

**MINUTES OF MEETING OF THE CITY COUNCIL
OF THE CITY OF ROELAND PARK
August 6, 2007**

The Roeland Park City Council met in regular session on August 6, 2007, in City Hall, 4600 West 51st Street.

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

Councilmembers Present: Art Schraeder Kohles
 Foster England Meyer

Councilmembers Absent: Gregory Hull

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

Others Present: Steve Chinn, City Attorney

Pledge of Allegiance

Approve the Agenda

Deb Settle, - NE JO Co Chamber of Commerce.

Removal - Item V.B. – Home Occupation Sign Ordinance regulations

Consent Agenda

Approve the Minutes of the July 16th City Council Meeting

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO APPROVE
 THE CONSENT AGENDA. MOTION CARRIED, 6-0.

Business from the Floor

Deb Settle – NE Jo Co Chamber of Commerce – reported on upcoming events and meetings.

Sidewalk Project -

Ryan Kellerman, 5629 Roeland Drive, came before the council to talk about the placement of the sidewalks, more specifically on Roeland Drive. He also talked about the liability, beautification and upkeep of the sidewalks.

Kevin & Julie Morris, 5515 Roeland Drive, came before the council to state that they were in favor of sidewalks on Roeland Drive.

Kathy Muenks, 5635 Roeland Drive, came before the council to state that they were against sidewalks on their street. This project would require that trees may be removed.

Jarret Mellenbruch, 5350 Clark Drive, spoke regarding sidewalks and the possible motion that is on the agenda. Mr. Mellenbruch presented a Buena Vista – 54th to Shawnee Mission Parkway location that is danger and needs a sidewalk.

Roeland Park School

Loretta Carson, 5532 Roe Blvd, spoke regarding making the Roeland Park Elementary School as a total park. Ms. Carson, stated that her support group received approximately 500 names of residents of the City in support of a total park.

Jim Grebe, 4820 W. 58th Street, stated that he, along with other volunteers, went out to get signatures in favor of keeping the land as a school.

Home Occupation – Re: Signage

Angie Lasagna, 4518 W. 54th Street, spoke regarding the Ordinance 5-601. Ms. Lasagna stated that she believes that the property is in violation of the City Code (5-601). The ordinance states that their subsection (b) does not allow for external change to the property. The external view of the property is what is in question now. Ms. Lasagna believes that the pictures that she submitted are evidence of the violation. Ms. Lasagna asked that the Council direct Mr. Carter to direct staff to cite Joy's Hair Design for section 5-602. Mr. Carter stated that staff is giving Joy's Hair Design due process. This will be addressed again at the Administrative Committee Meeting.

Regina Morton, 4607 W. 54th Street, addressed the issue of the home occupation sign regulations.

Hope Crook and Trystan Crook, 4600 W. 54th Street, addressed the issue regarding the home occupation sign regulations.

Johnson Drive Street Closure

Rex Hoy, 4812 Johnson Drive, regarding signage to let the consumers know that the businesses along Johnson Drive are open.

Unfinished Business

Bella Roe Plaza – Letter of Credit and Indemnification Agreement & Bella Roe Plaza – Assignment and Assumption of Developer of Record Agreement

Mr. Chinn stated that Roeland Park Redevelopment LLC, has provided an Irrevocable Standby Letter of Credit as a guaranty that the issues will be completed or we can execute upon the letter of credit with Security Bank.

MOTION: CMBR ART MADE A MOTION, SECONDED BY CMBR KOHLES TO APPROVE THE ASSIGNMENT AND ASSUMPTION OF DEVELOPER OF RECORD AGREEMENT AND AUTHORIZE THE MAYOR TO SIGN UPON THE RECEIPT OF THE ACTUAL LETTER OF CREDIT FROM SECURITY BANK. MOTION CARRIED 6-0.

New Business

Motion from Bill Art: Re: Sidewalks

MOTION: CMBR ART MADE A MOTION, SECONDED BY COUNCILMEMBER CMBR FOSTER, THAT THE SIDEWALK PROGRAM BE SUSPENDED UNTIL SUCH TIME THAT THE CRITERIA FOR PLACEMENT AND CONSTRUCTION OF SIDEWALKS WITHIN THE CITY OF ROELAND PARK IS ESTABLISHED AND THE CRITERIA MET.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO TABLE TO THE NEXT COUNCIL MEETING AFTER DISCUSSION AT THE NEXT PUBLIC WORKS MEETING.

Ordinance and Resolutions

Ordinance 806: Ordinance attesting to an increase in tax revenues for budget year 2008 for the City of Roeland Park.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO ADOPT ORDINANCE 806 AND AUTHORIZE THE MAYOR TO SIGN. MOTION CARRIED 6-0.

Removed from the agenda - Ordinance 807: Home occupation sign regulations (under separate cover)

Committee Actions:

Finance Committee:

Adopt 2008 Budget

MOTION: CMBR MEYER MADE A MOTION, SECONDED BY CMBR ART TO ADOPT THE 2008 BUDGET. MOTION CARRIED 6-0.

Reports of Standing Committees and City Officials:

Mayor's Report

Appointment of the Sustainability Task Force

MOTION: CMBR ART MADE TO MOTION, SECONDED BY CMBR SCHRAEDER, TO APPROVE AN AD-HOC COMMITTEE (LISTED BELOW) FOR THE SUSTAINABLE PRACTICES WITH THE REPORT AND RECOMMENDATION OF THE TASK FORCE TO THE CITY COUNCIL TO BE RETURNED TO THE COUNCIL BY NO LATER THAN JULY 31, 2008. MOTION CARRIED, 6-0.

Steve Petrehn, Mayor	4600 W 51 st St
John Carter, City Administrator	4600 W 51 st St
Neava Ford	5025 Rosewood Dr.
Jennifer Gunby	5213 El Monte
Mike Miller	3800 W 52nd Terr
Tom Fox	4928 Howe
Hoa Fox	4928 Howe
Megan England, Councilmember	5522 Cedar
Mark Kohles, Councilmember	5411 Linden
Christina Kohles	5411 Linden
Mike Foltz	5327 Birch
Holly Coleman	5318 W 57th St
Annabelle Eason	5212 W 57th Ter
Bill Art, Councilmember	4407 W. 52 nd Ter
Jarrett Mellenbruch	5350 Clark Dr.
Lidia Grillot	5059 Buena Vista
Joe Grillot	5059 Buena Vista

Mayor Petrehn stated that the City Treasurer, Mr. Matt England has stated that he does not wish to be reappointed; however, he will continue until such time as there is an appointment.

Appointment of City Attorney and City Prosecutor

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR ENGLAND TO APPROVE CITY ATTORNEY, NEIL SHORTLIDGE, CITY PROSECUTOR, FRANK GILMAN. MOTION CARRIED 6-0.

City Administrator's Report

Osawatomie Memo

Mr. Carter stated that Osawatomie is in need of crews and trucks to help.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO OFFER OSAWATOMIE A DAY'S WORTH OF ASSISTANCES. MOTION CARRIED 6-0.

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO ADJOURN THE MEETING. MOTION CARRIED, 6-0. MEETING ADJOURNED AT 8:37 PM.



Mayor



Anthony J. Pluta, City Clerk

Prepared by: 

Reviewed by: 

City Administrator