

AGENDA
CITY OF ROELAND PARK, KANSAS
CITY COUNCIL MEETING
ROELAND PARK
Roeland Park City Hall 4600 W 51st Street, Roeland Park, KS 66205
November 4, 2019 6:00 PM

- | | | |
|---|--|--|
| <ul style="list-style-type: none"> • Mike Kelly, Mayor • Erin Thompson, Council Member • Jan Faidley, Council Member • Michael Poppa, Council Member • Claudia McCormack, Council Member | <ul style="list-style-type: none"> • Tim Janssen, Council Member • Jim Kelly, Council Member • Tom Madigan, Council Member • Jennifer Hill, Council Member | <ul style="list-style-type: none"> • Keith Moody, City Administrator • Jennifer Jones-Lacy, Asst. Admin. • Kelley Nielsen, City Clerk • John Morris, Police Chief • Donnie Scharff, Public Works Director |
|---|--|--|

Admin	Finance	Safety	Public Works
Madigan	Faidley	Janssen	Hill
Thompson	McCormack	Poppa	Kelly

Pledge of Allegiance

Roll Call

Modification of Agenda

I. Citizens Comments

Members of the public are welcome to use this time to make comments about City matters that do not appear on the agenda, or about items that will be considered as part of the consent agenda. Comments about items that appear on the agenda will be taken as each item is considered. Citizens Are Requested To Keep Their Comments Under 5 Minutes. If a large number of people wish to speak, this time may be shortened by the Mayor (Chair) so that the number of persons wishing to speak may be accommodated within the time available. Please turn all cellular telephones and other noise-making devices off or to "silent mode" before the meeting begins.

II. Consent Agenda

Consent agenda items have been studied by the Governing Body and will be acted on in a single motion. If a Council member requests a separate discussion on an item, it can be removed from the consent agenda and placed on new business for further consideration.

- A. Appropriations Ordinance #937
- B. Council Minutes October 7, 2019
- C. Special Called Council Minutes October 16, 2019

- D. Committee Appointment and Reappointments
- III. **Business From the Floor**
 - A. **Applications / Presentations**
- IV. **Mayor's Report**
- V. **Workshop and Committee Reports**
- VI. **Reports of City Liaisons**
- VII. **Ordinances and Resolutions:**
- VIII. **New Business**
 - A. Agreement with Westwood Hills for Leaf Pickup
- IX. **Unfinished Business**
- X. **Workshop Items:**
- XI. **Reports of City Officials:**

**Welcome to this meeting of the City Council of Roeland Park. Below are
the Procedural Rules of Council**

The City Council encourages citizen participation in local governance processes. To that end, and in compliance with the Kansas Open meetings Act (KSA 45-215), you are invited to participate in this meeting. The following rules have been established to facilitate the transaction of business during the meeting. Please take a moment to review these rules before the meeting begins.

- A. **Audience Decorum.** Members of the audience shall not engage in disorderly or boisterous conduct, including but not limited to; the utterance of loud, obnoxious, threatening, or abusive language; clapping; cheering; whistling; stomping; or any other acts that disrupt, impede, or otherwise render the orderly conduct of the City Council meeting unfeasible. Any member(s) of the audience engaging in such conduct shall, at the discretion of the Mayor (Chair) or a majority of the Council Members, be declared out of order and shall be subject to reprimand and/or removal from that meeting. Please turn all cellular telephones and other noise-making devices off or to "silent mode" before the meeting begins.
- B. **Public Comment Request to Speak Form.** The request form's purpose is to have a record for the City Clerk. Members of the public may address the City Council during Public Comments and/or before consideration of any agenda item; however, no person shall address the Council without first being recognized by the Mayor (Chair). Any person wishing to speak, whether during Public Comments or on an agenda item, shall first complete a Public Comment or Request to

Speak form and submit this form to the City Clerk before the Mayor (Chair) calls for Public Comments or calls the particular agenda item

1. **Public Comment on Non-Agenda Items.** The Agenda shall provide for public comment about matters that are within the jurisdiction of the City but are not specifically listed on the Agenda. A member of the public who wishes to speak under Public Comments must fill out a Public Comment Request to Speak form and submit it to the City Clerk before the Mayor (Chair) calls for Public Comments.

2. **Public Comment on Agenda Items.** Public comment will be accepted on Agenda items. A member of the public, who wishes to speak on an Agenda item, including items on the Consent Agenda, must fill out a Request to Speak form and submit it to the City Clerk before the Mayor (Chair) calls the Agenda item.

C. **Purpose.** The purpose of addressing the City Council is to communicate formally with the Council regarding matters that relate to Council business or citizen concerns within the subject matter jurisdiction of the City Council. Persons addressing the City Council on an agenda item shall confine their remarks to the matter under consideration by the Council.

D. **Speaker Decorum.** Each person addressing the City Council, shall do so in an orderly, respectful, dignified manner and shall not engage in conduct or language that disturbs, or otherwise impedes the orderly conduct of the Council meeting. Any person, who so disrupts the meeting shall, at the discretion of the Mayor (Chair) or a majority of the Council Members present, be subject to removal from that meeting.

E. **Time Limit.** In the interest of fairness to other persons wishing to speak and to other individuals or groups having business before the City Council, each speaker shall limit comments to five minutes. If a large number of people wish to speak, this time may be shortened by the Mayor (Chair) so that the number of persons wishing to speak may be accommodated within the time available.

F. **Speak Only Once.** Second opportunities for the public to speak on the same issue will not be permitted unless mandated by state or local law. No speaker will be allowed to yield part or all of his/her time to another, and no speaker will be credited with time requested but not used by another.

G. **Addressing the Council.** Comment and testimony are to be directed to the Mayor (Chair). Dialogue between and inquiries from citizens at the

lectern and individual Council Members, members of staff, or the seated audience is not permitted. Council Members seeking to clarify testimony or gain additional information should direct their questions through the Mayor (Chair). Always speak from the microphone to ensure that all remarks are accurately and properly recorded. Only one speaker should be at the microphone at a time. Speakers are requested to state their full name, address and group affiliation, if any, before delivering any remarks.

