

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
FEBRUARY 1, 2021**

The City Council of Prairie Village, Kansas, met in regular session on Monday, February 1, 2021, at 6:00 p.m. Due to the COVID-19 pandemic, Councilmembers attended a virtual meeting via the Zoom software platform. Mayor Mikkelson presided.

ROLL CALL

Roll was called by the City Clerk with the following Councilmembers in attendance remotely via Zoom: Chad Herring, Jori Nelson, Ron Nelson, Tucker Poling, Bonnie Limbird, Piper Reimer, Dan Runion, Courtney McFadden, Ian Graves and Terrence Gallagher. Staff present via Zoom: Byron Roberson, Chief of Police; Keith Bredehoeft, Director of Public Works; City Attorney David Waters, attorney with Lathrop & Gage; Wes Jordan, City Administrator; Jamie Robichaud, Deputy City Administrator; Meghan Boom, Assistant City Administrator; Tim Schwartzkopf, Assistant City Administrator; Nickie Lee, Finance Director; Adam Geffert, City Clerk.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Mrs. McFadden made a motion to approve the agenda for February 1, 2021. Mr. Poling seconded the motion, which passed 10-0.

PUBLIC PARTICIPATION

No requests to address the Council were received.

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 - January 19, 2021
2. Approval of expenditure ordinance #2998
3. Approval of installation of stop signs at the intersection of 71st Terrace and Eaton
4. Approval of revisions to Council Policy 001

Mrs. McFadden 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, R. Nelson, Poling, Limbird, Reimer, Runion, McFadden, Graves, Gallagher. The motion passed 10-0.



COMMITTEE REPORTS

- Ms. Reimer stated that she had attended a UCS Drug and Alcohol Council meeting on January 21. The Council began the process of creating its agenda for the year, and a speaker gave a presentation on the “Signs of Suicide” (S.O.S.) program used by many local school districts.
- Mr. Graves noted that the Environmental Committee met on January 27. Agenda items for 2021 were discussed, as were continuing efforts to examine chemical use at City parks and plans to host a recycling event. Additionally, a native plant sale was being considered for April.
- Mrs. McFadden said that the VillageFest Committee met on January 28. The Committee will consider several options for the VillageFest event based on the state of the COVID-19 pandemic throughout the spring.
- Ms. Limbird stated that the Arts Council would host an online music event on Presidents Day titled “A Patriotic Valentine”, featuring a performance by a local violinist. The event will be broadcast live on Facebook.
- Ms. Nelson reported that special education teachers in the Shawnee Mission School District were beginning to receive COVID vaccinations. The school board also voted to shorten the school year by approximately two weeks based on a decision made by the State Board of Education to reduce the number of required school hours for the year. Lastly, the school bond issue passed with almost 70% of voters in support.

MAYOR’S REPORT

- The Mayor provided an update on the COVID-19 pandemic, noting that second phase of vaccinations continued in Johnson County. The percent positive rate in the county had dropped to a 7.6% rolling average, and both deaths and hospitalizations were trending downward.
- The Mayor noted that February was Black History Month, and that the City was working with Stand Up for Black Lives+ Prairie Village and the Johnson County NAACP on a joint recognition event.
- A meeting with area state legislators was scheduled for February 4.
- The Northeast Johnson County Chamber of Commerce held a virtual State of the Cities event on January 21. At the meeting, mayors from several cities highlighted their 2020 accomplishments.
- The Mayor noted that the Brighton Gardens senior living center was holding a canned soup drive entitled “Souper Bowl Week” to coincide with the Super Bowl. Donations will be given to area food banks.



- The Mayor stated that the next Council meeting would be held on Tuesday, February 16 due to the Presidents Day holiday.
- The Mayor recognized Teen Council member Sydney Newton's attendance at the meeting.

STAFF REPORTS

- Mr. Jordan stated that the February Plan of Action was included in the meeting packet.

Ms. Nelson asked when the proposed tree protection ordinance would be brought back to Council for consideration. Ms. Robichaud stated that a public hearing would be held at the March 2 Planning Commission meeting, after which the ordinance would be presented to Council for final approval at its second meeting in March.

Ms. Limbird asked when the approved stop signs at 71st Terrace and Eaton would be installed. Mr. Bredehoeft said that he planned to speak to the crew leader about the project timeline later in the week, and would contact Ms. Limbird once he had more information.

- Chief Roberson shared several updates from the Police Department:
 - 25 Police Department employees had thus far received the COVID-19 vaccine, and another 10 would be vaccinated on February 2.
 - The Chief attended a virtual Diversity, Equality and Inclusion (DEI) symposium the prior week.
 - The Chief provided a summary of the 2020 forfeiture trust fund report.
 - The Chief discussed the 2020 crime report, noting that both crime and traffic accidents were down for the year, though mental health calls had increased. He added that the Johnson County Co-responder had been helpful in addressing mental health issues.

OLD BUSINESS

There was no old business to come before the Council.

NEW BUSINESS

COU2021-18 Consider Resolution 2021-11 adopting the hazard mitigation plan

Mr. Schwartzkopf stated that The Disaster Mitigation Act of 2000 required all political entities in the United States to have an approved hazard mitigation plan. Adopting the Region L plan, which included communities in Johnson, Leavenworth and Wyandotte

Counties, would allow the City to address hazards, develop mitigation actions and incorporate them with the mitigation actions of other jurisdictions.

