



MINUTES OF THE MISSION CITY COUNCIL MEETING

June 21, 2023

The Mission City Council met in a regular meeting on Wednesday, June 21, 2023 at 7:01 p.m. at Mission City Hall. The meeting was called to order by Mayor Flora. The following councilmembers were in attendance: Hillary Thomas, Trent Boultinghouse, Mary Ryherd, Lea Loudon, Debbie Kring, Kristin Inman, Ken Davis and Ben Chocie. No councilmembers were absent.

Mayor Flora explained that the meeting was also offered virtually through Zoom, if preferred. The public was invited to participate in the meeting by using the instructions included in the City Calendar item listed on the front page of the website. For those participating virtually, they had the option of utilizing the "chat" feature to voice their comments which would be read aloud. The members of the public in person were encouraged to raise their hand and stay at their seats to be called on. The Mayor requested that anyone commenting please state their name and city of residence as well as to be conscientious of others talking and to speak clearly and slowly.

PUBLIC HEARING

There were no Public Hearings.

SPECIAL PRESENTATION

Recognition of Retiring Businesses - Taylored Hair and Gingerbread House Daycare

Mayor Flora began the first of several special presentations by recognizing retiring businesses Taylored Hair and Gingerbread House Daycare. Taylored Hair was started by Janice Taylor on August 1, 1991 in Mission and Ms. Taylor will retire on June 28, 2023. Gingerbread House Daycare operated in Mission for over 30 years by Jane Stephens, and later by her daughter Melodie Abernathy, who retired from the business earlier this month. Mayor Flora wished the owners of both businesses' great success in their retirement and thanked them for their commitment to the Mission Business District and to supporting and encouraging a thriving and vibrant business community in the City of Mission.



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PRIDE Proclamation

Next, Mayor Flora proudly proclaimed June, 2023 as LGBTQ+ PRIDE Month in Mission. She urged all Mission residents to join with herself and the entire City Council in working to ensure that everyone has the confidence to live without fear of prejudice, discrimination, violence and hatred based on gender identify or sexual orientation.

Elder Abuse Awareness Proclamation

The final proclamation tonight recognized June as Elder Abuse Awareness Month and June 15, 2023 as Elder Abuse Awareness Day in Mission. Elder abuse, neglect and exploitation of our seniors is a serious public concern, and it is important to take action to raise awareness in our efforts to prevent abuse of older adults and to engage and empower seniors. She encouraged everyone in honoring and celebrating older adults and their ongoing contributions to the success and vitality of our City.

Introduction of New Building Inspector

The final presentation of the evening was the introduction of the new Building Inspector. Deputy City Administrator Brian Scott introduced Devon Bryant to the Mayor and Council. Mr. Scott explained that Mr. Bryant has been with the City for four weeks and was prior with the Unified Government of Wyandotte County.

Mr. Bryant thanked the Council for the opportunity and expressed his appreciation.



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ISSUANCE OF NOTES AND BONDS

There were no items related to Issuance of Notes and Bonds.

CONSENT AGENDA

- 4a. Minutes of the May 17, 2023 City Council Meeting
- 4b. CMB Application, Natural Grocers
- 4c. Ordinance Revising Section 103.115 and Adding Section 103.118 to the Mission Municipal Code for Land Disturbance and Right-of-Way Permits
- 4d. Biennial Bridge Inspection
- 4e. Lamar Ave. and Foxridge Dr. Every Traffic Signal Buyout
- 4f. Mission Family Aquatic Center Shade Replacement
- 4g. Repeal and Termination of a Special Use Permit to Operate a Microbrewery and Drinking Establishment for Sandhills Brewing (5612 Johnson Drive)
- 4h. Repeal and Termination of a Special Use Permit to Operate a Microbrewery and Drinking Establishment for r Rock Creek Brewing (5880 Beverly)

Moved by Ryherd, seconded by Davis to adopt the Consent Agenda as presented.

Voting AYE: Boultinghouse, Thomas, Inman, Loudon Chociej, Davis, Ryherd, and Kring. **Motion Carried.**

PUBLIC COMMENTS

Cathy Boyer-Shesol and Terri Baugh, both of Mission, KS, and members of the Sustainability Commission, presented to the Mayor and Council an award from MARC to the Environmental Fair held in the Fall of 2022. Ms. Boyer-Shesol mentioned that each of the nine Northeast Johnson County cities that collaborated on the fair were presented the award as well. She thanked the City and its



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commitment to Ms. Baugh's vision for the fair. She also thanked Sustainability Commission member John Arnett for his work as the venue chairperson, as well as Deputy City Administrator Emily Randel for her dedication to the event and her work in promoting and marketing the event, and Powell Community Center coordinator Natalie Lucas.