- H. Agendas and minutes can be accessed at www.roelandpark.org or by contacting the City Clerk

The City Council welcomes your participation and appreciates your cooperation. If you would like additional information about the City Council or its proceedings, please contact the City Clerk at (913) 722.2600.

Item Number: Consent Agenda- II.-A.
Committee 11/4/2019
Meeting Date:



City of Roeland Park
Action Item Summary

Date:
Submitted By:
Committee/Department:
Title: **Appropriations Ordinance #937**
Item Type:

Recommendation:

Details:

Financial Impact

Amount of Request:	
Budgeted Item?	Budgeted Amount:
Line Item Code/Description:	

Additional Information

How does item relate to Strategic Plan?

How does item benefit Community for all Ages?

ATTACHMENTS:

Description	Type
☐ Appropriations Ordinance #937	Cover Memo

The City of Roeland Park, Kansas

4600 West Fifty-First Street

Roeland Park, Kansas 66205

City Hall (913) 722-2600 – Fax (913) 722-3713

Thursday, October 31, 2019

Appropriation Ordinance -11/04/2019 - #937

An Ordinance making Appropriation for the payment of certain claims. Be it ordained by the Governing Body of the City of Roeland Park, Kansas:

Section 1: That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the City Treasury the sum required for each claim.

Section 2: This Ordinance shall take effect and be in force from and after its passage. Passed and approved this 4th day of November, 2019.

Attest:

City Clerk

Mayor

Total Appropriation Ordinance	\$	383,598.18
--------------------------------------	-----------	-------------------

There are sufficient funds in the General Fund to cover general fund expenditures.

Appropriation Ordinance -11/04/2019 - #937

Vendor	Dept	Acct #	Description	Invoice Description	Check /EFT		Amount	Chk #	Check Amount
					Date				
ADP, LLC	101	5214.101	Other Contracted Services	544920791	10/30/19		232.36	70046	232.36
Airgas USA, LLC	106	5318.106	Tools	9965423619	10/30/19		21.80	70047	21.80
All Traffic Solutions	102	5266.102	Computer Software	SIN024082	10/30/19		1,125.00	70048	1,125.00
AT&T	102	5202.102	Telephone	3241 10/21/19	10/30/19		47.17	70049	47.17
Balls Food Stores	102	5236.102	Community Policing	33221	10/30/19		116.75	70050	130.52
Balls Food Stores	102	5236.102	Community Policing	33296	10/30/19		13.77		
Bartec Construction	101	5273.101	Neighbors Helping Neighbors	8	10/30/19		1,200.00	70051	1,200.00
Boelte-Hall, LLC	101	5208.101	Newsletter	1717233	10/30/19		1,689.00	70052	1,689.00
Breeden Holdings, LLC	102	5260.102	Vehicle Maintenance	1051347	10/30/19		341.85	70053	615.12
Breeden Holdings, LLC	102	5260.102	Vehicle Maintenance	1051394	10/30/19		273.27		
Columbia Capital Management, LL	101	5209.101	Professional Services	19430006	10/30/19		5,304.87	70054	5,304.87
Occupational Health Centers of th	290	5207.290	Medical Expense & Drug Testing	1011914976	10/30/19		60.50	70055	60.50
E. Edwards, Inc.	106	5308.106	Clothing & Uniforms	10161912052	10/30/19		160.00	70056	160.00
ETC Institute	101	5214.101	Other Contracted Services	27237	10/30/19		868.75	70057	868.75
Everygy	101	5201.101	Electric	10/24/19 Multipl	10/30/19		1,649.25	70058	2,076.22
Everygy	106	5201.106	Electric	10/24/19 Multipl	10/30/19		426.97		
Foley Industries	300	5421.300	Street Maintenance	ARSC69313	10/30/19		30.59	70059	30.59
Stephen Folcher	103	4410.103	Fine	104424 Refund	10/30/19		23.50	70060	23.50
Johnson County Government	103	5227.103	Prisoner Care	150997	10/30/19		840.00	70061	840.00
Johnson County Mental Health	102	5225.102	Mental Health Co-responder	3Q2019	10/30/19		4,261.65	70062	4,261.65
John M. Kurtz	360	5442.360	Building Improvement	10/20/19	10/30/19		800.00	70063	800.00
Lamp, Rynearson & Assoc., Inc.	270	5209.270	Professional Services	319001010000009	10/30/19		1,410.74	70064	18,761.90
Lamp, Rynearson & Assoc., Inc.	270	5430.270	Residential Street Reconstruction	318001030000014	10/30/19		11,988.38		
Lamp, Rynearson & Assoc., Inc.	270	5459.270	CARS 2019	318001080000010	10/30/19		143.56		
Lamp, Rynearson & Assoc., Inc.	300	5470.300	Park Maint/Infrastructure	3196001040000007	10/30/19		1,585.80		
Lamp, Rynearson & Assoc., Inc.	300	5498.300	CDBG - 2019	319001030000008	10/30/19		3,633.42		
Lark Label	101	5256.101	Committee Funds	3390	10/30/19		41.95	70065	41.95
The Legal Record	101	5204.101	Legal Printing	L82755	10/30/19		270.21	70066	831.92
The Legal Record	101	5204.101	Legal Printing	L82914	10/30/19		77.00		
The Legal Record	101	5204.101	Legal Printing	L82958	10/30/19		21.17		
The Legal Record	270	5457.270	CARS 2020 - Roe	l82956	10/30/19		106.61		
The Legal Record	370	5457.370	CARS 2020 - Roe	l82956	10/30/19		166.88		
The Legal Record	450	5457.450	CARS - Roe 2020	l82956	10/30/19		190.05		
Lippert Mechanical Service Corp	290	5210.290	Maintenace And Repair Building	SI2058641	10/30/19		180.60	70067	180.60
Jared Luebe	101	5256.101	Committee Funds	10/10/19 Sams	10/30/19		27.93	70068	27.93
MARC	101	5256.101	Committee Funds	30347	10/30/19		50.00	70069	50.00
Keith Moody	105	5206.105	Travel Expense & Training	10/20-23/19 Trav	10/30/19		221.84	70070	221.84
Nicholas Ontiveros	103	4410.103	Fine	102887 Refund	10/30/19		50.00	70071	50.00
Principal Life Insurance Co.	107	5126.107	Health/Dental/Vision Insurance	10/18/19	10/30/19		36.54	70072	36.54

