

**CITY OF ROELAND PARK, KANSAS**  
**CITY COUNCIL MEETING MINUTES**  
**Roeland Park City Hall**  
**4600 W 51st Street, Roeland Park, KS 66205**  
**Monday, February 3, 2020 6:00 P.M.**

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| <ul style="list-style-type: none"><li>○ Mike Kelly, Mayor</li><li>○ Trisha Brauer, Council Member</li><li>○ Benjamin Dickens, Council Member</li><li>○ Jan Faidley, Council Member</li><li>○ Jennifer Hill, Council Member</li></ul> | <ul style="list-style-type: none"><li>○ Jim Kelly, Council Member</li><li>○ Tom Madigan, Council Member</li><li>○ Claudia McCormack, Council Member</li><li>○ Michael Rebne, Council Member</li></ul> | <ul style="list-style-type: none"><li>○ Keith Moody, City Administrator</li><li>○ Jennifer Jones-Lacy, Asst. Admin.</li><li>○ Kelley Nielsen, City Clerk</li><li>○ John Morris, Police Chief</li><li>○ Donnie Scharff, Public Works Director</li></ul> |
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**Admin**  
Madigan  
Brauer

**Finance**  
Faidley  
McCormack

**Safety**  
Dickens  
Rebne

**Public Works**  
Hill  
Kelly

(Roeland Park Council Meeting Called to Order at 6:01 p.m.)

**PLEDGE OF ALLEGIANCE**

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

**ROLL CALL**

City Clerk Nielsen called the roll. CMBR Madigan was absent. Staff members present were City Administrator Moody, Assistant City Administrator Jones-Lacy, Public Works Director Scharff, Police Chief Morris, City Clerk Nielsen, and City Attorney Hampton.

**MODIFICATION TO THE AGENDA**

There was a request to remove the mowing and fertilizing agreement from the Consent Agenda. It was placed under New Business as Item F.

**I. CITIZEN COMMENTS**

**Marek Gliniecki** (5229 Reinhart) Mr. Gliniecki, as Chair of the Arts Advisory Committee, spoke in regard to the purchasing policy. He believed the term "maintenance" is a little misleading as to what is required for the City's purchased art and would recommend the word "conservation." Conservation of the art is part of the City's purchasing policy and he would like to see it clarified as to how that will work in relation to public art purchases. He did say the Arts Committee is having a special call meeting on 2/6 and invited everyone to attend the public meeting at which time they will discuss details of the policy as it pertains to art.

Mayor Kelly said the purchasing policy is on the agenda and invited Mr. Gliniecki to stay for that portion of the meeting.

**II. CONSENT AGENDA**

- A. Appropriations Ordinance #943**
- B. January 21, 2020 Council Minutes**

**C. ~~Mowing Agreement for 2020~~ - Moved to New Business, Item F**

**MOTION:** CMBR KELLY MOVED AND CMBR BRAUER SECONDED TO APPROVE THE CONSENT AGENDA AS MODIFIED. (MOTION CARRIED 7-0)

**III. BUSINESS FROM THE FLOOR**

**A. Applications/Presentations**

*There was no business presented.*

**IV. Mayor's Report**

Mayor Kelly offered his congratulations to the Kansas City Chiefs. He said it is amazing to see how a community can come together over something like sports. In a time where many are politically divided, he said it is nice to see the community come together for something greater than itself, and this is a theme they can continue to utilize as they work together to make their community a better place. On behalf of Roeland Park, he again congratulated Coach Reid and the Kansas City Chiefs for bringing the Lombardi Trophy back to the Kansas City metropolitan area as we are all a part of the Chiefs Kingdom. He looks forward to the continued bonds of community that the goodwill will continue to grow within the City.

**V. Workshop and Committee Reports**

*No reports were given.*

**VI. Reports of City Liaisons**

*No reports were given.*

**VII. Ordinances and Resolutions**

*No ordinances or resolutions were presented.*

**VIII. New Business**

**A. Updates to the City Purchasing Policy**

Mayor Kelly said at the last Workshop meeting they discussed spending authority limits and amendments to the purchasing policy including the removal of sealed bids from the purchasing policy except when it is required by either state or federal law.

Ms. Jones-Lacy added the City engineer recommended, when bidding a heavy construction project, to go ahead and have a sealed bid process to waylay the possibility that some contractors would not see the process as fair if not done in that fashion. She said this is an easy amendment to make to read that, "unless required by state or federal law" and add, "or at staff direction," to cover the heavy construction projects.

Ms. Jones-Lacy also noted that there have been concerns by the Arts Committee Chair and its committee members regarding the art component. They did update the policy that cleaning would occur every one to two years. She also wanted to state that other cities are more robust in their schedules. She said if the

Arts Committee would like to look into this further, she has no problem with holding off on the policy and staff wants to make certain the policy does not cut out any essential component.