Mayor Flora thanked Ms. Baugh and Ms. Boyer-Shesol for their hard work on the event and loved the community building across the region that the fair encouraged.

PLANNING COMMISSION

There were no items from the Planning Commission.

COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Ryherd reported that the Finance & Administration Committee met on June 7 and considered three items. The meeting minutes and CMB Application for Natural Grocers were approved under the Consent Agenda. A franchise agreement with Google Fiber will be considered under the Regular Agenda this evening.

7a. Google Franchise Agreement

Councilmember Ryherd reported that Google Fiber Kansas, LLC has proposed a Franchise Ordinance between Google Fiber Kansas, LLC and the City of Mission. The Ordinance proposed would grant Google Fiber a franchise to provide, operate, maintain, and control its internet services with the City. Until recently, Google has operated its facilities in the right-of way under the authority of a State video service franchise granted through the Kansas Corporation Commission in accordance with K.S.A. 12-2023, et seq. In 2022, Google Fiber began notifying cities of its intent to discontinue video service, while continuing to provide broadband and voice services. With the discontinuation of its State Video Franchise, Google needs City authorization to maintain its facilities in the right-of-way. Accordingly, Google's use of the City right-of-way would be governed by K.S.A. 12-2001, the "general" franchise



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statue used to provide utilities with ROW access. Google has negotiated this form of franchise with most other cities in Johnson County. The agreement was negotiated through a group of local municipal attorneys, with the City of Overland Park being the first to adopt the new franchise agreement. Under the new franchise agreement, Google will pay the City a franchise fee of 2% of its broadband services. This is less than the City's standard 5% franchise fee, but the current fee with Google (and other providers) only covers video services. As Google reduces/eliminates video services in favor of broadband, the City's 5% franchise fee would eventually disappear. The revenues generated by the 2% franchise fee included in the new agreement are expected to equal or exceed the current fees generated by the current video service fees.

Moved by Ryherd, seconded by Davis to approve the Ordinance granting a telecommunications franchise to construct, operate and maintain communication service facilities within the public right-of-way to Google Fiber Kansas, LLC.

Voting AYE: Boultinghouse, Thomas, Chociej, Davis, Ryherd, Inman, Loudon and Kring. **Motion Carried.**

Community Development Committee

Councilmember Loudon reported that the Community Development Committee also met on June 7 and considered 8 items. The meeting minutes, Ordinance Revising Section 103.115 and Adding Section 103.118 to the Mission Municipal Code for Land Disturbance and Right-of-Way Permits, Biennial Bridge Inspection, Lamar Ave. and Foxridge Dr. Evergy Traffic Signal Buyout, Mission Family Aquatic Center Shade Replacement, Repeal and Termination of a Special Use Permit to Operate a Microbrewery and Drinking Establishment for Sandhills Brewing and Repeal and Termination of a Special Use Permit to Operate a Microbrewery and Drinking Establishment for Rock Creek Brewing were approved under the Consent Agenda. Cardboard Recycling Bins for the Downtown Business District will be considered under the Regular Agenda this evening.

7b. Cardboard Recycling Bins for Downtown Business District



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Councilmember Loudon reported that City staff was approached by the owner of Lu Lu's Boutique, about the possibility of having cardboard recycling bins at strategic locations in the downtown business district for businesses to use. Currently, there are no recycling opportunities for downtown businesses, with cardboard presenting the most significant challenge. Providing cardboard recycling bins throughout downtown will help local business owners while taking a burden off the one bin located at the Community Center. GFL, the City's solid waste hauler, has agreed to provide six cardboard recycling bins for \$125 per month per bin. This equates to \$750 a month or \$9,000 a year. The bins would be serviced once a week. Staff will work with GFL and the downtown businesses to determine appropriate placement of the bins. Staff is recommending the City provide the funding for this cardboard recycling opportunity from the General Overhead budget in the General Fund for the remainder of 2023, with ongoing funding sources to be evaluated as a part of the 2024 Budget discussions.

Moved by Loudon, seconded by Chociej to approve the contract to provide opportunities for cardboard recycling opportunities in the downtown business district through GFL at an annual cost not to exceed \$9,000 (\$750/month).

