



**MINUTES OF MISSION WOODS CITY COUNCIL**  
**February 2, 2016**  
**7:00 p.m.**

The City Council of Mission Woods, Kansas met in regular session on Tuesday, February 2, 2016 at the Westwood City Hall, 4700 Rainbow, Westwood, Kansas.

Members Present: Mayor Tietze  
Council member Darrell Franklin  
Council member Cory Fisher  
Council member Amy McAnarney  
Council member Joan Ruff

Visitors Present: Heather S. Esau Zerger, City Attorney  
John Martin, City Treasurer  
Eddie McNeal  
Mike and Kathy Henley  
Jay Sidie  
John Sullivan

**I. Call to Order**

Mayor Tietze called the meeting to order at 7:00 p.m. A quorum was present.

**II. Minutes of Prior Meeting**

The Council took up the January City Council Meeting Minutes. Mayor Tietze first asked for corrections or additions to the January Council meeting minutes. There were none. Council member Franklin moved to approve the minutes and Council member Fisher seconded the motion, which passed unanimously.

### **III. Warrants**

The Council next turned its attention to approval of the warrants. Council member McAnarney moved to approve the warrants and Council member Ruff seconded the motion, which passed unanimously.

### **IV. Police Report**

The Council then reviewed the police report. Mayor Tietze noted that one of the Chief's concerns lately has been the fact that people are starting cars in their driveways in the cold weather and finding their cars stolen. It is becoming an increasingly more serious issue across the county.

### **V. Review of Quarterly Financials**

John Martin, City Treasurer, reported that his firm unexpectedly needed to put in a new file server, so the quarterly financials were not completed. They will be available at the next meeting. He indicated that all seemed to be on track, but he was not able to finalize the reports.

### **VI. Approval of Storm water Plan**

Mayor Tietze asked John Sullivan, the Director of Public Works for Westwood, to introduce this issue. Mission Woods is now required to implement a storm water plan, whereas until recently, the City was exempt from the requirement. Despite the small size of Mission Woods, the same effort and paperwork will be required of Mission Woods as a city like Overland Park. Mr. Sullivan, working in conjunction with Johnson County, prepared the plan, a copy of which was distributed to the Council members. The plan sets out the tasks for the next 5 years. Much of the plan requires passage of ordinances dealing with erosion control, sediment, etc.

Enforcement will be done by John Sullivan and/or Eddie McNeal. The City must also pay an annual permit fee in the amount of \$60. The plan prepared for Mission Woods mirrors what Westwood and Westwood Hills have in place. Council member McAnarney raised a question about the total annual investment required of the City on an on-going basis. Other than the permit fee, the on-going expense will occur mostly from legal costs in preparing the necessary ordinances and the reviews that must take place.

There is also a mapping component that is almost complete but a few inaccuracies need to be changed based on the recent sewer video-taping. The plan is a living document and can be amended. One other item the Council will need to address is to create a mechanism to report concerns about storm water issues and track complaints.

Council member Franklin moved to approve the storm water plan and Council member McAnarney seconded the motion, which passed unanimously.

## **VII. Paper Shredding Event**

The City has participated in the Paper Shredding Event for the last few years with other cities. The cost for Mission Woods to participate is \$139. The event include both on-site, secure paper shredding and electronics recycling. Council member Franklin said he participated and that it was well organized. Council member Ruff made a motion to approve the City's participation. Council member Franklin seconded the motion, which passed unanimously. The Mayor will communicate with residents about the event and be sure information is also added to the City's website.

## **VIII. KU Hospital Final Occupancy Permit**

The Council then turned its attention to the on-going discussions with KU regarding the parking lot renovations. Mr. McNeal reported that the only outstanding issue that remains unresolved is landscaping. A recent inspection shows the plantings have been made largely in compliance with the most recent plan submitted by KU. However, the plan submitted by KU did not account for many of the concerns expressed by neighbors to the property. The neighbors, along with the City-engaged landscape architect, offered an augmented plan for KU's consideration that also included a stone wall. On January 9, 2016, Mr. McDonough of KU responded that the stone wall would not be agreeable and proposed waiting until spring to see how the existing plantings filled in.

Council member Fisher stated that the City's proposed plan included 9 additional trees and plantings in different locations. He stated that despite having the City's proposal on where the plantings should be located, KU went ahead with its own plan. The residents do not feel their concerns were addressed. The temporary permit does not expire until May 6 and was intentionally extended into the spring season in order to allow sufficient time to work out these concerns. The Council agreed that Council member Fisher would reach out to Mr. McDonough to try and determine if there are parts of the City's proposal that are acceptable to KU, if there are parts that are per se unacceptable (in addition to the stone wall) and if there are aspects that it will consider in spring. Council member Fisher reminded the Council and the neighbors in attendance that some of the plantings are installed for run-off protection and there is no ability to move those. Mr. Sidie, a neighbor to the KU property, expressed his belief that KU is simply stringing out the process and now pressuring the City for the final permit in the hopes that the neighbors will "go away."

## **IX. Executive Session**

At 7:32 p.m., Council member Fisher moved the City Council recess into executive session to consult with the City's attorneys which would be deemed privileged in the attorney-client relationship in order to discuss litigation filed by the owners of property at 1968 Shawnee Mission Parkway, and to reconvene the open meeting back in the main Council room in 30 minutes. Council member Franklin seconded the motion. The City Council convened with legal counsel Heather S. Esau Zerger and John Gates in Executive Session.

The City Council reconvened in open session at 8:05 p.m.

## **X. General Comments**

No demolition permit has been sought regarding the Schulenberg property yet. It was noted that the Home Owners Association is working to get the annual dues statements issued. A question was raised regarding fencing that is being installed around one of the residences in the neighborhood. Mayor Tietze reported that it had been approved by the ARB and copies of the plans are available at City Hall.

The meeting was adjourned at 8:12 p.m.