The proposed plan was completed and approved by the Federal Emergency Management Agency (FEMA) pending approval by the governing bodies of all participating entities. The plan's adoption was required for the City's eligibility for potential FEMA funds that become available for hazard mitigation activities.

Mr. Nelson noted that the plan report listed 15 properties in Prairie Village that were located in a flood plain, 14 of which were single-family homes. He asked if the properties were located along Mission Road, and if they would be removed from the list once the Mission Road drainage project was completed. Mr. Bredehoeft said that he was unsure of the locations of the homes, but would verify the information.

Mrs. McFadden made a motion to approve Resolution 2021-11 adopting the hazard mitigation plan. Mr. Herring seconded the motion, which passed 10-0.

COU2021-19 Consider small-cell facility deployment and master right-of-way license agreement

Mr. Waters said that a small-cell facility deployment agreement with AT&T was included in the packet. The agreement was similar to others Council had approved in the past with Verizon and Mobilitie; however, each of those required both a franchise agreement and a master right-of-way agreement. In 2019, the Kansas Legislature passed legislation prohibiting cities from requiring franchise agreements or collecting franchise fees from wireless services providers. As a result, cities must use small-cell facility deployment agreements. Other factors of the agreements, such as payment terms, application processes and insurance requirements remained the same.

Mr. Waters added that there were no installation applications to come before the Council at this time. The proposed agreement would simply serve as the "master" agreement, and when applications were received, they would be added as supplements. Mr. Waters noted that he had worked with attorneys from several surrounding cities to develop a consistent agreement that could be used throughout the area, and that similar agreements had already been approved by other jurisdictions.

Chris Carroll and Paul Snider from AT&T were present to answer questions. Mr. Runion asked how providers would go about adding equipment to City infrastructure. Mr. Carroll stated that whichever provider was able to secure a location first would have rights to that location, though co-location was possible in some circumstances.

After further discussion, Mr. Gallagher made a motion to approve the small-cell facility deployment and the master right-of-way license agreement with AT&T. Mr. Nelson seconded the motion. A roll call vote was taken with the following votes cast: "aye":

Herring, J. Nelson, R. Nelson, Poling, Limbird, Reimer, Runion, Graves, Gallagher. The motion passed 9-0, with Mrs. McFadden in abstention.

COU2021-20 Consider reaffirming expenditures to date and authorize City staff to spend any additional Coronavirus Relief Funds (CRF) for ongoing COVID-related expenses

Mr. Schwartzkopf said that on November 2, 2020, the City Council approved the subrecipient grant agreement with Johnson County, and affirmed expenditures at that date of \$533,705.15. Prairie Village was eligible to receive a total of \$689,201.15 in funding, leaving \$155,496.00 in eligible funds that had not yet been allocated to the City.

After initial Council approval, the county relaxed its spending requirements, which allowed the City to capture the remaining funding through police department salaries during the pandemic. Those funds were set aside to be used for future COVID-related costs. In addition to the \$533,705.15 for new projects and equipment, the City spent \$58,951.54 to complete information technology projects and video conferencing capabilities that were previously approved but required additional funding.

The City also had other miscellaneous COVID-related expenses, including disinfecting facilities and employee testing which were paid for with these funds.

As of February 1, 2021, The City had spent:

Subrecipient Allocation:	\$689,201.15
Submittals 1-3:	(\$60,982.12)
Submittal 4:	(\$16,540.97)
Current expenditures:	(\$515,133.60)
Balance:	\$96,544.46

City staff anticipated that there would be additional COVID-related expenses in the future, and requested Council approval to spend the unallocated funds for future expenses associated to the pandemic.

Mr. Gallagher made a motion to reaffirm the Coronavirus Relief Funds to date and give staff authorization to spend remaining funds for COVID-related expenses. Mr. Nelson seconded the motion, which passed 10-0.

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 Ms. Reimer and passed unanimously.

COUNCIL COMMITTEE OF THE WHOLE**COU2021-21 Consider 2021 recreation fee schedule**

Ms. Buum said that, per Council direction, staff annually reviewed recreation fees to ensure they were reasonable and kept pace with any operational increases. The Parks and Recreation Committee voted at its November 18, 2020 meeting to recommend no changes to the fee schedule in 2021. The recommended fees were based on a typical year with no COVID-19 impacts. She added that changes could be proposed to the governing body later in the spring as accommodations related to the pandemic were considered. Ms. Buum noted that pool fees were included, as staff currently planned for the pool complex to open at some point in 2021.

Mr. Herring and Ms. Reimer expressed concern over the possibility of the pool opening and the safety of pool staff. Mr. Poling stated that the Parks and Recreation Committee considered the pool opening at its most recent meeting, and recommended moving forward with a plan to open the pools. Mr. Jordan added that staff would advise Council of pool opening plans as they became more firm.

Mr. Nelson made a motion to approve the 2021 recreation fee schedule as presented, with the provision that staff have flexibility to make adjustments as matters arise due to the pandemic. Mr. Gallagher seconded the motion, which passed 10-0.

Ms. Nelson moved that the City Council end the Council Committee of the Whole portion of the meeting. The motion was seconded by Mr. Gallagher and passed 10-0.

ANNOUNCEMENTS

Announcements were included in the Council meeting packet.

ADJOURNMENT

Ms. Limbird made a motion to adjourn the meeting. The motion was seconded by Ms. Reimer, and passed 10-0.

Mayor Mikkelson declared the meeting adjourned at 7:16 p.m.

Adam Geffert
City Clerk