

**MINUTES OF MEETING OF THE CITY COUNCIL
OF THE CITY OF ROELAND PARK
September 4, 2007**

The Roeland Park City Council met in regular session on September 4, 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 Hull
 Foster England Meyer Gregory

Staff Present: John Carter, City Administrator
 Debra Mootz, Assistant to the City Clerk
 Cory Honas, Sergeant

Others Present: Steve Chinn, City Attorney

Approve the Agenda

Angie Lasagna, Business from the Floor
Move 2007 Sidewalk Project Easements up to Unfinished Business

Consent Agenda

Approve Appropriations Ordinance 708 and Approve the Minutes of the August 20th City Council Meeting

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

Business from the Floor

Colleen and Kathy McKoene, 5421 Juniper – application for animal variance

MOTION: CMBR HULL MADE A MOTION, SECONDED BY CMBR KOHLES TO APPROVE THE
 APPLICATION FOR VARIANCE FOR A THIRD DOG AT 5421 JUNIPER. MOTION
 CARRIED 8-0.

Sara Henning, 5228 W 57th Ter – application for animal variance

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR SCHRAEDER TO
 APPROVE THE APPLICATION FOR VARIANCE FOR A THIRD DOG AT 5228 W 57TH
 TER. MOTION CARRIED, 8-0.

Bob Frankovic, Property Insurance Renewal - Mr. Frankovic came before the Council to discuss the property insurance for the City as well as add-on's to the policy. Mr. Frankovic stated that there is a reduced cost to the City with a larger selection of companies out there. Mr. Frankovic also addressed the item on the agenda dealing with the sale and consumption of alcohol at the RoeFest – otherwise known as Host Liquor Liability. Mr. Frankovic will be back for the Council meeting of September 17th.

Angie Lasagna, 4518 W. 54th Street

Ms. Lasagna came before the Council regarding the Home Occupation License Ordinance proposed before the council tonight.

Public Works Report – Bill Cunningham – Report of the Sidewalk Program Easements

Unfinished Business

None.

New Business

League of Kansas Municipality: Selection of Delegates

MOTION: CMBR FOSTER MADE A MOTION, SECONDED BY CMBR ART TO APPOINT MAYOR PETREHN AS THE VOTING DELEGATE AND CMBR FOSTER AS THE ALTERNATE FOR THE LEAGUE OF KANSAS MUNICIPALITIES FOR OCTOBER 6-9. MOTION CARRIED 8-0.

NLC approval of attendees – Request for attendees is needed to make reservations by the September 30 2007 cutoff for early bird registration. This year's conference is in New Orleans. Mayor Petrehn and Cmbrs Gregory and Foster are firm to attend and Cmbrs Hull and Schraeder are undecided.

Ordinance and Resolutions

Ordinance 807 – Home Occupation License: Relating to Home Occupations within the City of Roeland Park, Kansas; amending Section 5-602 of Chapter V, Article 6 entitled "Home Occupations" and repealing existing Section 5-602 of Chapter V, Article 6 entitled "Home Occupations"; prohibiting the placement of commercial markers advertising or calling attention to Home Occupations on properties zoned for residential uses. Mr. Carter stated that we are not in the business of going up to a vehicle to remove a sign which may or may not be temporarily or permanently affixed to an automobile. The Council agreed that staff should not attempt to remove signs from the side of a vehicle.

MOTION: CMBR GREGORY MADE A MOTION, SECONDED BY CMBR ART TO ADOPT ORDINANCE 807. MOTION CARRIED 8-0.

Ordinance 808 – Ordinance Relating To Alcoholic Liquor and Cereal Malt Beverage; Amending and Repealing Existing Section 3-102 Of The Code Of The City

Cmbr Schraeder stated that this is an event for the whole City and this issue has been brought before the committee each year. We would like to think of RoeFest as a community event that addresses all of the residents of the City of Roeland park

MOTION: CMBR SCHRAEDER MOVED AND IT WAS SECONDED BY CMBR FOSTER TO APPROVE ORDINANCE 808 RELATING TO THE SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR AND CEREAL MALT BEVERAGE AT ROEFEST.

