

September 17, 2018

VIA: E-Mail

Mayor Robert Tietze
City of Mission Woods
rtietze@kc.rr.com

Re: City of Mission Woods / St. Rose Catholic Church

Dear Mayor Tietze:

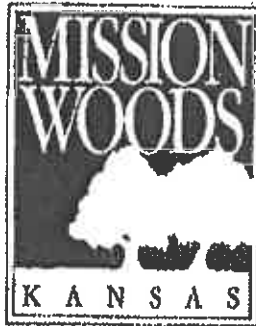
Accompanying this letter are the minutes from the Tuesday, September 11th City Council meeting. Please let me know if I have accurately captured the various Council Members who made and seconded the motions reflected in the minutes. If you have any questions or comments do not hesitate to call. Thank you for your time and attention.

Very truly yours,



Steven E. Mauer

Enclosures



MINUTES OF MISSION WOODS CITY COUNCIL
Tuesday, September 11, 2018
7:00 p.m.

The City Council of Mission Woods, Kansas met in regular session on Tuesday, September 11, 2017 at the Westwood City Hall, 4700 Rainbow Blvd., Westwood, Kansas.

Members Present: Mayor Robert Tietze
Council Member Lauren Aleshire
Council Member Tommy Clemente
Council Member Amy McAnarney
Council Member William Young

Members Absent: Council Member Joan Ruff

Others Present: Steven E. Mauer, City Attorney
Mimi Doherty, Attorney
Carol Thomas, Resident
Mike Knierman, Resident

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 minutes of the August City Council Meeting. Mayor Tietze asked for corrections or additions. There were none. Council Member Aleshire moved to approve the Minutes as written. Council Member Young seconded the motion, which passed unanimously (Ayes – IV / Nays – 0).

III. WARRANTS

The Council next turned to the August warrants. There were no questions or comments. Council Member Aleshire moved to approve the warrants. The motion was seconded by Council Member McAnarney, which passed unanimously (Ayes – IV / Nays – 0).

IV. POLICE REPORT

The Council then reviewed the police report. There were no questions from the Mayor or the Council Members.

V. NORTHEAST JOHNSON COUNTY ANIMAL CONTROL

The next item was approval of a Resolution withdrawing from Northeast Johnson County Animal Control. Mayor Tietze explained the need to approve the Resolution and that the City of Mission would assume responsibility for animal control for Mission Woods. Council Member Aleshire asked if there would be a “gap” in coverage. Mayor Tietze stated that there would be no gap and that the City Attorneys were currently working with the City of Mission to complete a contract to be presented to the City Council. Having no further questions or comments, Council Member Aleshire moved to approve the Resolution. The motion was seconded by Council Member Young, which passed unanimously (Ayes – IV / Nays – 0).

VI. DIAPER AWARENESS WEEK

Next on the agenda was a request to proclaim September 24-30 as “Diaper Awareness Week.” Mayor Tietze explained that the City has made such a proclamation in the past and several cities in Johnson County make a similar proclamation. He explained the purpose of the Happy Diapers Program. Council Member McAnarney moved to approve the request. Council Member Aleshire seconded the motion, which passed unanimously (Ayes – IV / Nays – 0).

VII. ORDINANCE NO. 226 – 2018 STANDARD TRAFFIC ORDINANCE

The next item on the agenda was approval of Ordinance No. 226 to adopt the 2018 Standard Traffic Ordinance. Mayor Tietze explained that this was an annual practice of the City to adopt the most recent code. The update was requested by Chief Halloran to keep the code consistent with the City Code in Westwood for enforcement by the Westwood Police Department. Having no further questions, Mayor Tietze asked for a motion to approve the ordinance, which was made by Council Member McAnarney. Council Member Clemente seconded the motion, which passed unanimously (Ayes – IV / Nays – 0).

VIII. ORDINANCE NO. 225 – 2018 UNIFORM OFFENSE CODE

The next item on the agenda was approval of Ordinance No. 225 to adopt the 2018 Uniform Offense Code. Mayor Tietze provided the same explanation as the prior ordinance. Council Member Aleshire made a motion to approve the ordinance. Council Member McAnarney seconded the motion, which passed unanimously (Ayes – IV / Nays – 0).

IX. GENERAL COMMENTS

The meeting was then opened for general comments. There were no questions or comments from the Council. Mayor Tietze then asked for questions or comments from the audience. Former Council Member Darrell Franklin asked if there was an update that could be provided to the residents in attendance regarding the litigation brought by the Church. At the direction of the Mayor, City Attorney Mauer provided an update on the ruling from the Court denying summary judgment for both sides. There was some general discussion about "what comes next." Any specific strategy was deferred until discussion in executive session with the City Council.

Resident Carol Thomas then asked about continuing support by the City Council for the residents of Mission Woods. There was discussion about the conduct of church members, church leaders, and interactions with neighbors living near the church. Resident Mike Knierman provided examples of damage to his property by water runoff from the church playground and hard surface parking lot. Other residents confirmed similar interference with the use and enjoyment of their homes. Attorney Mimi Doherty then arrived at the meeting. She provided additional information regarding the status of the litigation and "what comes next." Hearing no further questions or comments from the audience, the Mayor closed that discussion.

Council Member Aleshire then asked the Mayor if he would get an update from Kansas University Medical Center about construction of the fence on the north side of its property. Mayor Tietze affirmed he would make a call to KU.

X. EXECUTIVE SESSION

At 7:48 p.m., a motion was made by Council Member McAnarney to recess into Executive Session to consult with City Attorney Mauer and Mimi Doherty, outside counsel for the City, regarding litigation filed by the Archdiocese of Kansas City, which is deemed privileged in the attorney-client relationship, pursuant to K.S.A. 75-4319(b)(2) and to reconvene the open meeting in thirty (30) minutes. Council Member Young seconded the motion, which passed unanimously. (Ayes – IV / Nays – 0).

The Council reconvened in open session at 8:19 p.m.

A resident in attendance asked if there was anything further to report from Executive Session. At the request of Mayor Tietze, City Attorney Mauer stated that there was no vote taken or action decided that would require public disclosure.

Having no further business, a motion to adjourn was made by Council Member Young. The motion was seconded by Council Member Clemente and passed unanimously (Ayes – IV / Nays – 0).

The meeting adjourned at 8:24 p.m.