

**CITY COUNCIL MEETING MINUTES
CITY OF ROELAND PARK, KANSAS
Roeland Park City Hall
4600 W 51st Street, Roeland Park, KS 66205
Monday, June 19, 2017 7:00 P.M.**

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| <ul style="list-style-type: none">○ Joel Marquardt, Mayor○ Becky Fast, Council Member○ Tim Janssen, Council Member○ Ryan Kellerman, Council Member | <ul style="list-style-type: none">○ Teresa Kelly, Council Member○ Sheri McNeil, Council Member○ Michael Poppa, Council Member○ Michael Rhoades, Council Member○ Erin Thompson, Council Member | <ul style="list-style-type: none">○ Keith Moody, City Administrator○ Jennifer Jones-Lacy, Asst. Admin.○ Kelley Bohon, City Clerk○ John Morris, Police Chief○ Jose Leon, Public Works Director |
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Admin

Fast
Kelly

Finance

Janssen
Thompson

Safety

Rhoades
Kellerman

Public Works

McNeil
Poppa

PLEDGE OF ALLEGIANCE

Mayor Marquardt called the meeting to order and led everyone in the Pledge of Allegiance.

ROLL CALL

City Clerk Bohon called the roll. CMBR Thompson was absent.

MODIFICATION OF AGENDA

Added to New Business – Website Design and Hosting with CivicPlus
Added to Workshop – Budget Review and setting of the budget hearing

I. CITIZENS COMMENT

A. Jason Anderson (5530 Roeland Drive) Mr. Anderson provided the Governing Body a packet and spoke to Article VI, Section 5-603(d), Permitted Occupations, Babysitting and Section 5-604(d), Prohibited Occupations, Nursery School. Mr. Anderson has a license with the state to run an in-home daycare and also has a City business license. He also stated that the language in the code is ambiguous, does not define the differences between a nursery school, a daycare and babysitting and asked for a review by the Governing Body. He also requested that the City code language be more in line with state regulations as they have extensive regulations and policies. He also said the limit of three children results in a lack of care for residents in Roeland Park and by allowing daycares in the City it is in the best interest of Roeland Park and Johnson County as a whole since more options will be available to parents.

B. Jake Butler (5035 Southridge) Mr. Butler spoke to the City’s regulation of short-term rentals and stated that since the property must be owner occupied it limits how much of a house can be rented. He also stated if owners were allowed to use the entire house, then the renters would spend more in the community. He also stated that the limit of 30 days makes it very restrictive. Mr. Butler said he reached out to the Governing Body with his concerns, but CMBR Janssen was the only one who responded.

II. CONSENT AGENDA

- A. Appropriation Ordinance #905**
- B. March 20, 2017 Council Minutes**
- C. April 17, 2017 Council Minutes**
- D. 2017 Fall Leaf Pickup Schedule**

MOTION: CMBR MCNEIL MOVED AND CMBR KELLY SECONDED TO APPROVE THE CONSENT AGENDA.
(MOTION PASSED 7-0).

III. BUSINESS FROM THE FLOOR

A. Applications / Presentations

1. WCA – RFID/GPS System Presentation

City Administrator Moody said that Rehrig Pacific who supplies carts for WCA would make a presentation on their RFID system, which is one of the enhancements they have incorporated into their contract proposal to provide a better service. They have asked for this opportunity to address the Council so they might better understand how beneficial this system will be to the residents and also to the City. They will also address other items in their proposal regarding enhanced communication and the website options they will offer.

The representative from Rehrig Pacific said their facility location is in DeSoto, Kansas and is also where they manufacture the plastic carts that are wheeled to the street. In addition, they also provide and integrate technology that supports operations for companies like WCA, but is also of a benefit to residents. His company has a great partnership with Waste Corporation of America all around the country and they are a reliable industry-leading manufacturer. In addition to assembly and distribution of carts, they are also able to retrofit them and provide a fast response to residents whose carts need servicing as they are a local company. They believe in enhancing the customer experience by not only servicing WCA but also their customer's customer. The City will have live access to a web portal and City-appointed staff would have wide visibility of the work being done throughout the City. From this option they will be able to answer questions that come in from residents.

