

**MINUTES OF MEETING OF THE CITY COUNCIL
OF THE CITY OF ROELAND PARK
August 4, 2008**

The Roeland Park City Council met in regular session on August 4, 2008 in City Hall, 4600 West 51st Street.

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

Councilmembers Present: Kohles Art Foster Meyers (by Telephone)
Schraeder England Gregory (by Telephone)

Councilmembers Absent: Hull

Staff Present: John Carter, City Administrator
Debra Mootz, City Clerk
Rex Taylor, Chief of Police

Others Present: Neil Shortlidge, City Attorney

Pledge of Allegiance
Approve the Agenda:

Public Hearing

Mayor Petrehn opened the public hearing for comments regarding the 2009 budget.

Linda Fell, 5238 Mohawk, requested that the council look at doing a performance audit.

Linda Mau, 5439 Linden, requested that the council look at the budget documents that they are approving, specifically regarding the state forms and the internal budget document.

Mike Foltz, 5327 Birch, Budget discussion, asked the Council to look at increasing the budget so that the City can complete such items as the Nall Park project, which was removed from the budget for 2008, and 2009.

7:11 pm - Closed the public hearing

Adopt 2009 Budget

MOTION: CMBR ART MADE A MOTION, SECONDED BY CMBR FOSTER TO ADOPT THE 2009 DRAFT 2 BUDGET AS PREPARED.

POLLED THE COUNCIL:

| | | | | | | | |
|---------|---|--------|---|-----------|---|--------|---|
| ENGLAND | Y | KOHLES | Y | GREGORY | Y | MEYERS | Y |
| FOSTER | Y | ART | Y | SCHRAEDER | Y | | |

MOTION CARRIED 7-0.

Additions – Ordinance 823 – Main Trafficway Ordinance (adding Wells Drive)

Remove - Approve Bid Specification for RC12-012

Remove - Roeland Park Elementary School (5535 Juniper) Parking Issue

Consent Agenda

Approve Appropriation Ordinance No. 729, City Council Meeting Minutes of July 21, 2008, and Special Meeting Minutes of July 14, 2008.

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

Business from the Floor

Presentation:

Chuck Bryant and David Greet of Cloverleaf Properties – presented some additional information regarding the West Cloverleaf (NW Johnson Drive) property.

Citizens Comments:

Marek Gliniecki, 5229 Reinhardt Drive,- expressed his thoughts regarding the Johnson Drive Redevelopment Project style and design of the Johnson Drive area and should there be differentiation between Roeland Park and Mission.

Unfinished Business

Approve the TCC ILA Version II revision (previously provided)

The revision has to do with the number of people voting per city.

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR ENGLAND TO APPROVE TCC ILA VERSION II REVISION. MOTION CARRIED 7-0.

New Business

Ordinance and Resolutions:

ORDINANCE 822 - An Ordinance Authorizing The City To Enter Into A Second Amended Lease Purchase Agreement, As Lessee; And Approving A Second Amended Declaration Of Trust; And Authorizing And Approving Certain Other Actions In Connection With The Execution And Delivery Of Said Second Amended Lease Purchase Agreement. (5535 Juniper Property - Certificate of Participation)

Some information regarding this issue:

- The new interest rate is 5.25% up .25% from last renewal.
- We will reduce the principal by \$50,000 using excess funds we had from the purchase in 2005.
- The new term is for 2 years expiring in September, 2010, with the option to prepay without penalty after 6 months or March, 2009.

Ordinance 822 approves the new issue, as well as authorizes the Mayor to sign the Second Amended Lease Purchase Agreement and the Second Amended Declaration of Trust.

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR ART TO ADOPT ORDINANCE 822 WITH REGARD TO THE ROELAND PARK ELEMENTARY SCHOOL PROPERTY CERTIFICATE OF PARTICIPATION. MOTION CARRIED 7-0.

Ordinance 823 – Main Trafficway Ordinance

In preparation of the Note Sale on August 15, the Attorney General reviewed preliminary documents and found that Wells Drive was not included in our main traffic-way ordinance

(Ordinance 731, adopted May 21, 2003). In order to sell the Temporary Notes for the RC12-012 project on August 15th, we need to have Wells Drive included.

On August 4, 2008 the Ordinance adopting Wells Drive and W. 51st Street Terrace, (the only two streets left in the city that are not part of the main traffic-way ordinance) will need to be adopted. This will be added to the agenda at the meeting.

