

**City of Westwood Hills
City Council Meeting Minutes
September 9, 2019
Meeting #838**

A regular session of the city council was called to order in due form by Mayor Paula Schwach at 7:06 p.m.

Present: Mayor Schwach, Ed Gogol, Rosemary Podrebarac, Karen Shelor Sexton, Ludwig Villasi, and Beth O'Bryan.

Ellen and Liz Judy and Lyle Miller were in attendance. Commissioner Becky Fast joined the meeting at 7:17 p.m. Dale Prout joined at 7:28 p.m.

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

Mayor Schwach asked to modify the consent agenda and remove the landscape report. Motion by Gogol to approve the Consent Agenda as amended. Second by Shelor Sexton. All aye. Motion approved.

Lyle Miller was sworn in for another term as a Planning Commission member.
Liz Judy was sworn in for another term as a BZA member.

Johnson County Commissioner Becky Fast

Johnson County District 1 Commissioner Becky Fast gave an overview of Johnson County. She touched on several issues such as the Johnson County (JoCo) Transit System, the new courthouse, the new library in Lenexa, and possibilities of remodeling other libraries in JoCo cities. She briefly discussed the stormwater project for the JoCo watershed, as well as improvements to the Tomahawk Creek & Nelson Wastewater Treatment Plants, modifications to the Solid Waste Management Plan, and needs of the county's Aging Population and persons with Behavioral Health issues.

Old Business:

Charter Ordinance Regarding Court Costs

The City passed a traffic ticket policy at the August Council Meeting. Since the meeting, Podrebarac learned that a Kansas statute does not allow cities in Kansas to collect any additional court fees, over those specifically required by Kansas statute, absent a Charter Ordinance allowing collection of additional court costs. Councilwoman Shelor Sexton suggested the City revise the policy to eliminate the reference to \$35.00 in court

finer, and require those permitted to amend tickets to only pay double the fine. Mayor Schwach said we can modify the policy and delete all references to the court costs. Mayor asked Council their preference as between a charter ordinance or policy revision. Villasi wants to pass a Charter Ordinance, rather than change the policy. Gogol thinks the City should pass the ordinance as well. Podrebarac is fine either way. After discussion on the impact of a Charter Ordinance to the two other cities served by the Westwood Police Department, Westwood and Mission Woods, **Shelor Sexton moved to modify the current policy rather than adopt the Charter Ordinance. The suggested modification removes the \$35 court cost stated in the current policy, and the City will absorb the court costs from the increased fines. Gogol seconded. All aye. Motion carried.**

New Business:

A-1 Sewer and Septic Services Contract for Stormwater Inspection

Schwach reported that the City received money from the County's SMAC program to assess our stormwater pipe conditions and reminded that council had approved entering into an agreement with Johnson County to pay for half the costs of the assessment. Subsequently, the City issued a Request for Proposal ("RFP") to multiple vendors. The City received two responses, and Mayor Schwach recommends A-1 Sewer and Septic, Inc. as the responsive bidder. A-1 is a KS corporation in good standing as of the date of the Council meeting. **Shelor Sexton moved to authorize the Mayor to enter into an agreement with A-1 Sewer and Septic Services in an amount of up to \$7,000, with half the cost to be paid by Johnson County SMAC funding. Any required pipe cleaning discovered during the assessment will be exclusively a cost of the City and not a shared cost with the county.**

Sprinkler Repair Ratification

O'Bryan reported that there was a sprinkler problem in early August at the 50th & State Line location. The Resident at 1900 West 50th Street and Renee Miller both sent photos of a "spring" coming out at the NW corner of 50th & State Line. O'Bryan called WaterOne out to look for leaks and met the technician at the property. O'Bryan also asked WaterOne to look for other leaks on The Green, as water bills have been high, and the City has been unable to find the problem. Findings:

- 1). WaterOne thought the "spring" leak was a missing sprinkler head.
- 2). There was a leak at the control box at the fountain (and entry way). There was a puddle underneath the wall, and the water was leaking underground and into the gutters. There was also a leak at the water meter at that same property, but around the corner (closer to Glendale).
- 3). There was a leak at the water meter on The Green. This could be why there are high water bills. WaterOne opened the cover and found there was water movement through the meter even though the sprinklers were not on at the time.

City Clerk called Green Lawn to address the problems. Green Lawn replaced the sprinkler head near the fountain and found the diaphragms in the valves near the monument to be seeping. They replaced the diaphragms as well and were able to get the meter to come to a stop on that side. On The Green, they hunted for a leak but have been unable to identify one. All of the valves appeared to be holding tight and nothing

seemed more wet than anything else. The valves turned on and off as they should from the controller. More than likely a pinhole leak or leaks in the pvc mainline are dripping when the system isn't running, because the static pressure without water movement is too great. That being said, there was still a spin at the meter registering water usage, and so Green Lawn added a master valve at the water tap. When the technician dug to install the master valve, he found an existing one that was buried in the dirt and disconnected. He installed a new solenoid on the valve, located and identified the spare wire, wired it into the valve and the MV slot on the controller. They tested the master valve, and it operated fine and stopped the spin at the meter once the zone shut off. **Podrebarac moved and Shelor Sexton seconded to encumber \$465.39 and to ratify the expenditure to Green Lawn to repair the leaks. All in favor. Motion passes.**

Repair of stone at the culvert at 2101 W. 49th Terrace

Schwach reported that this is the culvert that comes under the 49th St. Terrace. There is a stone that has fallen out of the wall on the resident's property and another area on the arch between the culverts where stones appear to be missing. A bid was requested from George Sullivan for both those repairs, as well as the repairs to the stonework along the 49th St. and 49th Terrace traffic islands. The bid came in at \$2750.00 for the City and \$750.00 for the resident, Sherrill Mulhern. Mulhern will use our contractor for the repair work but will enter into an agreement with the contractor on her own. O'Bryan will follow-up with the contractor, George Sullivan, for a breakdown of the City's costs. **Gogol moved and Villasi seconded to encumber up to \$3,000.00 to repair the stone work.**

Informational items – no action to be taken

There were no items from Citizens in attendance.

Villasi reminded council that there is firewood from the KCP&L tree removal/trimming that needs to be picked up. O'Bryan mentioned she put a notice on Westwood NextDoor for free firewood. She will also put a notice in the City newsletter.

Streetlights

The City is currently waiting on the cost estimates for the lights, as well as how to get power to the new lights. A meeting with the Engineer and KCP&L is set up for September 11, 2019. Schwach discussed her concern about paying for the additional lighting annual operating expenses. Shelor asks if we could capture that amount from the Public Safety exception to the tax lid. Mayor Schwach will make inquiries regarding the possibility. This subject will be reviewed more closely as part of the revisions to the capital improvement plan which will be on the October agenda.

Fountain

O'Bryan was prepared to provide Council with eleven years of fountain history, including repairs and costs to run the fountain. Due to John Weedman's absence, the council member most interested in this data, the City Council will take this matter up on the October agenda.

Motion to adjourn by Shelor Sexton. Meeting adjourned at 8:21 p.m.