T2 Holdings, LLC	102	5214.102	Other Contracted Services	100247754	10/30/19	22.50	70073	45.00
T2 Holdings, LLC	105	5214.105	Other Contracted Services	100247754	10/30/19	22.50		
Purchase Power	101	5205.101	Postage & Mailing Permits	7903	10/20/19	503.50	70074	503.50
Quik Trip Corporation	450	5457.450	CARS - Roe 2020	46N066101	90	50,400.00	70041	53,400.00
Quik Trip Corporation	450	5457.450	CARS - Roe 2020	46N066101	90	3,000.00		
Shawnee Mission Ford, Inc.	102	5260.102	Vehicle Maintenance	6011881	10/30/19	1,406.12	70075	1,406.12
Staples	101	5301.101	Office Supplies	8056127033	10/30/19	73.64	70076	73.64
The / Studio Technologies, Inc.	102	5308.102	Clothing & Uniforms	253719	10/30/19	139.30	70077	139.30
Suburban Lawn & Garden	106	5262.106	Grounds Maintenance	582196	10/30/19	75.00	70078	302.64
Suburban Lawn & Garden	106	5262.106	Grounds Maintenance	582198	10/30/19	98.64		
Suburban Lawn & Garden	106	5262.106	Grounds Maintenance	582199	10/30/19	129.00		
Terminix Processing Center	106	5214.106	Other Contracted Services	390700868	10/30/19	59.00	70079	59.00
Tico Productions, LLC	115	5203.115	Printing & Advertising	1105	10/30/19	1,102.50	70080	1,102.50
Verizon Wireless	104	5202.104	Telephone	9840754726	10/30/19	80.02	70081	406.97
Verizon Wireless	106	5202.106	Telephone	9840754726	10/30/19	326.95		
Water District No 1 of Johnson Co	106	5287.106	Water	10/22/19 Multipl	10/30/19	555.85	70082	1,828.12
Water District No 1 of Johnson Co	220	5287.220	Water	10/22/19 Multipl	10/30/19	1,272.27		
WCA Waste Corporation	115	5235.115	Disposal Fees	990000579247	10/30/19	90.00	70083	43,377.01
WCA Waste Corporation	115	5272.115	Solid Waste Contract	990000582139	10/30/19	43,287.01		
Kathleen Whitworth	101	5256.101	Committee Funds	10/10/19 Banners	10/30/19	84.00	70084	84.00
Bishop Miega High School	101	5254.101		Mike Hickey	10/31/19	100.00	32467	100.00
Express Steel, Inc.	106	5425.106	Other Capital Outlay		10/31/19	1,800.00	32468	1,800.00
Freeman Concrete Construction L	270	5430.270	Residential Street Reconstruction		10/31/19	216,786.57	32469	216,786.57
Wex Bank	106	5302.106	Fuel		10/31/19	621.06	32470	621.06
Gallagher	101	5209.101			10/31/19	5,500.00	32471	5,500.00
KPERS	101	2040.101	KPERS Accrued Employee	10/24/19	10/24/19	1,905.64		1,905.64
KPERS	107	5123.107	KPERS City Contribution	10/24/19	10/24/19	3,141.15		3,141.15
KP&F	101	2045.101	KP&F Employee Withholding Payab	10/24/19	10/24/19	2,326.25		2,326.25
KP&F	107	5131.107	KP&F City Contribution	10/24/19	10/24/19	7,199.98		7,199.98
Miller Management Systems, LLC	101	5214.101	Other Contracted Services	Recurring EFT	10/20/19	1,800.00		1,800.00
						\$ 383,598.18		

Item Number: Consent Agenda- II.-B.
Committee 11/4/2019
Meeting Date:



City of Roeland Park
Action Item Summary

Date:
Submitted By:
Committee/Department:
Title: **Council Minutes October 7, 2019**
Item Type:

Recommendation:

Details:

Financial Impact

Amount of Request:	
Budgeted Item?	Budgeted Amount:
Line Item Code/Description:	

Additional Information

How does item relate to Strategic Plan?

How does item benefit Community for all Ages?

ATTACHMENTS:

Description
Council Minutes October 7, 2019

Type
Cover Memo

**CITY OF ROELAND PARK, KANSAS
CITY COUNCIL MEETING MINUTES
Roeland Park City Hall
4600 W 51st Street, Roeland Park, KS 66205
Monday, October 7, 2019 6:00 P.M.**

- Mike Kelly, Mayor
- Jan Faidley, Council Member
- Jennifer Hill, Council Member
- Tim Janssen, Council Member

- Jim Kelly, Council Member
- Tom Madigan, Council Member
- Claudia McCormack, Council Member
- Michael Poppa, Council Member
- Erin Thompson, Council Member

- Keith Moody, City Administrator
- Jennifer Jones-Lacy, Asst. Admin.
- Kelley Nielsen, City Clerk
- John Morris, Police Chief
- Donnie Scharff, Public Works Director

Admin
Madigan
Thompson

Finance
Faidley
McCormack

Safety
Janssen
Poppa

Public Works
Hill
Kelly

Pledge of Allegiance

Mayor Kelly called the meeting to order and led everyone in the Pledge of Allegiance.

Roll Call

City Clerk Nielsen called the roll. All Councilmembers were present as well as City Administrator Moody, Assistant City Administrator Jones-Lacy, City Clerk Nielsen, Police Chief Morris, Public Works Director Scharff, and City Attorney Roto.

Modification of Agenda

There were no modifications to the agenda.

I. CITIZEN COMMENTS

There were no citizen comments.

