

**City of Westwood, Kansas
City Council Meeting
4700 Rainbow Boulevard
December 9, 2021 – 7:00 p.m.**

Council Present: David E. Waters, Mayor
Andrew Buckman, Councilmember
Jason Hannaman, Councilmember
Jeff Harris, Council President
Laura Steele, Councilmember
Holly Wimer, Councilmember

Council Absent: None

Staff Present: Leslie Herring, CAO/City Clerk
Curtis Mansell, Police Chief
John Sullivan, Public Works Director
Michelle Ryan, City Treasurer
Ryan Denk, City Attorney

Call to Order

Mayor David E. Waters called the meeting to order at 7:00 p.m. on December 9, 2021. The City Clerk called the roll. A quorum was present. The evening's meeting was held in a hybrid manner, with attendees joining both in person and via Zoom.

Swearing In Newly Elected City Councilmembers

Councilmembers Buckman, Hannaman and Harris were reelected to serve a four-year term on the City Council during the November 2nd General Election. Mrs. Herring administered the Oath of Office for Councilmembers Buckman, Hannaman and Harris and they returned to their seat on the dais.

Approval of Agenda

Motion by Councilmember Harris to approve the December 9, 2021 City Council agenda as stated. Second by Councilmember Steele. Motion carried by a 5-0 voice vote.

Public Comment

No comments by members of the public in attendance were made.

Public Hearings

Consider Resolution No. 101-2021 Adopting an Amended Fiscal Year 2021 Annual Budget

State budget law requires a budget amendment if expenditures in a fund are expected to exceed the approved budget amount. The process for amending the budget includes publication of the proposed amendment, a public hearing, and formal adoption of the budget amendment by the City Council prior to the end of the year.

Expenditures in two funds are expected to exceed the level authorized in the adopted 2021 budget. In order to remain in compliance with the State budget law, a budget amendment increasing authorized expenditures must be adopted.

Capital Improvement Plan (CIP) Fund

In 2021, design and engineering work commenced on both the State Line Road/47th Terrace/48th Street [2021 CIP construction] project and the 47th Street [2022 CIP] reconstruction project. Both projects are interjurisdictional and in both cases the City of Westwood has taken the leading role in project management and contract execution in a relationship where the City of Westwood will pay the upfront costs for the projects and then invoice our participating neighboring jurisdictions. As the CIP Fund is only about 10 years old and since 2021 is the first budget year since its creation that the City has planned inter/multi-jurisdictional projects (the 2021 CIP project is a partnership with Westwood Hills and Kansas City, MO and the 2022 CIP project is a partnership with the Unified Government of Wyandotte County Kansas City, KS), not enough budget authority was planned in the CIP Fund to allow for the City of Westwood to cover the contractually obligated amounts for those project costs this year; although the City does have the budget authority in the General Fund.

To honor the fund structure and budget forecast as presented by staff for the 2022 and future budgets, staff recommends the CIP Fund be amended to provide sufficient budget expenditure authority to cover the up front contractual costs for these projects. City staff recommends funding all CIP project costs from the CIP by way of planned transfers to the CIP rather than expending separate portions of one project from separate funds.

To reduce the need for future budget amendments for this reason, the 2022 budget approved by the City Council and submitted to the State lists the CIP Fund as an unbudgeted fund, which is a fairly typical government financing strategy to allow for more ebb and flow that is naturally a part of construction projects. By listing the CIP Fund as unbudgeted, there is no budget authority cap (outside of the City's on-hand revenues and ability to pay) and the City is able to expend funds during a fiscal year without the tight tie to forecasted construction costs calculated one – two years previously during budget development.

Woodside TIF/CID Fund

Property taxes in the Woodside tax increment financing (TIF) district as well as sales tax activity at Woodside (which impacts the community improvement district (CID) sales tax revenues) is higher than anticipated when the 2021 budget was developed in the summer of 2020. 2021 expenditures (property tax and CID sales tax revenues paid out to the bondholder) in the Woodside TIF/CID Fund are expected to exceed the level authorized in the adopted 2021 budget. In order to remain in compliance with the State budget law, a budget amendment is necessary to increase expenditure authority for these bondholder payments.

All other funds have sufficient legal budget authority within the approved 2021 budget for the expenditures budgeted in each. Staff recommends the City Council conduct a public hearing and, following the hearing, approve the amended budget by way of Resolution 101-2021.

Mayor Waters opened the Public Hearing for adopting an Amended Fiscal Year 2021 Annual Budget at 7:15 p.m. No comments were made by the public. Mayor Waters closed the Public Hearing at 7:15 p.m.

Motion by Councilmember Hannaman to approve Resolution 101-2021 adopting amendments to the 2021 fiscal year budget as presented. Second by Councilmember Harris. Motion carried with a 5-0 voice vote.

