

## **MINUTES OF THE MISSION CITY COUNCIL MEETING, JUNE 15, 2016**

The Mission City Council met in regular session at Mission City Hall on Wednesday, June 15, 2016. The meeting was called to order by Mayor Schowengerdt. The following councilmembers were present: Ron Appletoft, Tom Geraghty, Suzie Gibbs, Kristin Inman, Debbie Kring, Pat Quinn, Arcie Rothrock, Nick Schlossmacher.

### **APPOINTMENT**

Mayor Schowengerdt put forward the recommendation of Tom Geraghty for appointment as Councilmember, Ward I. Dr. Geraghty was selected following an interview with Councilmember Kring and Councilmember Quinn and the Mayor, and he was unanimously recommended for appointment to fill the vacancy in Ward I following Jason Vaughn's resignation due to relocating outside of Mission.

**Moved by Quinn, seconded by Kring** to uphold the appointment of Tom Geraghty as Councilmember for Ward I to fill the current vacancy. Voting AYE: Appletoft, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

### **SPECIAL PRESENTATIONS**

#### **Proclamation Honoring Richard Kramer**

Mayor Schowengerdt read and presented Dick Kramer with a proclamation recognizing his contributions to the students of Shawnee Mission North, their families and the community during his tenure as principal. June 15th was proclaimed as Richard Kramer Day in Mission. Councilmember Gibbs stated that he has taken Shawnee Mission North to "new heights," highlighted many of his accomplishments as principal, and praised him for his great relationship with all the students.

#### **Presentation on Johnson County Courthouse Sales Tax Initiative**

Johnson County Commission Chairman Ed Eilert and District Attorney Steve Howe presented information on the current condition of the Johnson County Courthouse and the initiative to pass a ¼ -cent public safety sales tax on the November ballot. These funds would be used to build a new courthouse and coroner's facility. They presented a powerpoint highlighting:

- Breakdown of FY 2016 published Johnson County Budget, including reserves

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- Information on the history of the courthouse
- Public safety and security issues with the current courthouse that allows prisoners to be in close proximity to the public
- Structural issues with the courthouse and its current layout, noting that no amount of renovation will solve the public safety issues of inmates using the same public spaces as jurors, victims and general public
- Site plan for the proposed new courthouse and building plan, including 28 courtrooms
- Cost breakdown and planning for future growth
- Information on the current coroner facility that is a contracted lab in Kansas City, Kansas and the public safety need for a new coroner facility
- Information on the proposed new coroner facility
- Financing information for these proposed capital projects (courthouse approximately \$182M NPV and coroner facility approximately \$19M NPV)
- Public Safety sales tax impact on residents, noting that the proposed sales tax would sunset in 10 years
- Information on the additional revenues to cities from ¼ -cent public safety sales tax (approximately \$2.3M for Mission over the 10 years)
- Cost comparison over the next 20 years of the current courthouse and expansion vs. a new courthouse

Councilmembers asked questions regarding the land the proposed coroner's facility would be built on (Johnson County already has the land); whether there is any liability with having an unaccredited coroner's facility; the various studies that have been completed over the past years regarding the need for a new courthouse; and whether or not the County has been setting aside funding in anticipation of needing a new courthouse (no due to recession).

### CONSENT AGENDA

**Moved by Gibbs, seconded by Kring** to approve the Consent Agenda, items 3a through 3f.

- 3a. Minutes of the May 18, 2016 City Council Meeting
- 3b. Resolution Designating Surplus Property
- 3c. Ordinance Amendments Adding E-cigarettes to Public Smoking Ban
- 3d. 2016 Chip Seal Program
- 3e. Revised CARS Resolution
- 3f. Waterworks Park Lease Renewal

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Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

### **PUBLIC COMMENTS**

Linda Kuang, Olathe resident, presented information on the practice of Falun Dafa in China and the persecution of those who practice this. She requested the City consider issuing a proclamation in support of Falun Dafa and its practitioners. Mayor Schowengerdt stated that we will consider her request and asked for additional information.