Voting AYE: Boultinghouse, Thomas, Chociej, Davis, Ryherd, Inman, Loudon and Kring. **Motion Carried.**

Councilmember Kring asked if data would be provided after a few months of the program to determine use and additional needs for the future. Staff confirmed this would be provided.

UNFINISHED BUSINESS

Mayor Flora explained that there was no unfinished business tonight.

NEW BUSINESS

Mayor Flora explained that there is one item of new business tonight, approval of a contract with Yates Construction, LLC to replace 132 feet of the outdoor fence at the Powell Community Center. She asked Parks + Recreation Director Penn Almony to share the details with the Council.



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9a. Fence Replacement at Powell Community Center

Mr. Almoney reviewed that replacement fencing at the Powell Community Center was approved by the Council in May 2023, however the amount of the approved bid increased following Council approval to \$16,478.17. Staff reached out to the second lowest bidder, who provided a revised bid for a total of \$14,905.44, guaranteed through June 22. Staff recommends the original contract award to Mid America Contracts be rejected in favor of a contract with Yates Construction for \$14,905.44.

Moved by Ryherd, seconded by Kring to approve the bid from Yates Construction, LLC to replace 132 feet of the outdoor fence at the Powell Community Center (PCC) southeast parking lot in an amount not to exceed \$14,905.44.

Voting AYE: Boultinghouse, Thomas, Chociej, Davis, Ryherd, Inman, Loudon and Kring. **Motion Carried.**

COMMENTS FROM THE CITY COUNCIL

Councilmember Boultinghouse reported that he played in the NE Johnson County golf tournament the prior week with Public Works Superintendent Brent Morton, Officer Breshears and Officer Morris. They had a great time getting to know each other, and their team tied with Prairie Village, however they lost in a tie-breaker so they did not bring home the City trophy this year.

Councilmember Davis mentioned he attended a webinar for a new MARC housing locator, which allows a user to look up housing availability by cost and location. Mission is currently not included in the roster. He also thanked Public Works Director Celia Duran for her work over the course of her tenure in advance of her last day with the City of Mission.

COUNCIL COMMITTEE LIAISON REPORTS

Sustainability Commission (Kring/Thomas)

Councilmember Kring asked Ms. Randel to review the meeting and the many projects the Commission handles. She also recognized Josh Thede of the Sustainability Commission, who has several sustainability related projects going on. Ms. Randel explained that Mr. Thede was recently featured in the Shawnee



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Mission Post for his award of a Kansas State University Walking College Fellowship. He will develop a walkability plan for Mission through the program. Additionally, Mr. Thede and his fiancée were recently featured in the Mission Magazine for their home's solar panels.

Parks, Recreation + Tree Commission (Loudon/Ryherd)

Councilmember Loudon reported that the Commission met the previous week and reviewed final design plans for Water Works Park along with images of the playground equipment, which she was happy with. She also reported that Mohawk Park is close to the completion of Phase I, currently scheduled for July 17. Also, the Broadmoor Park Trail project has received bids and is on its way to work beginning.

Councilmember Ryherd reported that the Mission Family Picnic is scheduled for Saturday, July 8, and that volunteers are always welcome for the event. She also highlighted a light show that is scheduled as a replacement for the fireworks shows from previous years.

Mission Magazine Editorial Board (Boultinghouse)

Councilmember Boultinghouse asked City Administrator Laura Smith to give an update on the Mission Magazine, as he was unable to be at the last meeting. Ms. Smith shared copies of the June/July 2023 issue highlighting that this issue had a sustainability theme. The issue features stories about homes that keep chickens and bees in the City, solar paneling and geothermal technology, resident Jessica Carlson and her e-bike, a piece about the City's Sustainability Commission, sustainable practices at local businesses, and a feature on Pete's Garden's Kids Feeding Kids program at Horizons High School. She also reported that the next issue will be themed around home renovation and landscaping ideas, followed by an issue on kids and pets and the final issue of 2023 will be themed around arts and culture.

Family Adoption Committee (Chociej)

Councilmember Chociej reported that the Family Adoption Committee has not met, however their first meeting for the season is scheduled for Thursday, June 29.

MAYOR'S REPORT

Mayor Flora recommended put forward Jenn Schouten, owner of Elevate Organic Hair Salon, for appointment to the Sustainability Commission with a term expiring December 31, 2024. Mayor Flora expressed her excitement at adding



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a Mission business owner to the Commission.