Cmbr Hull stated that she was strongly opposed to having a beer garden, RoeFest is an exciting community event and statistically proven that despite other cities having a beer garden without reported incident, most domestic violence is not reported. Cmbr Art stated again that he was against the city sponsoring an event that will be having a beer garden and sends a bad message for the City. Domestic violence is not seen in public but at home and not observed by the general public. Cmbr Foster stated she has a family and still views this event as a community event that families can enjoy. Cmbr Schraeder stated she did not see the difference between the City art reception and the RoeFest. The area for the beer garden needs to be sectioned off.

Limited Liability Insurance of \$1 million would be set. The beer garden would be not available to anyone, but would not be completely restrictive. This would be more administrative an issue than an insurance issue.

MOTION RESTATED: CMBR SCHRAEDER MADE A MOTION, SECONDED BY CMBR FOSTER TO ADOPT ORDINANCE 808.

Poll the council:

Hull	N	England	Y	Gregory	N	Meyers	Y
Foster	Y	Art	N	Schraeder	Y	Kohles	Y

Motion carried 5-3.

Ordinance 809 – An Ordinance Establishing Requirements Relating To Erosion And Sediment Control Standards And Stormwater Management For The City Of Roeland Park, Kansas, By Adding A New Article 5, Entitled "Erosion And Sediment Control Standards And Stormwater Management," To Chapter XV, Entitled Utilities, Of The Roeland Park Code Of The City Of Roeland Park, Kansas,

MOTION: CMBR ART MADE A MOTION, SECONDED BY CMBR FOSTER TO ADOPT ORDINANCE 809. MOTION CARRIED 8-0

Ordinance 810 – An Ordinance Amending And Repealing Existing Section 13-107 Of The Code Of Roeland Park, Kansas.

MOTION: CMBR KOHLES MADE A MOTION, SECONDED BY CMBR ART TO ADOPT ORDINANCE 810. MOTION CARRIED 8-0

Resolution 565 – Adopting the Model Illicit Discharge, Detection and Elimination Program as Required by NPDES Permit No. M M05-SU01

MOTION: CMBR HULL MADE A MOTION, SECONDED BY CMBR ART TO ADOPT RESOLUTION 565. MOTION CARRIED 8-0

Committee Actions:

Finance Committee:

Pay Classification 2007/2008 –

Motion: CMBR MEYERS MADE A MOTION, SECONDED BY CMBR ART TO ADOPT THE 2007/2008 PAY CLASSIFICATION TO BE EFFECTIVE SEPTEMBER 2, 2007. MOTION CARRIED 8-0.

Reports of Standing Committees and City Officials:

Mayor's Report

Proclamation: National Suicide Prevention

MOTION: CMBR ART MADE A MOTION SECONDED BY CMBR FOSTER TO PROCLAIM SEPT 9-15 AS SUICIDE PREVENTION WEEK IN ROELAND PARK. MOTION CARRIED 8-0.

Proposal for Safe Routes to School Ad Hoc Committee

Mayor Petrehn stated that he would like to have a committee for Safe Routes to School. Mayor Petrehn said he had some interested parties. Mayor Petrehn would have some information for the next meeting.

City Administrator's Report

Nothing

City Attorney

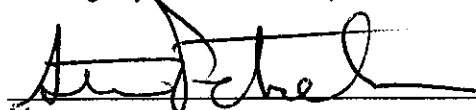
Nothing


City Clerk

Nothing

MOTION: CMBR FOSTER MOVED AND IT WAS SECONDED BY CMBR HULL TO ADJOURN. MOTION CARRIED.

Meeting adjourned at 8: 47 p.m.


Mayor


Anthony J. Pluta, City Clerk

Prepared by: Jeannie Gochenour

Reviewed by: 
City Administrator