They will also retrofit the City's carts and they will be able to provide electronic confirmation of the work being done. All carts will be bar coded and will associate them to a specific address as well as longitude and latitude of the cart. They will also provide reports to the City that lists homes that the carts were delivered to as well as exceptions.

The RFID plan for current carts would follow trucks on delivery and retrofit each cart with an RFID tag and bar code which would bring existing carts online into the system. R-vision is their own in-house proprietary technology. It covers asset work orders and inventory management as well as the RFID service verification. The system allows the City to see hauling operations going on and allows more visibility. They have seen an improvement around the country with this system. It also allows for real-time visibility for cart issues. The system also provides hauler performance monitoring giving indications of homes missed and for what reason. It also reflects who is setting out their recycle carts and provides a date and time stamp of when the carts are tipped.

Mayor Marquardt thanked the representative from Rehrig for his presentation and asked when this would be implemented. City Administrator Moody responded it would take effect with the beginning of the 2018 contract if approved.

CMBR Kellerman asked if this program is for all WCA customers throughout the Kansas City area.

Tim Graham, Regional Sales Manager for WCA, said they would roll this out by community by contract. Roeland Park would be the second City in the area to implement the new technology. Mr. Graham did state the technology would not apply to yard waste bags. In the future they may have yard carts, but they do not at this time.

CMBR McNeil asked if the current carts would change and Mr. Graham said they will remain the same with the RFID retrofitted to the existing carts.

2. Community Parks Report – Jennifer Provyn

The Community Parks Report was postponed to a future meeting.

IV. MAYOR'S REPORT

A. Proclamation United Community Services 50th Anniversary

CMBR Kelly read the proclamation for United Community Services 50th Anniversary into the record.

MOTION: CMBR KELLY MOVED AND CMBR MCNEIL SECONDED TO APPROVE THE PROCLAMATION FOR UNITED COMMUNITY SERVICES 50th ANNIVERSARY. (MOTION CARRIED 7-0)

V. WORKSHOP AND COMMITTEE REPORTS

A. Ad Hoc Development Committee Report

CMBR Poppa said the committee will be meeting June 21st at 8 a.m. at City Hall. They will discuss Sunflower Group and the hotel at the Rocks. They have discussed pricing for a retaining wall, some sewer realignment and the easement which will be addressed later in the Council agenda. At the last meeting there was a consensus for a plat name of Northeast R.J. for that particular area of Roe and Johnson Drive.

B. Workshop Summary

CMBR Fast reported they had a developer proposal looking at Northeast Johnson and Roe developing a three-story multi-use building and the Council agreed to move forward with this. There was also a presentation on moving the Public Works building to the Community Center, but it was decided not to move forward with the discussion for that location. They also discussed the 2017 fall leaf pickup schedule. The 2018 Payscale discussion and 2018 Solid Waste Assessment Review discussions will continue later in the meeting. Discussions are also beginning with regard to animal control service options after a presentation by Police Chief Morris. And they also heard a presentation from Ms. Jones-Lacy regarding the sale of the Lowe's property as part of the redevelopment agreement with the owner.

VI. REPORTS OF CITY LIAISONS

There were no reports given.

VII. UNFINISHED BUSINESS

There was no Unfinished Business discussed.

VIII. NEW BUSINESS

A. Proposed 2018 Payscale

City Administrator Moody said the only change proposed for 2018 is an increase to the midpoint of \$0.40. By doing these small annual adjustments it should prevent them from having to do a major overhaul to the pay scale. Periodically there may be justification for moving a position to a different pay grade, but that is not the case for 2018.

CMBR Rhoades asked which employees would be affected by the pay scale adjustment. City Administrator Moody said currently two employees make the minimum and these are the administrative assistant positions. If approved, then effective January 1, 2018, they would be moved up to the new minimum. CMBR Rhoades ask if part-time employees would be affected. City Administrator Moody said there is no distinction between part-time and full-time employees.