II. CONSENT AGENDA

- A. Appropriations Ordinance #935**
- B. September 9, 2019 Special Called Council Minutes**
- C. September 16, 2019 Council Minutes**
- D. Missouri Network Alliance LLC Franchise Agreement**
- E. Committee Appointment and Reappointments**

MOTION: CMBR POPPA MOVED AND CMBR KELLY SECONDED TO ADOPT THE CONSENT AGENDA AS PRESENTED. (CARRIED 8-0)

III. BUSINESS FROM THE FLOOR

Applications/Presentations

1. Arts Committee Update

Marek Gliniecki, Chair of the Arts Advisory Committee, brought forward a proposal made joint with the Parks Committee for a sculpture in Nall Park. Mr. Gliniecki showed a photo to the Governing Body of the

“Eucalyptus” sculpture which reflects the whimsy the Parks Committee wanted. The plan is for the piece to be installed in the rain garden.

CMBR McCormack said the piece looked very inviting for children to climb on. Mr. Gliniecki said no one should be in the rain garden, but one option is to plant barberry bushes, which have thorns, to act as a deterrent.

City Administrator Moody added that staff and the Arts Committee would like the Governing Body to let them know how they would prefer to handle the approval and purchase of public art in the future. One option would be to have the Arts Committee make recommendations and the Council would approve any public art selection and placement. Another option would be to allow the Arts committee to make a recommendation on a sculpture valued at \$7,500 or less that the City Administrator can approve as that amount is consistent with the City Administrator’s purchasing authority.

MOTION: CMBR MADIGAN MOVED AND CMBR POPPA SECONDED TO APPROVE THE “EUCALYPTUS” SCULPTURE FOR NALL PARK. (MOTION CARRIED 8-0)

CMBR Faidley believes as Council that they put their stamp of approval on any public art placed in the City. She said they should rely on the recommendations by the committees that have done all the work but would like to have this continue to come before Council for selection approval and placement.

Mr. Gliniecki said it is not the intent of the Arts Committee to move ahead without a review by the Council as it is a public space and is the Governing Body’s responsibility.

CMBR Kelly said he supported an approval amount of less than \$7,500 for the City Administrator to make the selection and placement. He added that he does not want to see the Council micromanage the efforts of its committees.

CMBR Thompson asked the City Attorney if a formal policy is needed. Attorney Roto said the passing of a motion would be sufficient with it being reflected in the minutes. CMBR Thompson added that she would like to see a policy in writing beyond this discussion as it would be beneficial to the Arts Committee and the Council.

Ms. Jones-Lacy said they could draft something as the purchase of art is something that is new and was given to the Arts Committee earlier this year and there has been no precedent for this topic.

MOTION: CMBR THOMPSON MOVED AND CMBR KELLY SECONDED TO TABLE THE MOTION. (MOTION CARRIED 7-1 WITH CMBR HILL VOTING NO.)

MOTION: CMBR FAIDLEY MOVED AND CMBR MADIGAN SECONDED THAT THE COUNCIL RETAIN APPROVAL AUTHORITY FOR PURCHASE AND PLACEMENT OF PUBLIC ART IN THE CITY OF ROELAND PARK. (Motion tabled)

Mr. Gliniecki addressed the stone pillars on Roe that are first seen entering the City from I-35. The Arts Committee does consider them as an art piece. They were donated from someone in Roeland Park and represent the City’s heritage. With the upcoming Roe 2020 project there will not be room to put them back the way they are now. The committee has looked at the idea of different islands and settings within the City for future placement.

Mayor Kelly thanked Mr. Gliniecki for all the work that he and the Arts Committee do to keep the City vibrant and beautiful and the Governing Body appreciates their time and efforts.

IV. MAYOR'S REPORT

A. George Knipp, Jan Duncan, Jared Luebe and Thomas Duncan Proclamation

Mayor Kelly recognized the efforts of the four professionals, George Knipp, Jan Duncan, Jared Luebe, and Thomas Duncan, who have made substantial improvements to R Park by donating their time in architecture, construction and engineering noting that a lot of resources and talents were dedicated.

Mr. Knipp donated his professional architecture services for the design concept of R Park's small shelters, pavilion and restrooms. Jan Duncan donated the labor and the construction for the two small shelters as well as materials and labor for the sculpture foundation, plus equipment and labor for the installation of the sculpture. Jared Luebe donated engineering sketches for the sculpture foundation. Thomas Duncan donated metal materials for the four decorative panels on the shelters as well as the machine, time and labor to cut the panels.

MOTION: CMBR HILL MOVED AND CMBR MADIGAN SECONDED TO DECLARE OCTOBER 9, 2019, AS GEORGE KNIPP, JAN DUNCAN, JARED LUEBE AND THOMAS DUCAN DAY IN ROELAND PARK. (MOTION CARRIED 8-0)

(Following the applause, photos were taken)

B. Energy Efficiency Day Proclamation

Mayor Kelly stated that nationwide October 2nd was Energy Efficiency Day. He said that being mindful of the energy people use helps to avoid emissions that could be harmful to our health and also allows consumers to save on their annual utility bills. In addition, energy efficiency provides economic opportunities and job creation through organizations such as the U.S. Green Building Council through their LEED green building program.

MOTION: CMBR POPPA MOVED AND CMBR HILL SECONDED TO RETROACTIVELY HONOR OCTOBER 2, 2019, AS ENERGY EFFICIENCY DAY IN ROELAND PARK. (MOTION CARRIED 8-0)

C. Kansas Family and Community Education Week Proclamation

October 13-19, 2019, is Kansas Family and Community Education Week and is a proclamation that Roeland Park makes annually on behalf of a non-profit organization that is dedicated to enriching the lives of Kansas families, strengthening individuals, families and communities through continuing education, developing leadership, as well as community action.

MOTION: CMBR KELLY MOVED AND CMBR MCCORMACK SECONDED TO PROCLAIM OCTOBER 13-19, 2019, AS KANSAS FAMILY AND COMMUNITY EDUCATION WEEK IN ROELAND PARK. (MOTION CARRIED 8-0)

V. WORKSHOP AND COMMITTEE REPORTS

No reports were given.

VI. REPORTS OF CITY LIAISONS

No reports were made.

VII. UNFINISHED BUSINESS

No business was discussed.

VIII. NEW BUSINESS

No new business was presented.

IX. ORDINANCES AND RESOLUTIONS

No ordinances or resolutions were presented.

X. WORKSHOP ITEMS

No Workshop items were discussed.

