

**MINUTES OF MEETING OF THE CITY COUNCIL
OF THE CITY OF ROELAND PARK
June 2, 2008**

The Roeland Park City Council met in regular session on June 2, 2008 in City Hall, 4600 West 51st Street.

Mayor Steve Petrehn called the meeting to order at 7:00 p.m.

Councilmembers Present: Gregory Meyers (7:10 pm) Kohles Art
 Hull Schraeder England Foster

Councilmember Absent:

Staff Present: John Carter, City Administrator
 Kathie Gunja, Assistant to the City Clerk
 Rex Taylor, Chief of Police

Others Present: Neil Shortlidge, City Attorney

Pledge of Allegiance

Open Public Hearing:
Citizens from within the benefit district expressed their concerns for the cost of the project.
Closed the public hearing at 8:10 p.m.

Approve the Agenda

Consent Agenda

Approve Appropriation Ordinance No. 725
Approve the Minutes of the May 19, 2008 City Council Meeting

MOTION: CMBR HULL MADE A MOTION, SECONDED BY CMBR FOSTER TO APPROVE THE
 CONSENT AGENDA. MOTION CARRIED, 8-0.

Business from the Floor

2007 CAFR Presentation by Kevin Smith, McGladrey and Pullen, LLP. Mr. Smith presented the 2007 Comprehensive Annual Financial Report to the Council as well as a presentation of the financial stability of the city.

Mary Sudekum, Application for Day Care Center at 3519 W 48th Terrace

MOTION: CMBR GREGORY MADE A MOTION, SECONDED BY CMBR HULL TO APPROVE
 THE CHILD CARE VARIANCE FOR MARY SUDEKUM FOR INFANTS/TODDLERS
 NOT TO EXCEED MORE THAN 6 CHILDREN AND WITH THE ADDITIONAL
 DOCUMENTS SUBMITTED. MOTION CARRIED 8-0.

Blake Morgan with Mission Bank - Application for Special Events Permit, 5115 Roe Blvd.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR GREGORY TO APPROVE THE SPECIAL EVENTS PERMIT FOR THE MISSION BANK FOR A PERIOD OF TIME TO EXPIRE ON JUNE 30, 2008. MOTION CARRIED 8-0.

Linda Mau, 5439 Linden, comments to the city council regarding financial stability.

Unfinished Business

Charter Ordinance 22 - A Charter Ordinance Amending Existing Section 1 Of Charter Ordinance No. 21 Relating To Elective And Appointive Offices; Repealing Charter Ordinance No. 21 (Changing Judge from elected to appointed position).

MOTION: CMBR GREGORY MADE A MOTION, SECONDED BY CMBR ART TO REMOVE CHARTER ORDINANCE 22 FROM THE TABLE. MOTION CARRIED 8-0.

MOTION: CMBR GREGORY MADE A MOTION, SECONDED BY CMBR ART TO REMOVE THE AMENDMENTS TO CHARTER 22 FROM THE TABLE. MOTION CARRIED 8-0.

RESTATED MOTION:

CMBR GREGORY MADE A MOTION, SECONDED BY CMBR FOSTER TO AMEND THE MOTION AS FOLLOWS:

RESOLVED, THAT THE CITY ATTORNEY IS HEREBY INSTRUCTED TO INCORPORATE IN THE ORDINANCE CHANGE PROVIDING FOR APPOINTMENT OF THE CITY JUDGE THAT A COMMITTEE OF THE COUNCIL, APPOINTED BY THE COUNCIL, SHALL INTERVIEW CANDIDATES AND RECOMMEND ONE FOR APPOINTMENT BY THE MAYOR.

IT WAS FURTHER AGREED THAT ALL "MAJOR APPOINTMENTS," AS THAT TERM IS USED IN THE POLICIES REGARDING CONDUCT OF COUNCIL MEETINGS (CITY ATTORNEY, CITY ENGINEER, TREASURER, PROSECUTOR) SHALL USE THE SAME PROCESS.

RESOLVED, THAT THE CITY ATTORNEY IS HEREBY INSTRUCTED TO INCORPORATE IN THE HERETOFORE-REFERENCED ORDINANCE THAT A COMMITTEE OF THE COUNCIL, APPOINTED BY THE COUNCIL, SHALL INTERVIEW CANDIDATES FOR CITY ATTORNEY, CITY ENGINEER, TREASURER, PROSECUTOR AND RECOMMEND ONE FOR APPOINTMENT BY THE MAYOR.