The only other change was to change the directors' spending authority from \$7,500 to \$15,000, and that was changed in the policy as well.

City Administrator Moody said he also did not have an issue with waiting until after the Arts Committee meeting. He said there is language in the policy that the City is able to deviate from the policy with Council direction and the policy has flexibility built into it.

CMBR Faidley said she felt they should take advice from their experts in the field and they should let the Arts Committee discuss this until they are comfortable with the language.

CMBR Rebne asked about eliminating the sealed bid process. Ms. Jones-Lacy said that staff was proposing sealed bids up to \$100,000. At the Workshop there was a recommendation to eliminate the sealed bids altogether. She added that as a City they want to be as transparent as possible.

**MOTION:** CMBR REBNE MOVED AND CMBR KELLY SECONDED TO TABLE THE PURCHASING POLICY.  
(MOTION CARRIED 7-0)

#### **B. 2020 Street Maintenance - Engineering Task Order**

Public Works Director Scharff provided a recommendation at the last Workshop for the funding mechanism to cover the overage of \$20,000 in the upcoming street maintenance budget. City Engineer Dan Miller said their intent when doing cost estimates for street maintenance is typically on conservative side. They have expect to be able to do all the streets within budget. Public Works Director Scharff added that it is easier to award a bid with all the improvements and then remove a street then it is to add a street at the last minute.

**MOTION:** CMBR HILL MOVED AND CMBR MCCORMACK SECONDED TO APPROVE THE ENGINEERING SERVICES TASK ORDER FOR THE 2020 STREET MAINTENANCE BID SPECIFICATIONS. (MOTION CARRIED 7-0)

#### **C. Appointments to Arts, Parks, Sustainability and Ad-Hoc Development Committees**

**MOTION:** CMBR HILL MOVED AND CMBR KELLY SECONDED TO APPOINT MICHAEL POPPA TO THE ARTS COMMITTEE, TIM JANSSEN TO THE AD-HOC DEVELOPMENT COMMITTEE, TO REAPPOINT CAROL FIELDS TO SUSTAINABILITY AND RUSSELL MCCORKLE TO PARKS. (MOTION CARRIED 7-0.)

#### **D. Approve Credit Card Services Agreement**

Mayor Kelly said based on a new software program being utilized for the court and Aquatics Center, there is a recommendation from staff to adopt a new credit card services agreement with Open Edge.

Ms. Jones-Lacy added that their current processor is not accepted by Tyler Technology as a compatible credit card processor. The rates are comparable and she believes that customer service will be better.

**MOTION:** CMBR FAIDLEY MOVED AND CMBR HILL SECONDED TO APPROVE THE AGREEMENT WITH OPEN EDGE FOR CREDIT CARD PROCESSING AT CITY HALL AND THE AQUATIC CENTER. (MOTION CARRIED 7-0)

#### **E. Special Event Permit for Seasonal Sales at Wal-Mart**

Mayor Kelly said this is an annual request from Wal-Mart and requires a public hearing before they can issue the special use permit. The permit request is through the fourth of July.

Ms. Jones-Lacy said they will present this item at the February 18<sup>th</sup> Planning Commission meeting when they will hold the public hearing. They will actually change the code so that with this type of seasonal sales it would not have to come before the Council in the future and would be administratively approved. The tentative proposal is to allow up to six months of display of seasonal sales in, as an example, the business district, and would include Wal-Mart, Lowe's and Aldi to name a few.

CMBR Rebne asked if they would be able to host a Ripple Glass bin for recycling in exchange for issuing the permit. Justin Ramsey, manager of Wal-Mart, said that he leases the property and they would have to speak to the property owner. Ms. Jones-Lacy added that Ripple has tried to work with the different businesses in the City.

Mayor Kelly thanked Mr. Ramsey for coming to the meetings and added that Wal-Mart has been a good neighbor on this program. He recommended to the Planning Commission that they should take into account that these special permit areas do not affect parking.

**MOTION:** CMBR HILL MOVED AND CMBR DICKENS SECONDED TO APPROVE THE SPECIAL USE PERMIT APPLICATION FOR WAL-MART TO DISPLAY SEASONAL MERCHANDISE IN THEIR PARKING LOT BETWEEN MARCH 1 AND JULY 4, 2020. (MOTION CARRIED 7-0)

#### **F. Mowing Agreement for 2020**

This item was previously discussed at the 1/21 Governing Body Workshop. Public Works Director Scharff said the agreement should include both mowing and fertilizing. The agreement states that they are not obligated to use Jake's for fertilizer treatments, but pricing for that is included in the contract. Mr. Scharff said that at the last Workshop he was asked to look into more eco-friendly and greener fertilization methods. The mowing contractor said there are alternatives out there, but the pricing is different. Standard treatments are \$2,500 a treatment. The more eco-friendly with a more organic product is \$4,700 a treatment. He also reached out to other landscape companies on pricing and whether more people were trying to go greener. The consensus he got is it all comes down the cost factor.

