

**CITY OF ROELAND PARK, KANSAS
CITY COUNCIL MEETING MINUTES
ROELAND PARK CITY HALL
4600 WEST 51ST STREET, ROELAND PARK, KS 66205
April 1, 2024, 6:00 P.M.**

- Michael Poppa, Mayor
- Emily Hage, Council Member
- Benjamin Dickens, Council Member
- Jan Faidley, Council Member
- Jennifer Hill, Council Member

- Tom Madigan, Council Member
- Jeffrey Stocks, Council Member
- Matthew Lero, Council Member
- Kate Raglow, Council Member

- Keith Moody, City Administrator
- Jennifer Jones-Lacy, Asst. City Admin.
- Kelley Nielsen, City Clerk
- John Morris, Police Chief
- Donnie Scharff, Public Works Director

Admin
Lero
Faidley

Finance
Stocks
Dickens

Safety
Hage
Hill

Public Works
Raglow
Madigan

(Roeland Park Council Meeting Called to Order at 6:03 p.m.)

Pledge of Allegiance

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

Roll Call

City Clerk Nielsen called the roll. CMBRS Dickens and Hage were absent. All other Governing Body members were present. Staff present were City Administrator Moody, City Attorney Felzien, Assistant City Administrator/Finance Director Jones-Lacy, Police Chief Morris, Public Works Director Scharff, and City Clerk Nielsen.

Modification of Agenda

There were no modifications to the agenda.

I. Public Comments

Jason Wilson (5006 Mission) Mr. Wilson spoke to the Mission Road 2025 project. After learning of the project, Mr. Wilson encouraged his neighbors to contact the Councilmembers. He stated he is in opposition to the scope of the project, most notably dedicated bike lanes and spoke to the impact this would have on their street. He created a petition that outlined their concerns. It was signed by his neighbors, read into the record, and a copy was filed with the City Clerk.

Jodi Wilson (5006 Mission) Mrs. Wilson said she gave the PowerPoint presentation to her neighbors and encouraged them to reach out to their Councilmembers about losing their on-street parking for dedicated bike lanes. She expressed concerns because of the community meeting and shared comments from her neighbors who all felt as though they were not listened to.

Evelyn Lopez (5054 Mission) Ms. Lopez stated she has a very large family that frequently visits and she is concerned about where they will park should the on-street parking be removed.

Bonnie & Tom Kane (5066 Mission) Mrs. Kane spoke about the parking issue that will be caused by the projected and noted there are other street options for bikes. She said at times Mission Road has a lot of traffic and expressed concern with people backing out of their driveway, traffic from side streets turning onto Mission, and then adding bike lanes makes a dangerous mix for the small street.

Scott Hardesty (4836 Mission) Mr. Hardesty said they currently have been able to co-exist with the bikes on Mission. He said they do have heavy traffic and there is no crosswalk in his area. He also noted that there was a high-speed chase on Mission Road and his children were almost hit while out on bicycles.

Dean Jerome (5000 Mission) Mr. Jerome thanked the Councilmembers and the Mayor for the work they have done on other projects in the City. He expressed his opposition to eliminating on-street parking and is concerned that it will affect property values as potential buyers will have nowhere to park. He said they take pride in the appearance of their neighborhood and adding a slab for additional parking does not fit in.

Avea Mahan (5024 Mission) Ms. Mahan stated she operates a childcare business and taking away the on-street parking will inconvenience the parents as they pick up and drop off their children and did not want to see them having to cross Mission Road with small children as they would have to park on the Westwood side of the street. She said this would also affect her driveway play space as she parks her car on the street to make additional space for the children. The current project plans will affect her business.

Brandon Frey (4916 Mission) said he would receive a driveway expansion with the project but did not consider that fair that others should have to pay for that. Due to speeds in the area, he asked the Governing Body to consider flashing lights for the school zone. He also noted the safety concerns in backing out of a driveway, projects costs, the timeline and length of construction. He also wanted the City to see if there is a compromise they can have with Westwood regarding on-street parking.

Mayor Poppa thanked everyone for speaking up and for their civic engagement. He said he appreciates the people wanting to be involved. For next steps, he suggested that he along with the Councilmembers from Ward 2 and Ward 4 sit down and have more discussion. He does want to listen to them hear more about how they could compromise on this project. He also wanted the residents to know that they have been heard and recognized that sometimes government does not move quickly and for them to remember this is a joint plan with the City of Westwood.

CMBR Hill agreed she would like to see them attend the meeting with the wards together.

CMBR Madigan said he would like to attend the meeting, but Mayor Poppa said they would have quorum at that point. Mr. Madigan said if someone is not available, then he would like to step in.