Presentations and Proclamations

Evergy Service Update – Rebecca Galati

Rebecca Galati, Senior Customer Solutions Manager with Evergy, provided an update on recent Evergy updates and developments.

Consent Agenda

All items listed below are considered to be routine by the Governing Body and will be enacted in one motion. There will be no separate discussion of these items unless a member of the Governing Body so requests, in which event the item will be removed from the consent agenda and considered separately following approval of the consent agenda.

- A. Consider November 11, 2021 City Council Meeting Minutes
- B. Consider Appropriations Ordinance 733

Motion by Councilmember Harris to approve the Consent Agenda as presented in the agenda packet. Second by Councilmember Steele. Mrs. Herring performed a roll call vote. Motion passed 5-0.

Mayor's Report

Mayor Waters provided an update on COVID-19 numbers for Johnson County.

Mayor Waters noted Tom Jacobs from Mid-America Regional Council will be making a presentation on Climate Action KC during the January 13th City Council meeting.

Mayor Waters provided an update of events he attended as Mayor over the past month.

Mayor Waters thanked city staff for their work on the Mayor's Tree Lighting Ceremony on December 2nd.

Mayor Waters congratulated Councilmember Wimer and Mrs. Herring for being selected for the Leadership Northeast program for 2022.

Committee Reports

Administration & Compensation Committee

Councilmember Hannaman had nothing to additional report.

Business & Community Affairs Committee

Councilmember Buckman had nothing additional to report.

Parks & Recreation Committee

Councilmember Wimer had nothing additional to report.

Public Safety Committee

Councilmember Harris had nothing additional to report.

Public Works Committee

Councilmember Steele attended a presentation on Unified Government of Wyandotte County and Kansas City, KS's county wide mobility plan with Councilmember Hannaman on December 2nd.

Staff Reports

Administrative Report

Mrs. Herring provided an overview of the November 2021 Administrative Report included in the agenda packet and offered to answer questions.

Public Works Report

Mr. Sullivan provided an overview of the November 2021 Public Works Report included in the agenda packet and offered to answer any questions.

Public Safety Report

Chief Mansell provided an overview of the November 2021 Public Safety Report included in the agenda packet and offered to answer questions.

Treasurer's Report

Mrs. Ryan provided an overview of the November 2021 Treasurer's Report that was included in the agenda packet and offered to answer any questions.

City Attorney's Report

Mr. Denk had nothing to report.

Old Business

No Old Business items were considered.

New Business

Consider Agreement with Johnson County for the Public Improvement of 47th Street from Mission Road to Rainbow Boulevard

47th Street will undergo resurfacing and geometric improvements in 2022, including a two-inch mill and overlay and a Complete Streets redesign. This is a joint project with the Unified Government of Wyandotte County-Kansas City, KS ("The UG"). The total project cost is currently estimated to be just under \$2.5 million, with the total cost to Westwood estimated to be under \$500,000.

As a designated County Assistance Road System ("CARS") Program road, this work on 47th Street qualifies for up to 50% financial assistance on eligible costs from Johnson County. Since the roadway is located within two jurisdictions, Westwood will be reimbursed by the Unified Government of Wyandotte County-Kansas City, KS for the work performed within its jurisdiction and Westwood will be reimbursed up to \$259,000 for the work within its (Westwood's) jurisdiction by Johnson County. Enclosed is the agreement for Johnson County CARS funding for the 47th Street work.

Motion by Councilmember Steele to authorize the Mayor to execute the Agreement between Johnson County, Kansas, and the City of Westwood, Kansas, for the Public Improvement of 47th Street from Mission Road to Rainbow Boulevard. Second by Councilmember Wimer. Motion carried by a 5-0 voice vote.

Announcements/Governing Body Comments

Councilmember Hannaman wished everyone a happy holiday season.

Councilmember Wimer noted the Women's Club will hold their holiday luncheon on December 15th.

Councilmember Harris noted on November 16th he attended a meeting held by the Woodside development team in the Westwood Community Room to present plans to the Spring Valley Neighborhood Association for the parcel of land owned by Woodside at the corner of Rainbow Boulevard and 46th Street. Councilmember Steele, Wimer and Mrs. Herring attended the meeting as well. Councilmember Harris noted that some in attendance were concerned about delivery traffic, general traffic patterns, and proposed building height. Councilmember Harris wished those in attendance a happy holiday season.

Councilmember Steele congratulated Councilmembers Buckman, Hannaman and Harris on their reelection to City Council.


Mayor Waters noted the Westwood Foundation approved a grant to the Westwood Women's Club for their Belinder Beautification project.

Executive Session

No matters required an Executive Session during this meeting.

Adjournment

Motion by Councilmember Harris to adjourn the meeting. Second by Councilmember Steele. Motion carried by a 5-0 voice vote. The meeting adjourned at 8:22 pm.

APPROVED:  _____
David E. Waters, Mayor

ATTEST:  _____
Leslie Herring, City Clerk