to Chapter 11 of the City Code accordingly.

Mr. Gallagher made a motion to approve Ordinance 2410 as presented, which was seconded by Mr. Poling.

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

Mr. Gallagher made a motion to approve Ordinance 2411 as presented, which was seconded by Mr. Poling.

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

COU2019-51 Consider construction change order #1 (final) for Roe Avenue, 63rd Street to 67th Street - ROAV005

Mrs. Prenger stated that the change order for \$217,308.21 was necessary due to unforeseen challenges with the road subgrade during construction, as well as the unforeseen movement of a wastewater inlet. Unused funds from ROAV004, a previously completed project, will be used to pay for the change order.

Mr. Nelson made a motion to approve the change order as presented. Mrs. Morehead seconded the motion, which passed 11-0.

COU2019-52 Consider approval of Addendum #2 to construction administration agreement with Trekk Design Group for 2019 Paving and CARS programs

Mrs. Prenger said that the City has used three construction inspectors from Trekk in 2019. Trekk staff also served as the lead construction inspector on the Delmar-Fontana project, which is not yet complete. This \$40,000 addendum will extend the current agreement with Trekk through November and the completion of the 2019 paving and 2019 CARS programs.

Mrs. Myers made a motion to approve the addendum as presented. Mrs. Morehead seconded the motion, which passed 11-0.

Ms. Nelson made a motion that the City Council move to the Council Committee of the Whole portion of the meeting. The motion was seconded by Mrs. Schermoly and passed unanimously.



COUNCIL COMMITTEE OF THE WHOLE

Debt capacity and Public Works Facility presentation

Mrs. Santa Maria noted that at the October 21 meeting, Council approved the recommendation for the Public Works project bond, pending a 20-year and 30-year bond term comparison. Additionally, the Committee of the Whole voted for further discussion to determine how to use funds exceeding the 25% reserve in the 2020 budget. Mrs. Santa Maria gave a presentation showing debt-service data for current bonds that expire in 2021 and 2023, as well as the cost differences between the 20 and 30-year options for the Public Works project. Lastly, a list of estimated costs for potential future projects, including the civic center, pool improvements and a remodel of City Hall was shared.

Mrs. Myers asked when pool improvements would need to be completed, if the civic center project is not approved. Mrs. Prenger said that some portions of the pool complex, including the pool house and slide pool would need attention in the future, but a timeline had not been determined. Ms. Nelson asked why a discussion of large projects was being held at this time. Mrs. Santa Maria stated the bond-term issue needed to be resolved at the meeting to determine what funding will be available for future projects. Longer-term bond financing would leave more money for other projects.

Mr. Poling moved to proceed with bonding the Public Works project for a 30-year term in an amount not to exceed \$10,000,000. Ms. Nelson seconded the motion.

Mr. Runion stated that he did not support the motion, and asked if staff had a recommendation. Mrs. Santa Maria said she was comfortable with a 20-year term, 30-year term, or something in between. When asked a second time, Mrs. Santa Maria said she was okay with a 30-year term. Mrs. Myers stated that she was also opposed to the 30-year term due to the larger amount of interest that will be paid, and the fact that the City had not previously financed a project for that length of time.

The motion passed 9-2, with Mrs. Myers and Mr. Runion in opposition.

Ms. Nelson moved to hold the discussion of the excess funds until the 2021 budget discussions in 2020. Mr. Poling seconded the motion, which failed 5-6, with Mr. Herring, Mr. Nelson, Mrs. Myers, Mr. Runion, Mr. Odell and Mr. Gallagher in opposition.

Mr. Gallagher said the topic would be reviewed at a future meeting prior to the next budget cycle meeting.

Mrs. Morehead moved that the City Council end the Council Committee of the Whole portion of the meeting. The motion passed 11-0.



ANNOUNCEMENTS

Mr. Gallagher urged Councilmembers to view the updates currently underway at the State Line shopping center.

Other announcements were included in the Council meeting packet.

ADJOURNMENT

With no further business to come before the City Council, Mayor Mikkelson declared the meeting adjourned at 8:36 p.m.

Adam Geffert
City Clerk