CMBR Faidley asked about Mission being included on the map. City Manager Moody said it is on page 14. Mayor Poppa added that Mission Road is included in the map but is not included in the list.

CMBR Stocks also encouraged the residents to take up the Mayor on his offer for a meeting.

Mayor Poppa asked that one Councilmember and one resident coordinate the meeting. Ms. Wilson volunteered on behalf of the residents.

II. Consent Agenda

- A. Appropriations Ordinance #1040**
- B. City Council Meeting Minutes March 18, 2024**
- C. Resolution 708 - 2025 to 2029 CARS Project**

MOTION: CMBR HILL MOVED AND CMBR LERO SECONDED TO APPROVE THE CONSENT AGENDA AS PRESENTED. (MOTION CARRIED 6-0.)

III. Business from the Floor

A. Proclamations/Applications/Presentations

There was no Business from the Floor.

IV. Mayor's Report

- A. Child Abuse Prevention Month Proclamation**
- B. Earth Day Proclamation**
- C. Arbor Day Proclamation**
- D. AAPI Proclamation**
- E. Fair Housing Month Proclamation**

Mayor Poppa addressed all the proclamations jointly. He said that the AAPI Proclamation will be taken up at the first meeting in May.

Child Abuse Prevention Month and Fair Housing Month are both in April of 2024. Arbor Day was designated as April 1st and Earth Day will be April 22nd.

Mayor Poppa hoped that all residents and constituents would pay attention and get involved.

All Councilmembers signed on to the proclamations.

CMBR Faidley added in reference to Earth Day there will be a city-wide cleanup on April 20th. They will be meeting at 9 a.m. at City Hall, and there is plenty of work to be done.

Mayor Poppa also stated that Roeland Park has been named one of 12 best metro cities to live in *Kansas City Magazine*. He said kudos to the residents and staff for making that happen.

V. Reports of City Liaisons and Committees

No reports were given.

VI. Unfinished Business

- A. Review Chapter 1 of the City Code**

City Attorney Felzien said that after discussions with the League of Kansas Municipalities and other city attorneys he has submitted the best legally defensible language for the oath making the phrase “so help me God” optional.

Mr. Felzien said he also spoke with the Kansas Attorney General regarding a quorum and received confirmation that all committees and subcommittees are subject to the Kansas Open Meetings Act. A quorum is defined as a majority plus one and there is no latitude for change even with subcommittees. Boards that are not affiliated with government can operate without a quorum.

Mr. Felzien said these changes will be split out into two ordinances and will be presented for approval at an upcoming meeting.

CMBR Faidley asked for clarification of the composition of committees. The ordinance language states a committee can have one non-resident member and the others all are to be residents. In the presentation slide it stated the majority of the committee will be residents.

The ordinance language is correct in that there is only one non-resident member. Mayor Poppa added that any committee can have as many non-residents as consultants, but they are non-voting members.

VII. New Business

A. Review Proposed 2025 Solid Waste Assessment

Mayor Poppa said the rate changes are as expected and detailed in the staff report. Staff costs to manage this are not included in the solid waste numbers for 2025. He added that they are also in the last year of a three-year agreement with Ripple for curbside glass collection.

CMBR Madigan said he thought it was a five-year agreement. City Manager Moody said the agreement was for three years.

CMBR Faidley asked about the negotiated GFL rates for 2025/2026 and whether they will be doing this with other cities again. City Manager Moody said he anticipates that will be so. He has already had a meeting with GFL about extending their current contract. GFL is putting together a proposal for them and the indication is that rates will be higher. He said they also indicated they would like to see how the yard waste service is administered. City Manager Moody said that Fairway and Westwood are a part of the agreement, and they are beginning these conversations early.

CMBR Faidley asked if they have any data of reduction in waste tonnage due to their participation in curbside glass recycling. She also asked if that could be used as a negotiating tool because a lot of weight has been taken out.

Mayor Poppa said that aspect can be discussed for the 2026 budget and that staff can get back to CMBR Faidley with the information as they believe it is a significant amount of tonnage of glass recycling that is not going into the landfill.

City Manager Moody said that GFL is aware of the glass waste taken out, but it is difficult to track as the trash collection trucks are used for all three cities.

CMBR Hill said she did research on other cities' trash services and they about \$16 to \$24 a month. She feels like the \$19 a month is a fair cost.

MOTION: CMBR MADIGAN MOVED AND CMBR HILL SECONDED SETTING THE SOLID WASTE ASSESSMENT AT \$241.30 FOR THE 2025 BUDGET. (THE MOTION CARRIED 6-0.)