XI. REPORTS OF CITY OFFICIALS

Ms. Jones-Lacy noted on October 12th and the 19th they will have Neighbors Helping Neighbors. The work planned is the scraping and painting a Roeland Park resident's house who needs assistance. All of the Council is invited to join in. The work will be done from 8:00 a.m. to 12:00 p.m. If anyone is interested in volunteering, including the public, they can reach out to Ms. Jones-Lacy or e-mail Wade Holtkamp at wholtkamp@roelandpark.org.

Chief Morris said there will be a Police Department Safety Night on October 23rd from 5:30 p.m. to 7:30 p.m. at the Community Center. There will be a lot of police vehicles there and activities for the children. They will also be serving hot dogs.

XII. ADJOURN

MOTION: CMBR JANSSEN MOVED AND CMBR MADIGAN SECONDED TO ADJOURN. (MOTION CARRIED 8 -0)

(Roeland Park City Council Meeting Adjourned)

Kelley Nielsen, City Clerk

Mike Kelly, Mayor

Item Number: Consent Agenda- II.-C.
Committee 11/4/2019
Meeting Date:



City of Roeland Park
Action Item Summary

Date:
Submitted By:
Committee/Department:
Title: **Special Called Council Minutes October 16, 2019**
Item Type:

Recommendation:

Details:

Financial Impact

Amount of Request:	
Budgeted Item?	Budgeted Amount:
Line Item Code/Description:	

Additional Information

How does item relate to Strategic Plan?

How does item benefit Community for all Ages?

ATTACHMENTS:

Description	Type
❏ Special Called Council Minutes October 16, 2019	Cover Memo

**CITY OF ROELAND PARK, KANSAS
SPECIAL COUNCIL MEETING MINUTES
Roeland Park City Hall
4600 W 51st Street, Roeland Park, KS 66205
Monday, October 16, 2019 6:00 P.M.**

- Mike Kelly, Mayor
- Jan Faidley, Council Member
- Jennifer Hill, Council Member
- Tim Janssen, Council Member

- Jim Kelly, Council Member
- Tom Madigan, Council Member
- Claudia McCormack, Council Member
- Michael Poppa, Council Member
- Erin Thompson, Council Member

- Keith Moody, City Administrator
- Jennifer Jones-Lacy, Asst. Admin.
- Kelley Nielsen, City Clerk
- John Morris, Police Chief
- Donnie Scharff, Public Works Director

Admin
Madigan
Thompson

Finance
Faidley
McCormack

Safety
Janssen
Poppa

Public Works
Hill
Kelly

(Special Council Meeting Called to Order at 6:01 p.m.)

Mayor Kelly called the meeting to order.

MODIFICATION TO THE AGENDA

CMBR Kelly requested that an update on the annexation be added to the agenda. It was added as Item A under New Business.

PLEDGE OF ALLEGIANCE

Mayor Kelly led everyone in the Pledge of Allegiance

ROLL CALL

City Clerk Nielsen called the roll. All Governing Body members were present with the exception of CMBR Faidley who was scheduled to arrive at 6:30.

I. NEW BUSINESS

A. Update on annexation.

CMBR Kelly reported that he and CMBR Thompson have been in communication via e-mail with their counterparts at the City of Mission, Sollie Flora and Kristin Inman. Narrowed the price range down to \$85,000.

CMBR Thompson said all parties acknowledged these are good faith discussions, that there is no ability to bind the Council and anything that was agreed to they acknowledged it would need to be further approved by the Council.

CMBR Kelly said that Roeland Park's tax valuation of the land was different from what Mission had.

CMBR Thompson added that the City had valued it at \$2,943 a year with a stormwater fee at \$23, when apparently their stormwater fee is \$28, which totals a \$500 difference.

CMBR Kelly said their position was Mission should be paid that amount times 20 for 20 years. The reason was that a TIF or a CID would be for that time period. He suggested that they look at 15 years and the negotiations started. By the end of the day they got it down to 69,840.

CMBR Thompson said if looking at tax dollars it would be 18 years versus 20 years. She and CMBR Kelly agreed on that range and have agreed to bring it back to their respective councils.

CMBR Janssen asked who was present at the meeting. CMBR Thompson said it was just the four councilmembers.

CMBR Janssen then asked if Mission has produced any paperwork or any other paperwork been made available regarding the agreement for the streetlight. CMBR Thompson said they did not talk about that. They acknowledged in their letter that they had already agreed to 25 percent of the streetlight and were in agreement of 50 percent going forward.

CMBR Poppa said they will need to wait until Mission deannexes the property before they can annex.

Mayor Kelly said per state statute the area must be deannexed before Roeland Park can take the step of annexing the property.

CMBR McCormack asked how the annexation would be taking tax dollars from the City. Mayor Kelly said some of Mission, the parking lot, would now be within the city limits of Roeland Park and will receive taxes on it.

CMBR Janssen asked about the arrearages of the streetlight. Mayor Kelly said including that was how Mission got to their initial offer. The recognition of the value of the land is absent the arrearage payments. It is for future taxes as well as the opportunity for the City to be able to move forward with the arrangement with Sunflower Medical Group.

CMBR Madigan asked for clarification that they are in agreement to drop the arrearage for the streetlight. CMBR Thompson said that is correct. She added that as part of the discussion she and CMBR Kelly pointed out that the City put in a lot of money to marketing the land and they would not have the development had they not invested that money.