CMBR McCormack asked when they need to make a choice on whether they will do the treatments. Public Works Director Scharff said the first application should go on during last two weeks in April. CMBR McCormack said her concern is should the grass not be walked on after the application. She also asked for specific directions after application and the pricing for more green options.

Mayor Kelly said that is information he too would like to have. If they are talking a couple of hundred dollars over the period of year, then it is minimal to be using products that go to the long-term health and the public health of the City. He would like to have that information to help them make an informed

decision. He did state that he supported going forward with the agreement as presented but before fertilizing in April he would like to see a greener option.

CMBR Hill said she would also be interested in seeing if there are other options as far as types of grass they can begin planting moving forward that might not require the same type of maintenance.

CMBR Faidley said she didn't remember that the City always did the weed control and fertilizer. Public Works Director Scharff said this program began last year.

Public Works Director Scharff added that if they went through the greener option the cost for three treatments in a year would be \$17,100 versus the traditional fertilizer which would be \$7,500. The traditional fertilizer has a 95 effective rate whereas the organic type is 60 percent.

CMBR Kelly said he would be interested to know what the products contain.

CMBR Rebne said he did not know about the different ingredients to know how they impact both the environment and the people and knowing that would help him make his decision.

Mayor Kelly said that in working with the Climate Action Coalition they do have some of that information available and between that and the Sustainability Committee they can work with staff to provide a little bit of an education process so they can discuss what chemicals they choose to use.

Public Works Director Scharff said the safety data sheets show the ingredients and percentages on the actual proposed treatments.

City Administrator Moody reiterated that the City had not been treating prior to last year and the appearance of the grass became an issue of conversation and so the request was made for options. Staff and the Governing Body investigated the cost of a more environmentally friendly fertilization treatment versus the traditional approach. At that time, after reviewing the information, the Council decided to try the approach that was more affordable.

CMBR McCormack said she is not comfortable approving this with the understanding the fertilizer will be the cheaper, more poisonous version. She asked if this would require an amendment to increase the budget amount. CMBR McCormack amended the original motion to include green alternatives at the Council discretion.

Mayor Kelly said the amendment would be to provide additional funds up to \$8,000 at the discretion of Council to use the more eco-friendly product.

CMBR Rebne agreed with CMBR McCormack's statement of avoiding poison in their fertilization treatments. He added that given the recent lawsuits and proof of this it adds a certain gravity to what CMBR McCormack stated.

**MOTION:** CMBR KELLY MOVED AND CMBR REBNE SECONDED TO APPROVE THE 2020 MOWING AGREEMENT FOR JAKE'S LAWN AND LANDSCAPING AS AMENDED. (MOTION CARRIED 7-0)

**MOTION:** CMBR MCCORMACK MOVED AND CMBR HILL SECONDED TO AMEND THE PROPOSED AMENDMENT WITH JAKE'S LAWN AND LANDSCAPING TO INCREASE THE POTENTIAL AMOUNT

BUDGETED BY \$8,000 AT THE DISCRETION FOR MORE GREEN ALTERNATIVE TREATMENTS.  
(MOTION CARRIED 7-0)

**IX. Unfinished Business**

*No Workshop Items were discussed.*

**X. Workshop Items**

*No Ordinances or Resolutions were presented.*

**XI. Reports of City Officials**

**A. November Financials - read only**

Mayor Kelly said the November Financials are attached to the agenda packet for review.

City Administrator Moody said he would be putting in an order in for Option 2 and 3 for chairs. Members said they would like to try them out first and they should hopefully be available by the next meeting.

CMBR Faidley asked if there are any eco-friendly new chair options. City Administrator Moody said he has not investigated that option.

CMBR Hill said they could look into how they dispose of the chairs they currently have and get creative. City Administrator Moody said generally office furniture has been sold using an online system such as eBay, Purple Wave, and Craigslist. They do try to repurpose the furniture.

Ms. Jones-Lacy said Katie Garcia, the City's Public Information Officer, is leaving Sturges Word to start her own business. It will be called Gather Media. She has gotten approval from Sturges to keep Roeland Park as a client. She will bring that new agreement before the Council. She also has a letter from Melissa Sturges in support of Ms. Garcia keeping Roeland Park as her client.


Mayor Kelly said his preference would be to continue working with Ms. Garcia as she has done a nice job and the metrics they have seen have proven that point.

There was consensus to forward the new agreement with Ms. Garcia to the next Council meeting.

**XII. Adjournment**


**MOTION:** CMBR KELLY MOVED AND CMBR DICKENS SECONDED TO ADJOURN. (MOTION CARRIED 7-0)

(Roeland Park City Council Meeting Adjourned at 6:56 p.m.)



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Kelley Nielsen, City Clerk



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Mike Kelly, Mayor