B. Review Proposed Storm Water Utility Fee

Mayor Poppa said they are still on track with the \$70 single-family residence rate and on target to be able to lower the mill rate by two points at the end of its implementation.

MOTION: CMBR MADIGAN MOVED AND CMBR LERO SECONDED TO APPROVE THE STORM WATER UTILITY FEE OF \$.26/SF OF IMPERVIOUS AREA FOR THE 2025 BUDGET ON PROPERTIES NOT CURRENTLY SUBJECT TO A STORM WATER IMPROVEMENT ASSESSMENT. (THE MOTION CARRIED 6-0.)

C. Special Use Permit Amendment for Daycare at 5015 Buena Vista

Mayor Poppa said the amendment will allow the owner to operate the daycare on the lower level as well. The original SUP was for the main level but because of anticipated capacity needs, they are requesting the ability to use the lower level.

CMBR Hill asked if there was a reason they only applied for the first floor. Ms. Jones-Lacy said the initial request was for the main floor, but now they would like to amend that to be able to expand.

MOTION: CMBR LERO MOVED AND CMBR STOCKS SECONDED TO APPROVE AN AMENDMENT TO THE SPECIAL USE PERMIT FOR THE DAYCARE FACILITY GIOISA MONTESSORI LOCATED AT 5015 BUENA VISTA STREET IN ROELAND PARK TO ALLOW CHILDCARE IN THE BASEMENT OR LOWER LEVEL OF THE FACILITY IN ADDITION TO THE FIRST FLOOR. (THE MOTION CARRIED 5-1 WITH CMBR HILL VOTING NO.)

D. Approve Task Order for 2024 CDBG Project

Public Works Director Scharff presented the proposed task order from Lamp Rynearson for the sidewalk extension from El Monte Street to Delmar noting that it provides a connection point. He also made a correction to the award amount of \$196,000.

CMBR Hill asked if there was any pushback from the residents. Public Works Director Scharff said there has not been, and he was contacted by residents noting that most folks seem receptive, and they have received no opposition.

CMBR Hill asked about the sidewalk being able to meander around some of the larger older trees. Public Works Director Scharff said they may need to remove some trees, but as they go through the design process they will try to avoid as many as possible.

CMBR Faidley asked for confirmation that Delmar does have sidewalks, but El Monte does not. Public Works Director Scharff said that is correct.

CMBR Stocks said he was in the area and noted there are a pretty substantial number of old growth trees. He too was curious how they would be navigating around the mature trees. Public Works Director Scharff assured him they will do everything they can. He added they could also add trees if anything had to be removed.

Mayor Poppa said the designs will come back to Council before anything is done.

CMBR Hill said the sidewalk cuts through back yards is not seen well from the street.

MOTION: CMBR HILL MOVED AND CMBR MADIGAN SECONDED TO APPROVE THE DESIGN TASK ORDER WITH LARKIN, LAMP, RYNEARSON FOR THE 2024 EL MONTE STREET TO DELMAR STREET SIDEWALK AT A COST NOT TO EXCEED \$42,000. (THE MOTION CARRIED 6-0.)

VIII. Ordinances and Resolutions

A. Charter Ordinance 40 - Elections for Appointed Governing Body Members

Mayor Poppa said the charter ordinance being proposed is to have the appointment of a councilmember or mayor to last until the next regular City election and not the regularly scheduled general election to help them avoid partisan elections.

CMBR Faidley said she wanted it to be clear that their vote for this ordinance needs a two-third majority vote. It would have to be unanimous since they have two absent Councilmembers. Mr. Felzien said the Mayor would also get to vote on the charter ordinance tonight and one person could vote no.

MOTION: CMBR HILL MOVED AND CMBR STOCKS SECONDED TO APPROVE CHARTER ORDINANCE NO. 40, WHICH REPEALS CHARTER ORDINANCE NO. 38 AND REPLACES IT WITH A NEW CHARTER ORDINANCE WHICH ALLOWS MAYORAL APPOINTMENTS OF COUNCILMEMBERS TO REMAIN IN OFFICE UNTIL THE NEXT REGULARLY SCHEDULED CITY ELECTION. (THE MOTION CARRIED 7-0 WITH THE MAYOR VOTING YES.)


IX. Reports of City Officials

No reports were given.

Adjourn:

MOTION: CMBR MADIGAN MOVED AND CMBR LERO SECONDED TO ADJOURN. (THE MOTION CARRIED 6-0.)

(Roeland Park City Council Meeting Adjourned at 7:01 p.m.)


Kelley Nielsen, City Clerk
Michael Poppa, Mayor