B. Executive Session

MOTION: CMBR POPPA MOVED AND CMBR MADIGAN SECONDED TO RECESS INTO EXECUTIVE TO DISCUSS THE CITY ADMINISTRATOR EVALUATION PURSUANT TO THE NON-ELECTED PERSONNEL MATTER EXEMPTION, K.S.A. 75-4319(b)(1), WITH THE OPEN MEETING TO RESUME IN COUNCIL CHAMBER AT 7:10 P.M. (CARRIED 7-0)

(CMBR Faidley arrived at the meeting)

MOTION: CMBR POPPA MOVED AND CMBR MADIGAN SECONDED TO RECESS INTO EXECUTIVE TO DISCUSS THE CITY ADMINISTRATOR EVALUATION PURSUANT TO THE NON-ELECTED

PERSONNEL MATTER EXEMPTION, K.S.A. 75-4319(b)(1), WITH THE OPEN MEETING TO RESUME IN COUNCIL CHAMBER AT 7:30 P.M. (CARRIED 8-0)

MOTION: CMBR POPPA MOVED AND CMBR MADIGAN SECONDED TO RECESS INTO EXECUTIVE TO DISCUSS THE CITY ADMINISTRATOR EVALUATION PURSUANT TO THE NON-ELECTED PERSONNEL MATTER EXEMPTION, K.S.A. 75-4319(b)(1), WITH THE OPEN MEETING TO RESUME IN COUNCIL CHAMBER AT 7:50 P.M. (CARRIED 8-0)

MOTION: CMBR POPPA MOVED AND CMBR MADIGAN SECONDED TO RECESS INTO EXECUTIVE TO DISCUSS THE CITY ADMINISTRATOR EVALUATION PURSUANT TO THE NON-ELECTED PERSONNEL MATTER EXEMPTION, K.S.A. 75-4319(b)(1), WITH THE OPEN MEETING TO RESUME IN COUNCIL CHAMBER AT 8:00 P.M. (CARRIED 8-0)

MOTION: CMBR POPPA MOVED AND CMBR MADIGAN SECONDED TO RECESS INTO EXECUTIVE TO DISCUSS THE CITY ADMINISTRATOR EVALUATION PURSUANT TO THE NON-ELECTED PERSONNEL MATTER EXEMPTION, K.S.A. 75-4319(b)(1), WITH THE OPEN MEETING TO RESUME IN COUNCIL CHAMBER AT 8:15 P.M. (CARRIED 8-0)

(The Special Call Meeting Resumed at 8:15 a.m.)

C. Annexation of Northeast RJ

CMBR Thompson asked the City Attorney if Mission discussed anything their negotiations today.

City Attorney Maurer said they did not. They held a public hearing, then immediately made a motion and voted to approve. Then they also amended their agenda to appoint two committee members to participate in the negotiations.

Mayor Kelly said that they continue to form bonds of good neighborliness with Mission.

City Administrator Moody said the annexation would become effective on October the 22nd after a publication in City's official paper of record, and a notice needs to be sent to KDOT with the legal description reflecting the change in boundary.

MOTION: CMBR JANSSEN MOVED AND CMBR MADIGAN SECONDED TO ADOPT ORDINANCE 988, THE ANNEXATION OF NORTHEAST RJ. (CARRIED 8-0)

II. ADJOURN

MOTION: CMBR THOMPSON MOVED AND CMBR MCCORMACK SECONDED TO ADJOURN. (MOTION CARRIED 8-0)

(Roeland Park Special Call Council Meeting Adjourned at 8:19 p.m.)

Kelley Nielsen, City Clerk

Mike Kelly, Mayor

Item Number: Consent Agenda- II.-D.
Committee 11/4/2019
Meeting Date:



City of Roeland Park
Action Item Summary

Date: 10/16/2019
Submitted By: Staff
Committee/Department: Admin.
Title: **Committee Appointment and Reappointments**
Item Type: Other

Recommendation:

To reappoint and or appoint:

Arts Advisory Committee (Expires 12/31 of each year)
At Least 3 Members - 2 Residents, 1 Council

Community Events Committee (Expires 12/31 of each year)
Up to 10, 8 Members - 6 Residents, 2 Council

Parks/Tree Advisory Committee (Expires 12/31 of each year)
At Least 5 Members - 4 Residents, 1 Council

Laura Yankoviz

Sustainability Committee (Expires 12/31 of each year)
5 Members - 4 Residents, 1 Council

Aquatic Center Advisory Committee (Expires 12/31 of each year)
6 Members - 5 Residents, 2 Council

Leonard Tocco

Details:

Committee Appointment and Reappointment Process

1. Staff will send out a list of all appointments to the Governing Body and all appointees whose term is set to expire around the beginning of the fourth quarter.
2. Appointees wishing to be re-appointed shall let their intentions be known to the appropriate

appointing authority (ie: Mayor or Governing Body Ward Representatives)

3. Candidates interested in appointment shall complete the interest form found online, as well as submit a current resume to the City Clerk.

4. If an incumbent candidate is not re-appointed they will be notified by the appointing authority before the council meeting at which their replacement will be approved.

5. Once a position has been filled by council action, the new appointee will be contacted by the City Clerk and provided with an orientation packet regarding their service.

6. The contact list will also be sent out whenever an update is made to that document.

Notes:

Timing of appointments: Timing of Appointments are set by ordinance, ie: Parks, Arts, Sustainability are set as a 1 year term; Board of Zoning and Planning Commission have 3 year terms. Schedule of appointment is maintained by the City Clerk's office.

All of the individuals shall be nominated by the Mayor and approved by the City Council. The terms of all members shall be for one year beginning January 1st of each year. In the event a vacancy should occur during the term of any member, his or her successor shall be appointed in the same manner for the unexpired portion of the term.

Financial Impact

Amount of Request: N/A	
Budgeted Item?	Budgeted Amount: N/A
Line Item Code/Description: N/A	

Additional Information

How does item relate to Strategic Plan?

Engages the public in community events and decision making.

How does item benefit Community for all Ages?

Provides perspective in decision making from a wide range of age groups.

ATTACHMENTS:

Description	Type
 Laura Yankoviz	Cover Memo
 Leonard Tocco	Cover Memo

Committee Volunteer Application

wordpress@roelandpark.net on behalf of City of Roeland Park-Volunteer Form

Sat 1/13/2018 1:25 PM

To: Bohon, Kelley <kbohon@roelandpark.org>;

Committee Volunteer Application Form

Email:	
Date:	01/13/2018
Name:	Laura Yankoviz
Daytime Phone Number:	
Evening Phone Number:	
Address:	5540 Juniper Dr. Roeland Park, KS 66205 United States of America
Place of Employment:	American Airlines
How long have you been a resident of Roeland Park?:	3yrs
How much time do you have to devote per month?:	Very flexible
Briefly describe why you are interested in serving on a Board/Committee for the City of Roeland Park:	I'd like to serve on Parks Committee. I'm very interested in exploring every avenue to preserve and improve the community green spaces we have. I'm confident in my abilities to do research and to collaborate. I hope you will consider me.
Select which Board or Committees you are interested in serving on: (only one per application):	Parks
Additional, comments: (If any):	
File Upload:	
HTML:	

This email was built and sent using [Visual Form Builder](#).

