



MINUTES OF MISSION WOODS CITY COUNCIL
March 1, 2016
7:00 p.m.

The City Council of Mission Woods, Kansas met in regular session on Tuesday, March 1, 2016 at the Westwood City Hall, 4700 Rainbow, Westwood, Kansas.

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

Visitors Present: Jessica James, City Attorney
John Martin, City Treasurer
Chief O'Halloran
John Gates

I. Call to Order

Mayor Tietze called the meeting to order at 7:01 p.m. A quorum was present.

II. Minutes of Prior Meeting

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

III. Warrants

The Council next turned its attention to approval of the warrants. Mayor Tietze clarified that the Zerger & Mauer invoice was submitted just prior to the meeting so a check had not yet been cut, but if the charges were approved, a check would be issued. Council member Ruff moved to

approve the warrants and Council member Franklin seconded the motion, which passed unanimously.

IV. Police Report

The Council then reviewed the police report. Chief O'Halloran directed the Council to a summary that was included in the report for 2015. Chief O'Halloran pointed out that while the report included one rape in Westwood, it was subsequently determined that this report was unfounded and that this rape should actually be removed from the 2015 report to accurately reflect crimes that occurred. Chief O'Halloran also pointed out that there were no residential burglaries committed in 2015, one commercial burglary, and one auto burglary in Mission Woods.

Mayor Tietze then commended Chief O' Halloran on his work and involvement with SB 403. Mayor Tietze stated this bill would have a significant impact on the City's finances and stated that he appreciated the Chief's work on the same. Chief O'Halloran explained in further detail how the City, and other surrounding cities, would be impacted by the bill. Mayor Tietze stated he would send a copy of Chief O'Halloran's letter objecting to SB 403 to the members of the City Council.

Council member Amy McAnarney joined the meeting at 7:17 p.m.

V. Year End Financials

John Martin then disseminated the year end financials as of December 31, 2015 to the City Council. Mr. Martin briefly outlined the specifics of the balance sheet, which he stated was in good shape. Mr. Martin stated that the overall financial picture for the City was positive, and that the City does not have any debt. Mr. Martin also stated that the revenue and expenses were in line with the City's budget. Mayor Tietze commented that if SB 403 is adopted the City would have to look into the impact that may have on the City's budget. Mr. Martin agreed. Mr. Martin also clarified that there is proposed litigation to move the property tax election from 2018 to 2016, which could also impact the City's budget.

VI. UKHA Parking Lot

Council member Fisher provided the City Council with an update on the status of the negotiations and final occupancy permit for the UKHA parking lot. Council member Fisher stated that after last month's meeting, he reached out to John McDonough with KU, but never received a response. Rather, KU's lawyers then contacted the City's lawyers and all communication on this issue, since the last City Council meeting, had been through legal counsel. This was true until Thursday February 25, 2016 when Mr. McDonough reached out to Council member Fisher directly and requested a meeting between himself, and Council members Fisher and Dunn. Council member Fisher stated that they were attempting to agree on a time for the meeting but was hopeful it would be scheduled this week or next at the latest. Council member Fisher stated he believed it was in all the parties' best interest to try and get this worked out and that a meeting between the parties may be the best way to accomplish that.

Council member Franklin then asked what the disagreement was regarding the landscaping plan. Council member Fisher stated the City had requested the planting of nine (9) additional trees and that some of the landscaping be moved from where it had originally been planted.

Council member Fisher also stated that concerns about the lighting remaining on all night and the height of the lighting poles had also been raised.

VII. Discussion of Proposed Re-design of Entrance/Exit to 51st Terrace

The Council next turned its attention to the proposed re-design of the entrance/exit to 51st Terrace. Mayor Tietze stated that this issue arose after a conversation between himself, Steve Karbank and a representative of the Pembroke Hill School. The impetus behind the re-design would be to improve sightlines in and out of this entrance. Mayor Tietze stated that as part of the re-design the East entrance to the Pembroke parking lot would be closed. The Mayor stated that he consulted the fire chief and the Westwood public works department, both of which were in favor of the re-design. The Mayor stated he also reached out to Kansas City, Missouri, who will not be involved in this project, but offered its approval, and Pat Hayes, the owner of the 1968 building who stated he had no issue with what was being proposed. The next step would be to approach the City engineer to obtain a survey, including detailed drawings and an inspection of the site. Council member McAnarney made a motion to contact the City Engineer and move forward with the possible re-design, Council member Franklin seconded the motion, which passed unanimously.

VIII. Tree Planting

Mayor Tietze then raised the issue of tree planting within the City's rights-of-way. This has become an issue with dying Ash trees and the potential need to replace these trees. Mayor Tietze proposed that for each Ash tree that is in the City ROW and dies the City would contribute \$100 and the HOA would contribute \$100 towards the purchase of a new tree. The remaining cost of the tree would be the responsibility of the property owner. Council member Ruff asked why the HOA was involved in paying the cost of the replacement trees. Mayor Tietze stated that the HOA had previously provided trees for the City ROWs and agreed to contribute to the cost of the trees in this situation. Mayor Tietze stated he would include a note about this program in his newsletter. Council member Franklin made a motion to approve this proposal, council member Ruff seconded the motion, which passed unanimously.

IX. Approval to Update Signers on Country Club Bank Checking Account

Mayor Tietze stated that an issue arose where it was brought to the Mayor's attention that he and Council member Fisher were the only City representatives authorized as signers on the City's Country Club Bank checking account. There was some discussion on which accounts Council member Franklin had been added. Council member Fisher made a motion to add Council member Franklin to the Country Club Bank checking account, Council member McAnarney seconded the motion, which passed unanimously.

Council member Fisher then moved to recess into executive session at 7:56 p.m. to consult with the City's legal counsel on matters related to the litigation involving the property located at 1968 SMP, which would be deemed privileged in the attorney-client relationship and to reconvene in open session at approximately 8:26 p.m. Council member Franklin seconded the motion and all voted in favor. The City Council convened with legal counsel Jessica James and John Gates in Executive Session.

The Council reconvened in open session at 8:30 p.m.

X. General Comments

The Mayor then opened the floor to general comments but there were none.

The meeting was adjourned at 8:31 p.m.