### **FINANCE & ADMINISTRATION COMMITTEE**

#### **Amendments to Chapter 210 - Animal Control**

Councilmember Appletoft stated that at the May City Council Meeting, this issue was referred back to the Finance and Administration Committee for further discussion. Following discussion by the Committee on June 1st, a new ordinance has been prepared for consideration. This ordinance would allow for a household to own a combined total of four cats and dogs, but no household would be able to own more than three cats or more than three dogs. No permit would be required to maintain the number of animals outlined above. There would not be a permit process for additional animals. The ordinance also includes other changes that were previously reviewed and recommended by the Committee including:

- Changes to rabies vaccination and control
- Reduction in the minimum impoundment period before releasing an animal for adoption
- A more comprehensive animal cruelty section
- The addition of a section that places an affirmative burden on the owner of an animal to provide humane care, food and shelter

The changes have been discussed in detail with the Animal Control Officer and NEACC Operations Supervisor, and they are supportive of the recommendations.

**Moved by Appletoft, seconded by Schlossmacher** to approve an ordinance repealing Chapter 210 of the Code of the City of Mission regarding animal control, in its entirety, and adopting a new Chapter 210 regarding same. There was no discussion on this item. Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

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### Mental Health Co-responder Program

Councilmember Appletoft stated that The Mental Health Co-responder Program provides intervention for residents experiencing a mental health and/or substance abuse crisis. The co-responder is a mental health professional who will respond to calls for service with Mission police officers when there is a need for mental health intervention. The benefits of this program include:

- The ability to reduce repeated calls for service at the same residence
- Fewer evaluations done at local hospitals and done on scene
- Fewer incidents ending in arrest
- The ability to provide a service to our citizens and visitors in a time of crisis.

Facilitated by Johnson County, a shared agreement has been developed for the cities of Prairie Village, Leawood, Merriam, Mission, Fairway, Westwood and Roeland Park. The cost for each city is based on population and Mission's annual cost for 2017 would be \$10,047.41, or 11% of the total contract price.

**Moved by Appletoft, seconded by Kring** to approve the Cooperative Memorandum of Understanding for the Johnson County Mental Health Co-responder Program in an amount not to exceed \$10,047.41 for 2017. There was no discussion on this item. Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

### COMMUNITY DEVELOPMENT COMMITTEE

#### Resolution Accepting the Parks Master Plan

Councilmember Rothrock reported that the Parks Master Plan serves as a planning document to guide the City in resource allocation and decision-making related to the delivery of parks and recreation services for the next 5-10 years. It provides recommendations on how to maintain and enhance our parks, recreation facilities, and programs to meet public needs and expectations. The Plan was reviewed by the Parks and Recreation Commission and recommended for acceptance by the Community Development Committee and the City Council.

**Moved by Rothrock, seconded by Gibbs** to approve a resolution accepting the Mission Parks and Recreation Master Plan. There was no discussion on this item. Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

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### **Resolution Accepting Safe Routes to School Phase I Study**

Councilmember Rothrock stated that in 2004, Mission was awarded \$20,000 in Federal funding to perform a Safe Routes to School Phase I study. This program seeks to substantially improve the ability of primary and middle school students to walk and bicycle to school safely. Olsson Associates and staff performed the study over the 2015 school year. The process included public meetings, stakeholder interviews, presentations and outreach events at each school, walking audits and professional engineering studies. Acceptance of the study does not obligate the City to any specific course of action, but projects will be discussed and prioritized for inclusion in future budgets.

**Moved by Rothrock, seconded by Quinn** to approve a resolution accepting the recommendations of Mission's Safe Routes to School Phase I Study. There was no discussion on this item. Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

### **Brinshore Cancellation Resolution**

Councilmember Rothrock stated that the City was recently notified by Brinshore Development that they were not awarded 2016 Low Income Housing Tax Credits for the "Herald Corner" project. They have requested that the existing real estate purchase and pre-development agreement for the former Neff property be cancelled. The proposed resolution approves this action and authorizes the Mayor to execute a cancellation and mutual release agreement. Per the existing agreement, the City will retain \$22,500 of the earnest funds previously deposited by Brinshore to be applied to the cost of demolition of the structure.