Online Form Submittal: Committee Volunteer Form

noreply@civicplus.com

Wed 5/29/2019 8:35 PM

To: Nielsen, Kelley <knielsen@roelandpark.org>; Jones-Lacy, Jennifer <jjoneslacy@roelandpark.org>;

Committee Volunteer Form

Date	5/29/2019
First Name	Leonard
Last Name	Tocco
Address	4906 Reinhardt Dr
City	Roeland Park
State	Kansas
Zip	66205
Email	
Phone	
Place of Employment	Evergy Inc.
How long have you been a resident of Roeland Park?	31 years
How much time do you have to devote per month?	Field not completed.
Board & Committee Interest	I was born and raised in Roeland Park. I take pride in what Roeland Park has to offer both its residents and its visitors. I worked at the Roeland Park Aquatics Center as a young adult and have other aquatics experience. I have been a lifeguard, was a certified lifeguard instructor, certified Red Cross lifeguard Management, learn to swim instructor, and coordinator for all learn to swim programs. I also helped manage and maintain pools with back washing and maintaining and balancing chemicals. In total I have 8 years in aquatic experience. I believe I could bring a fresh prospective in helping bring the RPAC to the next step in future planning. It is important to understand what our residents want to see, and ensure we are being fiscally responsible with tax dollars.

Item Number: New Business- VIII.-A.
Committee 11/4/2019
Meeting Date:



City of Roeland Park

Action Item Summary

Date: 10/30/2019
Submitted By: Donnie Scharff, Director of Public Works
Committee/Department: Public Works
Title: **Agreement with Westwood Hills for Leaf Pickup**
Item Type: Agreement

Recommendation:

Approve the leaf pickup agreement with Westwood Hills

Details:

Westwood Hills has approached Roeland Park requesting leaf pickup service. Staff discussed with Westwood Hills the date and time for the leaf pickup service. Staff determined that Roeland Park could provide the leaf pickup service for Westwood Hills on Sunday, December 8th, 2019. This date was determined as Roeland Park will pickup leaves for our residents Monday-Saturday and the leaf pickup service for Westwood Hills would have to be done on a Sunday.

Roeland Park will provide (1) operator and (1) leaf vacuum truck as stated in the agreement. Staff will dispose of leaves at the Missouri Organics site as they have agreed to take the leaves for that pickup date. Westwood Hills will be responsible for all invoices and Missouri Organics will invoice Westwood Hills directly for leaf disposal.

Roeland Park will charge Westwood Hills the following hourly rates:

(1)Operator - \$42
(1)Leaf Vac Truck - \$75
Fuel - \$3

Staff would begin the leaf pickup service starting at 7a.m and continue until all leaves have been picked up. Staff believe this effort could take up to 8 hours to complete. Per the agreement, if for any reason Roeland Park can not dispose of leaves at Missouri Organics, staff would haul leaves to the public work building. Also stated in the agreement, Westwood Hills will be invoiced for any charges related to dumpster rentals/hauling fees, hourly use of PW equipment, as well as hourly rates for the operator for disposal of any leaves picked up for Westwood Hills.

Financial Impact

Amount of Request:	
Budgeted Item?	Budgeted Amount:
Line Item Code/Description:	

Additional Information

How does item relate to Strategic Plan?

How does item benefit Community for all Ages?

Promotes collaboration between neighboring cities to assist with keeping our creeks/streams free of contaminates.

ATTACHMENTS:

Description	Type
 Leaf Pickup Agreement Westwood Hills	Cover Memo

2019 CONTRACT FOR LEAF PICKUP
BETWEEN THE CITY OF ROELAND PARK, KS AND THE CITY OF WESTWOOD HILLS, KS

THIS IS A CONTRACT, by and between the CITY OF ROELAND PARK, a legal municipality of the State of Kansas, herein referred to as "ROELAND PARK" and the CITY OF WESTWOOD HILLS, a legal municipality of the State of Kansas, herein referred to as "WESTWOOD HILLS".

WITNESSETH:

WHEREAS, it is the desire and intent of WESTWOOD to contract leaf pickup to ROELAND PARK and to compensate ROELAND PARK pursuant to the terms of this Contract.

WHEREAS, this Agreement constitutes a contract between municipalities pursuant to K.S.A. 12-2908 to perform a governmental service, activity or undertaking which each party hereto is authorized by law to perform and accordingly shall not be regarded as an interlocal agreement under the provisions of K.S.A. 12-2901, et seq., and amendments thereto.

NOW, THEREFORE, it is hereby agreed as follows:

1. SERVICES.

ROELAND PARK agrees to pick up the leaves lying on any street, boulevard parkway, and road in WESTWOOD HILLS beginning on Sunday, December 8, 2019, so long as those leaves are not in the following one (1) street, roads, boulevards or parkways: (1) Rainbow Boulevard but excluding 4807 and 4809 Rainbow Boulevard . All other roads, streets, parkways, boulevards in WESTWOOD HILLS, shall for the sole purposes of this contract, be defined as "Qualifying Area". Such leaf pick up is referred to herein as "Leaf Service."

WESTWOOD HILLS agrees that any leaves to be picked up by ROELAND PARK shall be on a Qualifying Area in WESTWOOD HILLS prior to 7:00am central standard time on Sunday, December 8th, 2019. Should ROELAND PARK be unable to perform on this date, it will notify WESTWOOD HILLS no later than close of business on Thursday, December 5, 2019, and arrange an alternative date which is mutually satisfactory to the parties.

ROELAND PARK agrees to pick up leaves in the Qualifying Area for (1) eight-hour day or until the Leaf Service is completed, whichever occurs first.

WESTWOOD HILLS agrees to compensate ROELAND PARK for the completed work via the following pay schedule herein defined, for the sole purposes of this contract, as the "PAYMENTS" section.