In addition, on August 11, 2008 we will need to hold a special City Council meeting in order to re-adopt a Resolution setting the RC12-012 Benefit District for improvements. The reason for the special meeting is that the Ordinance must be published and in effect before we can adopt the Resolution. The City will publish the Resolution on August 9th (Saturday) therefore it will be in effect for the August 11th special meeting.

We should only need about 5 minutes to address and adopt the Resolution. If we could have the meeting at 6:00 p.m. before the Safety/Public Works Committees meeting that would be ideal.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO ADOPT ORDINANCE 823 WITH REGARD TO THE MAIN TRAFFICWAY ORDINANCE. MOTION CARRIED 7-0.

Committee Actions:

Finance

Adopt 5 Year Capital Improvement Plan - 2009-2013

MOTION: CMBR ART MADE A MOTION, SECONDED BY CMBR FOSTER TO ADOPT THE 5 YEAR CAPITAL IMPROVEMENT PLAN (2009-2013) AS PREPARED. MOTION CARRIED 7-0.

Adopt 2008/09 Pay Classification

MOTION: CMBR ART MADE A MOTION, SECONDED BY CMBR FOSTER TO ADOPT THE 2008/09 PAY CLASSIFICATION PLAN WITH AN EFFECTIVE DATE OF AUGUST 3, 2008. MOTION CARRIED 7-0.

Public Works

Ratify 2008 Street Maintenance Program Professional Services Agreement with Larkin Group

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR KOHLES TO RATIFY THE MAYORS SIGNATURE ON THE LARKIN GROUP AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES FOR ENGINEERING (WHICH WAS AUTHORIZED AT THE JULY 21) FOR THE 2008 STREET MAINTENANCE PROGRAM. MOTION CARRIED 7-0.

Approve Bid for Removal of Right of Way tree at 5627 Granada

Mr. Carter stated that there is a tree at 5627 Granada that was in dangerous condition. We have received 3 bids to remove the elm tree at 5627 Granada.

| | |
|--------------------|---------|
| Bly's Tree Service | \$1,100 |
| Van Booven | \$1,500 |
| Mid Town Arbor | \$2,500 |

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR SCHRAEDER TO APPROVE THE REMOVAL OF THE TREE AT 5627 GRANADA THAT IS IN THE RIGHT OF WAY BY BLY'S TREE SERVICE AT A COST NOT TO EXCEED \$1,100. MOTION CARRIED 7-0.

Reports of Standing Committees and City Officials:

Mayor's Report:

Mayor's Appointments, City Attorney, City Prosecutor, City Treasurer

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR ENGLAND TO APPROVE THE CITY ATTORNEY, NEIL SHORTLIDGE AND CITY PROSECUTOR, FRANK GILMAN, REAPPOINTMENTS. MOTION CARRIED 7-0.

MOTION: CMBR ENGLAND MADE A MOTION, SECONDED BY CMBR KOHLES TO APPROVE THE CITY TREASURER, JOSH ZARROOR. MOTION WITHDRAWN.

Cmbr Meyers lost connection 7:55 p.m.

Shadowcliff (week of September 8)

Cmbr England made a motion, seconded by Cmbr Schraeder to approve expenses not to exceed \$1,500 for Mayor Petrehn to attend the Shadowcliff Sustainability Conference in September. Motion carried 6-0.

City Administrator's Report:

Approval of conflict waiver McAnany, Van Cleave and Phillips

MOTION: CMBR KOHLES MOVED AND IT WAS SECONDED BY CMBR SCHRAEDER TO APPROVE THE CONFLICT WAIVER WITH MCANANY, VAN CLEAVE AND PHILLIPS REGARDING THE CLOVERLEAF PROPERTIES AND TO BE ALLOWED TO COMMUNICATE WITH OUR CITY ATTORNEYS

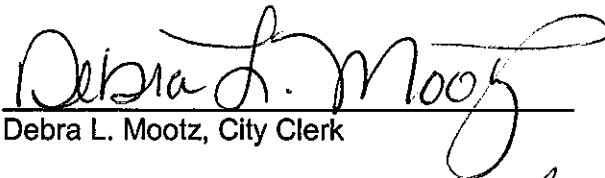
City Attorney
Nothing.

City Clerk
Nothing.

MOTION: CMBR ART MADE A MOTION, SECONDED BY CMBR HULL TO ADJOURN. MOTION CARRIED 8-0. MEETING WAS ADJOURNED AT 8:05 PM,



Mayor



Debra L. Mootz, City Clerk

Prepared by: Jeannie Gochencour

Reviewed by: 
City Administrator