MOTION: CMBR POPPA MOVED AND CMBR KELLY SECONDED TO ADOPT THE PAYSACLE PRESENTED EFFECTIVE JANUARY 1, 2018. (MOTION CARRIED 7-0)

B. Sanitary easement for the Rocks

City Administrator Moody said in order to complete anticipated driveway and grading improvements to connect the lower portion of the Rocks to the higher elevation an easement for the relocation of the existing gravity sewer that crosses the southwest corner of the property is needed as Johnson County Wastewater only allows sanitary sewers to be of a certain depth.

MOTION: CMBR POPPA MOVED AND CMBR JANSSEN SECONDED TO APPROVE THE SANITARY EASEMENT FOR THE ROCKS AS INDICATED IN THE ACTION ITEM SUMMARY AND COLLATERAL DOCUMENTS PRESENTED. (MOTION CARRIED 7-0)

C. Solid Waste Service Agreement

CMBR City Administrator Moody said this is a sub-agreement. Mid-America Regional Council (MARC) would enter into an agreement with WCA for the five-year term with a three-year initial term and two one-year extension options. The agreement does reflect the performance measures presented earlier by Rehrig Pacific. It also includes the financial penalties for not meeting those performance measures and reflects the commitments that WCA has made to implement the RFID, providing for a website specific to Roeland Park's area, and improved reporting on a daily basis.

CMBR McNeil asked for assurance that yard waste will remain unlimited and residents have the ability to use their own trash bins. Mr. Graham from WCA confirmed that was correct.

CMBR Rhoades asked for a reiteration of what the penalties would be to WCA for failure to meet performance standards. City Administrator Moody said it is Attachment A of the MARC contract for solid waste. Mayor Marquardt read the fines into the record. The first miss is a penalty of \$25, \$50 for the second, and \$100 for the third at the same residence. City Administrator Moody added the contract further addresses neighborhood or city-wide service issues.

CMBR Kellerman asked if there would be items that would not be collected by WCA and would like to see clarification on the large item pickup, as well as have an expansion of the definition of collection.

City Administrator Moody said they like the broader language as it put the City in a better legal position.

There was further discussion of what large items would be picked up. WCA responded if the City would like to add a weekend big item pickup, then they would have to pay an additional fee.

CMBR Kelly said they have hired counsel and if they agree with a broader definition the Council should support that.

CMBR Rhoades said that even though they have an attorney that does not mean they should not be able to review what is before them and referenced the previous trash pickup agreement.

MOTION: CMBR POPPA MOVED AND CMBR RHOADES SECONDED TO CALL THE QUESTION. (MOTION CARRIED 7-0)

MOTION: CMBR KELLY MOVED AND CMBR JANSSEN SECONDED TO ADOPT A RESOLUTION APPROVING A SUB-AGREEMENT FOR THE SOLID WASTE SERVICES WITH WESTWOOD, FAIRWAY AND ROELAND PARK, EACH TO ADOPT A SUB-AGREEMENT TO THE MARC SERVICE AGREEMENT WITH WCA WHICH REFLECTS THE THREE-YEAR INITIAL TERM WITH TWO ONE-YEAR RENEWALS, OPTION 1 OF THE PROPOSAL RATE OF \$15.17 PER HOME PER MONTH. (MOTION CARRIED 7-0).

D. Website Design and Hosting with CivicPlus

City Clerk Bohon provided the proposed agreement with CivicPlus. The company will do 150 pages of content migration from the old site and it will also be ADA compliant. They will also do three years of agendas and minutes separate from the 150 pages. The new site will be fully responsive on all devices.

MOTION: CMBR POPPA MOVED AND CMBR KELLY SECONDED TO APPROVE THE AGREEMENT WITH CIVIC PLUS FOR WEBSITE DESIGN AND HOSTING AS INDICATED IN THE PACKET. (MOTION CARRIED 7-0)

IX. ORDINANCES AND RESOLUTIONS:

There were no ordinances or resolutions for approval.

X. WORKSHOP ITEMS:

Before beginning the Workshop Items CMBR Poppa said that instead of moving out of the Council meeting and going back into a Workshop meeting, which they felt would be more confusing, they have incorporated a Workshop session within Council meeting for unfinished items from the Workshop held prior to this meeting. The Council will not necessarily be voting or taking any action on the following items as they are only for discussion. But as they are in a Council meeting, they can be moved and voted on.