ROELAND PARK agrees to pick up the leaves in the manner stated above and to deposit those leaves at the Missouri Organics disposal site located at 1260 Alma St, Kansas City Kansas 66103 after which ROELAND PARK has no further obligation with respect to the handling or disposal of such leaves. WESTWOOD HILLS is solely responsible for paying their own costs for disposal of the leaves at Missouri Organics and WESTWOOD HILLS will be billed directly from Missouri Organics

WESTWOOD HILLS reserves the right, for any reason it sees fit, to decide, in its sole discretion, that ROELAND PARK shall dispose of the leaves in ROELAND PARK. If such a decision is made by WESTWOOD HILLS, then WESTWOOD HILLS agrees to compensate ROELAND PARK an additional fee defined in the "PAYMENTS" section for the disposal of the leaves. Such a fee will also be incurred by WESTWOOD HILLS upon reasonable notice by ROELAND PARK that it cannot deposit the leaves at Missouri Organics.

2. POTENTIAL ALTERATION OF SCHEDULE

ROELAND PARK and WESTWOOD HILLS agree that any mechanical or weather issue that delays ROELAND PARK from completing the leaf pickup in ROELAND PARK, and thus delays the start of leaf pickup in WESTWOOD HILLS, shall not alter any terms of this contract excepting the dates and times whereby leaf pickup is completed, provided however that WESTWOOD HILLS shall be permitted to terminate this Agreement for any such delays of 30 days or longer. If this Agreement is so terminated by WESTWOOD HILLS, WESTWOOD HILLS shall be entitled to reimbursement for any prepaid services which were not rendered. ROELAND PARK will make every good faith effort to complete the leaf pickup as scheduled above.

3. PAYMENTS.

As consideration for provision of Leaf Service to WESTWOOD HILLS, WESTWOOD HILLS agrees to pay ROELAND PARK for each and every single (1) hour of work completed as part of the Leaf Service as follows:

- One operator at \$42.00 per hour
- One leaf vacuum truck at \$75.00 per hour
- Fuel at \$3.00 per hour

If, as provided in Section 1 of this Agreement, the leaves collected by ROELAND PARK are not deposited at the Missouri Organics Site, then WESTWOOD HILLS will compensate ROELAND PARK for its actual expenditures incurred in disposing of such leaves, including but not limited to: fuel costs at the rate of \$3.00 per gallon, a minimum of one (1) laborer at the rate of \$42.00 per hour, a minimum of one (1) loader at the rate of \$40.00 per hour, and all costs incurred by renting a dumpster or multiple dumpsters.

4. FULL COOPERATION.

Both parties agree to cooperate fully with all reasonable requests for information that are necessitated for the completion of the tasks herein.

5. RELATIONSHIP OF THE PARTIES.

The method, means, manner, personnel and equipment by which services are provided under this Agreement shall remain in the exclusive control of ROELAND PARK. This Agreement is not intended to and will not constitute, create, give rise to, or otherwise recognize a separate legal entity whether such entity may be an administrative entity, joint venture, partnership or formal business association or organization of any kind between the parties.

In providing services under this Agreement, ROELAND PARK, its officers, agents, employees, representatives, or independent contractors shall remain subject to the exclusive supervision and control of ROELAND PARK. Accordingly, ROELAND PARK retains the exclusive right to direct the work of its employees performing work under the terms of this Agreement. The manner and method by which services are provided under this Agreement shall remain in the exclusive control of ROELAND PARK. Nothing in this Agreement shall be construed as creating an employment relationship between WESTWOOD HILLS and any officers and/or employees of ROELAND PARK providing services pursuant to the terms of this Agreement.

6. INDEMNITY.

To the extent allowed by law and subject to the immunity and maximum liability provisions of the Kansas Tort Claims Act, ROELAND PARK agrees to indemnify WESTWOOD HILLS and to hold WESTWOOD HILLS harmless for any liability incurred in connection with the performance of ROELAND PARK's duties and obligations under this Agreement to the extent liability is attributable to the fault or negligence of ROELAND PARK. To the extent allowed by law and subject to the immunity and maximum liability provisions of the Kansas Tort Claims Act, WESTWOOD HILLS agrees to indemnify ROELAND PARK and to hold ROELAND PARK harmless for any liability incurred in

connection with the performance of WESTWOOD HILLS duties and obligations under this Agreement to the extent liability is attributable to the fault or negligence of WESTWOOD HILLS.

7. MODIFICATIONS.

No changes or additions to this agreement shall be valid or binding upon either party unless such changes or additions are made in writing and executed by both parties

8 If any suit or action is filed by any party to enforce or interpret a provision of this contract, or otherwise with respect to the subject matter of this contract, the prevailing party shall be entitled, in addition to other rights and remedies it might have, to reimbursement for its expenses incurred with respect to such suit or action, at trial and on appeal, including court costs and reasonable attorney's fees.

9. This contract is the entire agreement between the parties and supersedes all previous agreements or understandings, both written and unwritten, between them. This contract may be modified only in writing, provided both parties have signed the amended document. This contract is not intended to affect or otherwise change any other agreement between the two cities.

10. This contract shall be governed by and construed under the laws of the State of Kansas. The sole and exclusive venue for any action in any premised upon the rights and obligations within this Agreement shall be within the District Court of Johnson County, Kansas.

11. COPIES OF CONTRACT.

Copies of this contract shall be filed with the City Clerk of ROELAND PARK and with the City Clerk of WESTWOOD HILLS.

12. EFFECTIVE DATE.

Copies of this contract shall be filed with the City Clerk of ROELAND PARK and with the City Clerk of WESTWOOD HILLS.

This contract shall take effect immediately after it has been executed and copies filed as set forth in the preceding paragraph.

IN WITNESS WHEREOF, ROELAND PARK and WESTWOOD HILLS have caused this contract to be duly executed.

CITY OF ROELAND PARK

Mayor

Date

City Clerk

Date

CITY OF WESTWOOD HILLS

Mayor

Date

City Clerk

Date

APPROVED AS TO FORM ONLY:

Steven E. Mauer, City Attorney, Roeland Park

City Attorney, Westwood Hills