

City of Westwood, Kansas
City Council Meeting
4700 Rainbow Boulevard
July 8, 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
Gary Baker, Police Sergeant, Interim Police Chief
John Sullivan, Director of Public Works
Michelle Ryan, City Treasurer – Remotely
Spencer Low, City Attorney

Call to Order

Mayor David E. Waters called the meeting to order at 7:00 p.m. on July 8, 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.

Comment on Non-Agenda Items

William Pearson, 2806 W 48th St, addressed the Governing Body regarding a drainage issue on his property.

Presentations

Brandon Hearn, Johnson County Department of Health & Environment, provided a presentation on an education campaign that was recently conducted in Westwood about recycling. The program focused on which materials were and were not appropriate to leave in curbside recycling bins.

Approval of City Council Meeting Minutes

Minutes from the June 10, 2021, Council meeting were included in the agenda packet. Councilmember Hannaman noted that he joined the June 10th meeting in person and Councilmember Wimer noted a spelling correction in Sergeant Baker's title. Motion by Councilmember Harris to approve the minutes as amended. Second by Councilmember Buckman. Motion carried by a 5-0 voice vote.

Treasurer's Report

Mrs. Ryan provided a review of the June 2021 Treasurer's Report and offered to answer questions.

Motion by Councilmember Hannaman to approve Appropriations Ordinance No. 728 as presented. Second by Councilmember Wimer. Mrs. Herring performed a roll call vote, motion carried by a 5-0 vote.

City Attorney's Report

House Bill 2137 was enacted by the Kansas Legislature and signed by the Governor on May 19, 2021, wherein the Legislature amended K.S.A. 41-712 and K.S.A. 41-2704 to provide for the sale of packaged alcoholic liquor and cereal malt beverages on Sundays no earlier than 9:00 a.m. and to allow the sale of packaged alcoholic liquor and cereal malt beverage on Memorial Day, Independence Day, and Labor Day.

The Westwood City Code currently states:

3-213. BUSINESS REGULATIONS. It shall be the duty of every licensee to observe the following regulations.

(l) The sale at retail of cereal malt beverages in the original package is allowed within the City on any Sunday, except Easter, between the hours of 12:00 noon and 8:00 p.m.

3-304. HOURS OF SALE. No person shall sell at retail any alcoholic liquor:

(b) Sale at retail of alcoholic liquor in the original package is allowed within the City on any Sunday, except Easter, and on Memorial Day, Independence Day and Labor Day, between the hours of 12:00 noon and 8:00 p.m.

As the City's Code is now more restrictive than and in conflict with K.S.A. 41-712 and K.S.A. 41-2704, the City deems it appropriate to amend WMC 3-213(l) and 3-304(b) to clarify the language of this section of the City Code for consistency with House Bill 2137.

Motion by Councilmember Harris to adopt Ordinance No. 1020 amending WMC 3-213(l) and 3-304(b) Modifying the Times on Which Alcoholic Liquor and Cereal Malt Beverage May Be Sold on Sundays Pursuant to Kansas House Bill 2137. Second by Councilmember Steele. Mrs. Herring performed a roll call vote, motion carried by a 5-0 voice vote.

Administrative Report

Mrs. Herring provided a review of the July 2021 Administrative Report and offered to answer questions.

Consideration to allow the consumption of alcoholic beverages in the City park located at 5050 Rainbow Boulevard during the Music in the Park event, to be held on Thursday, July 22, 2021.

Music in the Park is scheduled to be held on Thursday, July 22, 2021 from 7 to 9 PM in the City's park space at 5050 Rainbow Blvd. City staff has been directed to prepare and bring forward an action for Council consideration to allow the possession and consumption of alcoholic beverages during this event.

Motion by Councilmember Wimer to approve the possession and consumption of alcoholic beverages on Thursday, July 22, 2021 from 6 to 9 PM on City owned property at both 5000 and 5050 Rainbow Blvd., including Joe D. Dennis Park, for the City's Music in the Park event. Second by Councilmember Harris. Motion carried by a unanimous voice vote.

Consideration of Resolution No. 95-2021 waiving the GAAP requirement for financial reporting

The State of Kansas requires audits for cities and their financial statements be based on Generally Accepted Accounting Principles (GAAP), which has proven to be a very cumbersome and expensive accounting standard to comply with for smaller municipalities.

The provisions of K.S.A. 75-1120A(A) do allow for cities to adopt the Cash Receipts and Disbursements method of accounting for the audit, where the audit testing procedures remain the same and it allows cities to report an audit based on the annual budget cycle.

As has been the past practice of the City of Westwood, waiving the requirements of GAAP principles during the annual financial audit is recommended to allow for a more straightforward auditing process.

Motion by Councilmember Harris to approve Resolution No. 95-2021 waiving the requirements of K.S.A. 75-1120A(A) as they apply to the City of Westwood for the fiscal year that ended December 31, 2020. Second by Councilmember Hannaman. Motion carried by a unanimous voice vote.

Receive Presentation of 2020 Independent Financial Audit

Higdon & Hale CPAs, PC has completed the 2020 financial audit. Copies of the final report are included in your packet. City Auditor John Martin presented a review of the report and offered to answer any questions.

Public Safety Report

Sergeant Baker referred to the June 2021 Public Safety Report and offered to answer questions.

Public Works Report

Mr. Sullivan referred to the June and July 2021 Public Works Reports and offered to answer any questions.

Committee Reports

Administration & Compensation Committee

Councilmember Hannaman noted the committee will continue work on reviewing staff salaries and benefits for the 2022 fiscal year.

Business & Community Affairs Committee

Councilmember Buckman had nothing to report.

Public Safety Committee

Councilmember Harris held a meeting to discuss 2022 budget planning for the department.

Public Works Committee

Councilmember Steele noted the Complete Streets Task Force has completed its six scheduled meetings and findings will be presented at upcoming City Council and Planning Commission meetings.

Parks & Recreation Committee

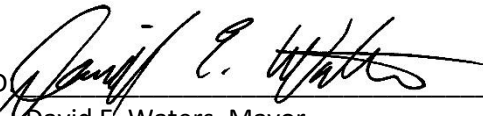
Councilmember Wimer noted a new event on August 28th from 4:30pm to 6pm; the City will be hosting a sprinklers and squirt guns event at 5050 Rainbow Boulevard. Councilmember Wimer also noted Oktoberfest is scheduled for October 2nd.

Mayor's Report

Mayor Waters noted the hiring of Chief O'Halloran's replacement is being finalized and an announcement will be made in the coming weeks.

Adjournment

Motion by Councilmember Harris to adjourn the meeting. Second by Councilmember Wimer. Motion carried by a 5-0 voice vote. The meeting adjourned at 8:03 pm.

APPROVED: 

David E. Waters, Mayor

ATTEST: 

Leslie Herring, City Clerk