

**City of Westwood Hills
City Council Meeting Minutes
August 12, 2019
Meeting #837**

A regular session of the city council was called to order in due form by Mayor Paula Schwach at 7:07 p.m.

Present: Mayor Schwach, Ed Gogol, Rosemary Podrebarac, Karen Shelor Sexton, Ludwig Villasi, John Weedman and Beth O'Bryan. City Attorney Jim Orr and City Treasurer John Martin were present.

Citizens Michael Anfang and Renée Miller were in attendance.

Motion by Shelor Sexton to approve the agenda. Second by Podrebarac. All aye. Motion approved.

Motion by Shelor Sexton to approve the Consent Agenda. Second by Weedman. All aye. Motion approved.

Mayor Schwach swore in Edward Gogol as the City Council member replacing Mary Becker.

Kim Bomberger

In May, 2019, Kansas State Forester Kim Bomberger, along with Mayor Schwach, Mary Becker, Ludwig Villasi and Renée Miller, inventoried the trees on The Green. The purpose of the inventory is to gather information which can then be used to set goals and objectives and then plan and track actual work to be completed such as tree removal, planting or pruning, or educational activities. The inventory provides information for defensible budget requests, establishes the monetary value of the public tree resource to aid in considering the effects of budgeting and management on the resource value.

The inventory also creates an understanding of the real value of the "green infrastructure." During the inventory, fifty eight (58) trees were assessed. The inventory identifies the types and conditions of the trees, which Kim presented to the City Council.

Old Business:

Adoption of policy regarding amending traffic tickets (subject to prosecutorial review and judicial concurrence and adoption by Westwood and Mission Woods)

Shelor Sexton has been working with the Chief and City Attorney Orr on a policy which will allow persons receiving tickets to amend traffic violations from a moving to a non-moving violation by allowing the individual to pay an increased fine amount and court costs. Another change in the policy requires proof of correction of equipment failures in ten days as opposed to 30 days which is the current process. **Shelor Sexton moved to**

adopt the policy allowing for amendment of traffic tickets after posting the policy on the Westwood Hills website and subject to prosecutorial review and judicial concurrence and adoption by Westwood and Mission Woods. Seconded by Gogol. All in favor. Motion passed.

New Business:

The Green Tree Branch Removal Encumbrance

KCP&L has agreed to trim and remove trees near the powerline on The Green. The City will need to remove the cut logs and grind the stumps. Mayor Schwach will not have a cost until the work is complete and we know what debris is left behind. **Shelor Sexton moved to appropriate up to \$1,500 for limb/log removal and stump grinding left from KCP&L's tree trimming work on The Green. All in favor. Motion carried.**

Mayor Schwach swore in Daniel Swint as the new BZA member, replacing Ed Gogol.

Adoption of STO Ordinance #278

Podrebarac reported that the League of Kansas Municipalities (LKM) prepares and releases a new edition of the Standard Traffic Ordinance each year, and the City must adopt the new edition.

Noteworthy 2019 changes included in the Kansas Law and the STO - Lyft or Uber may now have a light to indicate they are available; Electric Scooters are being treated as bicycles; Podrebarac incorporated a schedule of penalties in order to allow the Municipal Judge to establish a fee schedule. **Podrebarac moved and Shelor Sexton seconded to adopt Ordinance #278, adopting the 2019 STO. All in favor. Ordinance adopted.**

Adoption of UPOC Ordinance #279

Podrebarac reported that the LKM prepares and releases a new edition of the Uniform Public Offense Code each year, and the City must adopt the new edition. Most of the changes are clean ups, and involve State laws changes concerning Cannabis. The reason for the length of the ordinance is due to the adoption of Tobacco 21 efforts in Westwood Hills as the Kansas state statutes permit purchase and use of tobacco at age 18. The other change the City made is to extend the prohibited smoking area to include The Green and increase the non smoking area to 15 feet around the front doors of the commercial shops. **Podrebarac moved to adopt Ordinance #279 to the City Code, incorporating the 2019 UPOC. Gogol seconded. All in favor. Ordinance adopted.**

Ratification of Website Hosting

O'Bryan reported that she received an email stating Serif will no longer be hosting the city website. The email came two days prior to the site being shut down, and O'Bryan was out of town. John Heeney was able to transfer the website to another host, with minimal down time for the website. John Heeney paid the one-year fee for the hosting. O'Bryan asked Council to ratify the cost of \$99.52 to reimburse John Heeney for the

costs. **Podrebarac moved and Gogol seconded ratifying the movement of the website to InMotion and reimbursing John Heeney who paid for web hosting on behalf of the City the sum of \$99.52 for one year's service All in favor. Motion passed.**

Johnson County Housing Study and Contribution

There will be a study administered by UCS on behalf of Johnson County to determine housing affordability. The City has been asked to participate by contributing \$100.00. All Johnson County cities have been asked to participate, and the amount requested of each city is based on population. **Gogol moved and Podrebarac seconded to participate and encumber \$100.00.** Shelor is not in favor of the study and does not feel like the study will be helpful. Podrebarc attended the housing summit and said that many of the solutions don't work for Westwood Hills but are part of the solutions for the larger community and some programs may even help Westwood Hills residents age in place. **Weedman opposed. The rest aye. Motion passed.**

Happy Bottoms Proclamation

Schwach explained that the City is acknowledging the need for diapers as stated in the Proclamation, but the City will not make any financial contributions.

Informational items – no action to be taken

There were no items from Citizens in attendance.

MS4 Permit Comments

Podrebarac explained that the City's permit expires in December. The public had a comment period in March, 2019, and the City provided feedback. KDHE listened to the various comments, addressed our comments and revised the permit, which calls for another comment period. Comments are due to KDHE by September 7, 2019.

Plogging

Jogging plus picking up trash. Schwach thought the City might want to organize a plogging event/race to clean up gutters, etc. Council was not enthusiastic.

Motion to adjourn by Gogol. Meeting adjourned at 8:48 p.m.