A. 2018 Solid Waste Assessment Review

City Administrator Moody presented a form to identify the costs associated with the program for a cost of \$88,000. This is the same form used in the past to summarize solid waste expenses and the expenses associated with the leaf program. For 2018, they have removed personnel costs which equates to \$44,000. Leaf program revenues are \$5,584 without personnel. The program is still shown as a total of \$88,000 with \$44,000 in negative expenses not being recovered. The leaf program equates to \$199 per property or \$16.58 per month.

CMBR McNeil questioned why the City is now assessing the residents for a cost they used to cover and believed this amount was very high. She also wanted to see a breakdown of what is being charged to the other cities and asked if part of what the citizens of Roeland Park are paying for are going towards leaf pickup service they provide to the other cities. Mayor Marquardt said one reason they began charging the residents for this service is it could have been that the City needed more resources and began charging the residents for the leaf pickup.

Mayor Marquardt restated the options before the Council, to keep the existing plan, a part of it or remove the assessment altogether.

CMBR Poppa said he prefers the 2018 personnel costs not be included. CMBR Kelly, CMBR Janssen, CMBR Rhoades also preferred this option. Mayor Marquardt said he would also support the existing program or to only include its actual costs.

CMBR Kellerman supported removing the assessment entirely from the tax levy. CMBR Fast also agreed with Mr. Kellerman as she initially believed it was wrong to put the assessment on property taxes and continues to believe that way. CMBR McNeil changed her opinion and agreed with CMBRS Kellerman and Fast as this is the way she truly feels.

B. 2018 Budget Review

City Administrator Moody highlighted changes to the budget since it was last presented. A \$44,000 decrease in the Solid Waste Assessment revenue has been reflected in the General Fund as a result of eliminating staff expenses from the assessment for leaf pickup.

Property tax figures from state assessed property and personal property are now available and have been reflected in the General Fund along with the decrease in the Solid Waste Assessment resulting in the General Fund ending balance being \$19,000 above the target of \$2.585 million, which is 25 percent of the budgeted operating expenditures for 2017, plus \$1.4 million in reserves. Mr. Moody also stated that \$19,000 in property tax revenue is equal to 2.5 mills. The two mill proposed decrease for 2018 will decrease the motor vehicle personal property taxes in 2019 by \$14,400. The impact will be reflected in the 2019 projected budget.

CMBR Rhoades asked for an update on the future of the aquatic center as it is affected by the mill levy and needs to be discussed sooner rather than later. City Administrator Moody said the primary election deadline has passed, but the results of the election would be after the August 25th deadline for certifying the budget and mill levy.

Ms. Jones-Lacy said she had spoken with Roger Bassinger from the State Municipal Services Office and confirmed the special appropriation reimbursement Roeland Park requested in the amount of approximately \$141,360 was approved under H.B. 2002. The reimbursement will be made over the period of five years. Ms. Jones-Lacy made this request after noticing the reimbursements for TIF-2 had been shortchanged for a period of time. Also the state has decided to discontinue that refund program. TIF-1 and TIF-2 are both impacted by this decision. In reality, the City will receive about \$31,000 of the monies for TIF-2 and as a result, projections were adjusted in the fund. They borrowed from this fund to complete some CARS projects on Roe which then increased the borrowing from the General Fund to \$270,000 over the course of five years to be paid back in 2020-2021.

The public hearing on the budget is planned for July 17th to allow for public comment. There was agreement to move forward with the public hearing, but not to take a vote on it that evening to allow time for the Governing Body to review and discuss the comments that were made.

After further discussion it was agreed to take the community forum off the budget and have a special Governing Body meeting.

XI. REPORTS OF CITY OFFICIALS:

City Clerk Bohon said fireworks would be held at Bishop Miega on Monday, July 3rd with a rainout date of July 7th. City offices will be closed July 4th. The budget special called Workshop will be held July 17th.

XI. ADJOURNMENT

MOTION: CMBR KELLY MOVED AND CMBR JANSSEN SECONDED TO ADJOURN. (MOTION PASSED 7-0).

(City of Roeland Park Council Meeting Adjourned)

/s/
Joel Marquardt, Mayor

/s/
Kelley Bohon, City Clerk