RESOLVED, THAT THE POSITION OF CITY JUDGE BE ADDED TO THE LIST OF MAJOR APPOINTMENTS TREATED AS PERSONNEL MATTERS IN THE POLICIES REGARDING CONDUCT OF COUNCIL MEETINGS.

MOTION TO AMEND THE AMENDMENT:

CMBR GREGORY MADE AND SECONDED BY CMBR FOSTER AN AMENDMENT TO - TO AMEND COUNCIL TO THE "GOVERNING BODY, APPOINTED BY THE GOVERNING BODY" IN THE TWO LOCATIONS WITHIN THE FORMER AMENDMENT.

MOTION CARRIED 8-0.

Cmbr Foster and Cmbr Hull agreed to withdraw Charter Ordinance 22.

Ordinance and Resolutions

Ordinance 819 Ordinance Levying Special Assessments on Certain Property to Pay the Costs of Internal Improvements in the City of Roeland Park, Kansas as Heretofore Authorized by Resolution 508 of the City and Providing for the Collection of Such Special Assessments.

MOTION: CMBR GREGORY MADE A MOTION, SECONDED BY CMBR ART TO APPROVE ORDINANCE 819 AND AUTHORIZE THE MAYOR SIGN.

POLLED THE COUNCIL:

MEYERS	Y	SCHRAEDER	Y	HULL	Y	GREGORY	Y
ART	Y	ENGLAND	Y	KOHLES	Y	FOSTER	Y

MOTION CARRIED 8-0.

Resolution 575 Resolution of the Governing Body of the City of Roeland Park, Kansas Supporting Renewal and Continuation of the One-Fourth (1/4) Cent County-wide Sales Tax in Johnson County, Now Set to Expire on December 31, 2008, and Endorsing Use of the County's Revenue From that Tax For County and the Administration of Justice.

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR HULL TO APPROVE RESOLUTION 575.

POLLED THE COUNCIL:

MEYERS	Y	SCHRAEDER	Y	HULL	Y	GREGORY	Y
ART	Y	ENGLAND	Y	KOHLES	Y	FOSTER	N

MOTION CARRIED 7-1.

Committee Actions:

RoeFest Community Festival (Motion per Cmbr England)

MOTION: CMBR ENGLAND MADE A MOTION, SECONDED BY CMBR SCHRAEDER TO INSTRUCT STAFF TO ORGANIZE THE SALE OF ALCOHOL AT ROEFEST 2008.

MOTION: CMBR HULL MADE A MOTION, SECONDED BY CMBR FOSTER TO TABLE.

POLLED THE COUNCIL:

MEYERS	Y	SCHRAEDER	N	HULL	Y	GREGORY	Y
ART	N	ENGLAND	N	KOHLES	N	FOSTER	Y
PETREHN	N						

MOTION TO TABLE FAILED 5-4.

MOTION RESTATED:

CMBR ENGLAND MADE A MOTION, SECONDED BY CMBR SCHRAEDER TO INSTRUCT STAFF TO ORGANIZE THE SALE OF ALCOHOL AT ROEFEST 2008.

POLLED THE COUNCIL:

MEYERS N SCHRAEDER Y HULL N GREGORY N
ART N ENGLAND Y KOHLES N FOSTER N
MOTION FAILED 2-6.

Reports of Standing Committees and City Officials:

Mayor's Report

Appointments – Redevelopment Committee – to be completed at next council meeting along with the City Treasurer.

City Attorney

Subway Settlement Agreement – Payment will be made by Roeland Park Redevelopment in the amount of \$30,000.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO APPROVE THE SETTLEMENT AGREEMENT BETWEEN GEITHER AND ROELAND PARK REDEVELOPMENT AND AUTHORIZE THE MAYOR TO SIGN. MOTION CARRIED 8-0.

City Clerk

Mrs. Mootz reminded the Council about the Market Research Survey and asked for comments. The next City Hall Renovation Meeting was set for June 10, 2008 at 6:00 p.m. Planning Commission, Sustainability and the surrounding property owners will be notified.

Cmbr Art moved and it was seconded by Cmbr Hull to adjourn the meeting at 9:50 p.m. Motion carried 8-0.

Mayor

Debra L. Mootz, City Clerk

Prepared by: Jeannie Gochenour

Reviewed by: _____
City Administrator