**Moved by Rothrock, seconded by Quinn** to approve a resolution approving and authorizing the Mayor to execute a cancellation and mutual release agreement between the City of Mission, Kansas and Brinshore Development, LLC to terminate a real estate purchase and pre-development agreement. There was no discussion on this item. Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

## **NEW BUSINESS**

### **Safe Routes to School Phase II Infrastructure Grant Application**

Ms. Smith stated that MARC's most recent call for federal transportation projects closed March 25th and Mission has applied for grant funding for three projects recommended

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in the final Safe Routes to School Study. These projects were larger in scale than the City's typical maintenance project size, are ready for construction, and would likely score favorably in the grant funding selection criteria. The three projects are:

- Installation of bike lanes running the length of Lamar, which benefit bicyclists, reduce traffic speeds, and increase separation between cars and pedestrians;
- Crosswalk improvements, including the installation of a flashing pedestrian signal beacon at 63rd and Nall (benefitting Highlands)
- Crosswalk improvements, including the installation of a flashing pedestrian signal beacon at 53rd and Outlook (benefitting Rushton)

Ms. Smith stated this is council's opportunity to support this grant application as submitted or to amend it and reduce the scope (eliminate projects). Discussion continued on the cost and benefit of each project. Councilmember Schlossmacher expressed his concerns with the anticipated cost to stripe Lamar for bike lanes. Mayor Schowengerdt stated that bike lanes will provide a buffer between traffic and could be used by all residents, not just students at Rushton. Ms. Smith stated that the bike lanes may impact more people and noted that some have had concerns regarding the efficacy of flashing beacons, especially on Johnson Drive. Councilmember Gibbs questioned whether the beacons are in the best place, especially at 63rd and Nall where she feels this would still be a safety concern due to traffic coming off Shawnee Mission Parkway. Councilmember Quinn noted that there is already a crosswalk at this location. Councilmember Schlossmacher asked if upcoming improvements to Lamar have been considered with the proposed bike lanes. Ms. Smith stated that we will not received funds for these projects until 2019 and that Lamar will be treated as part of the Street Maintenance Program prior to that. These projects will be coordinated through the CIP also. He also questioned what the cost is to restripe for bike lanes and how often that would be necessary. Mr. Belger stated that thermoplastic will be used initially, which lasts longer than paint, and that further maintenance to the bike lanes will be with the use of paint which is much less expensive.

**Moved by Gibbs, seconded by Kring** to instruct staff to amend the current Safe Routes to School Phase II Infrastructure Grant Application to eliminate both flashing pedestrian signal beacons, while maintaining support for the installation of bike lanes running the length of Lamar to benefit bicyclists, reduce traffic speeds, and increase separation between cars and pedestrians. Voting AYE: Geraghty, Gibbs, Inman, Kring, Quinn. NAY: Appletoft, Rothrock, Schlossmacher. **Motion carried.**

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## Other

Councilmember Gibbs stated that the next issue of the Mission Magazine will continue to celebrate Mission's 65th anniversary and will feature our Mission Farm & Flower Market.

## MAYOR'S REPORT

### Appointment - Sustainability Commission

Mayor Schowengerdt placed before Council the name of Steve Mulder for appointment to the Sustainability Commission with a term expiring December 31, 2016.

**Moved by Schlossmacher, seconded by Rothrock** to uphold the appointment of Steve Mulder, Ward 2 to the Sustainability Commission with a term expiring December 31, 2016. Voting AYE: Appletoft, Geraghty, Gibbs, Inman, Kring, Quinn, Rothrock, Schlossmacher. **Motion carried.**

Mayor Schowengerdt stated that Mission recently supported the NEJC Chamber of Commerce by participating with two teams in their annual golf event. He thanked all who participated. He also announced the Mission Summer Family Picnic that will be held on Saturday evening, July 9th at Broadmoor Park. All were encouraged to attend.

## CITY ADMINISTRATOR'S REPORT

Ms. Smith welcomed Tom and Judy Geraghty to the Mission family. She also reported:

- We currently have 180 campers in our summer camp program
- The annual Backyard Campout will be held on Friday, June 24th in Andersen Park
- Mission Art Walk is scheduled for Saturday, June 25 and is one of the Mission Business Association's events
- There will be a ribbon cutting for Casey's Auto on Johnson Drive on Saturday, June 25th at 11:00 a.m.
- A ribbon cutting will be held for Toppers Pizza on June 28th at 4:00 p.m.
- The Mission Summer Family Picnic is scheduled for Saturday, July 9th at 6:00 p.m., Broadmoor Park
- BIG grant program is open with an application deadline of June 30th.
- We will have a Budget Worksession on Wednesday, June 22, 6:00 p.m., City Hall

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**ADJOURNMENT**

**Moved by Kring, seconded by Quinn** to adjourn the meeting at 8:20 p.m. All present voted AYE. **Motion carried.**

Respectfully submitted by Martha M. Sumrall, City Clerk.

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Steve Schowengerdt, Mayor

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Martha M. Sumrall, City Clerk