12a. Sustainability Commission Appointment

Moved by Kring, seconded by Thomas to uphold the appointment of Jenn Schouten to the Sustainability Commission with a term expiring December 31, 2024.

Voting AYE: Thomas, Chociej, Davis, Ryherd, Inman, Loudon and Kring.
Councilmember Boultinghouse was not present for the vote. **Motion Carried.**

CITY ADMINISTRATOR'S REPORT

Ms. Smith shared that the Mission Family Picnic and laser light show will be Saturday July 8.

Also, City Hall and the Powell Community Center will be closed on Tuesday, July 4 for the Independence Day holiday. The MFAC will close at 6:00 p.m. that day as well, and a one-day trash service delay will occur as well.

Ms. Smith reported that an offer has been made and accepted for a new Budget & Finance Manager who is tentatively scheduled to start on July 5. She then asked Ms. Randel to share some information about a meeting she recently attended related to the World Cup.

Ms. Randel reported that she went to a meeting of local governments and chambers of commerce for a World Cup public information session for the hosting in 2026. The KC 2026 is an established non-profit who will be working between now and 2026. There are still many unknowns, however the dates for matches will be June 11-July 19, 2026. The region will host up to 9 matches now, at Arrowhead Stadium. A large emphasis was made on the international travelers that the matches will bring to the region. There will be a large call for volunteers closer to the time of the matches. Final scheduling for the matches will not be announced until much closer to 2026.

Items discussed at the meeting also centered around public safety, translation services, hosting visitors from around the world with friendly and safe relations, transportation, sustainability and human rights plans. There was also an emphasis that having these items in place for the World Cup will draw other international groups to the City for hosting.

Commented [LS1]: Do you need to add Trent to this vote?

Commented [RF2R1]: @Laura Smith Trent stepped out of the meeting and was not present for the vote. Would it be better to note that than not listing him?

Commented [LS3R1]: Yes, I would note that please.

Commented [RF4R1]: Thanks, I've made that change

Commented [LS5R1]: Great, thanks!



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City Clerk Robyn Fulks presented to the Mayor and Council business openings, including an application for construction of a Swig Soda at the northeast corner of Martway and Barkley Street that will go before the Planning Commission the following week, and that Crumbl Cookies opened earlier in the month at 6021 Metcalf Avenue.

The business closings cited were the two recognized earlier in the evening, Taylored Hair and Gingerbread House Daycare.

She also announced the one year anniversary celebration happening over the weekend at the Mission Arts Center.

EXECUTIVE SESSION

Mayor Flora explained that there was a need for an executive session tonight.

The Mayor explained that the Governing Body will adjourn to Executive Session for the allotted time. When that time has expired, the Governing Body will reconvene to do one of the following. Either extend the time required for discussion and return to Executive Session or return and continue with the special City Council meeting.

Mayor Flora shared a reminder that the Governing Body may take no binding action in an Executive Session. She noted that with only one item of business pending, she would entertain a motion.

Moved by Chociej, seconded by Kring that the Council recess to executive session in accordance with K.S.A. 75-4319 (b)(1) to discuss a personnel matter of non-elected personnel and preliminary discussions relating to the acquisition of real property. Also attending the executive session will be City Attorney Dave Martin, Police Chief Dan Madden, and City Administrator Laura Smith. The open meeting will resume in the Council Chambers at 8:38 p.m. (60 minutes).

Voting AYE: Boultinghouse, Ryherd, Davis, Kring, Thomas, Loudon, Inman, and Chociej. Motion Carried.

The Council returned to the Council Chambers at 8:38 p.m.

Moved by Chociej, seconded by Thomas that the Council return to executive session for an additional fifteen minutes, returning at 8:53 p.m.

Voting AYE: Boultinghouse, Ryherd, Davis, Kring, Thomas, Loudon, Inman and Chociej. Motion Carried.



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The Council returned to the Council Chambers at 8:53 p.m. Mayor Flora noted that since no further action was required by the Council, she would entertain a motion to adjourn. So moved, by Councilmember Chocie.

ADJOURNMENT

Mayor Flora announced that the public video from tonight's meeting will be available through a link on the City's website - missionks.org.

Respectfully submitted by Robyn L. Fulks, City Clerk.

Solana Flora, Mayor

Robyn L. Fulks, City Clerk