

**City of Westwood, Kansas**  
**City Council Work Session**  
**4700 Rainbow Boulevard**  
**January 13, 2022 – 6:00 PM**

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

Council Absent: None

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

**Call to Order**

Mayor David E. Waters called the meeting to order at 6:00 p.m. on January 14, 2022. The meeting was held virtually via Zoom.

**Roles of City Council Committees and City Staff**

Mayor Waters and Mrs. Herring conducted a follow-up discussion from the December 9, 2021 work session regarding the BOARDynamics Governing Body retreat held on October 3, 2021. Following discussion, the City Council directed the Mayor to work with staff to begin coordinating the process of transitioning to a City Administrator form of government to consider at a future work session.

**Adjournment to Regular Meeting**

Motion by Councilmember Harris to adjourn the work session. Second by Councilmember Hannaman. The work session adjourned at 7:00 p.m. in order to prepare for the monthly City Council meeting at 7:00 p.m.

**City of Westwood, Kansas  
City Council Meeting  
January 13, 2022 – 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 January 13, 2022. The City Clerk called the roll. A quorum was present. The meeting was held virtually via Zoom.

**Approval of Agenda**

Motion by Councilmember Wimer to approve the January 13, 2022 City Council agenda as stated.  
Second by Councilmember Steele. Motion carried by a 5-0 voice vote.

**Public Comment**

Attendees who wished to make a comment were instructed to use the “raise hand” feature on Zoom.

No comments were made by members of the public.

**Presentations and Proclamations**

Mike Kelly, Mayor of Roeland Park, and Tom Jacobs, Environmental Programs Director with Mid America Regional Council, provided a presentation on the Climate Action KC organization.

**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 December 9, 2021 City Council Work Session and Meeting Minutes
- B. Consider Appropriations Ordinance 734

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 wished those in attendance and the community a happy new year.

Mayor Waters provided an update on COVID-19 numbers in Johnson County. With the spike in cases in the area, Mayor Waters reinstituted certain COVID-19 mitigation protocols for the City, including holding all City meetings remotely through at least Thursday, February 10, 2022. All persons entering City Hall will be required to wear face coverings, and signage will be posted to convey the requirement. City staff have been directed to wear masks when interacting with other staff, the public and when utilizing common areas of City Hall. Face masks will be required during Municipal Court and by groups utilizing the Community Room at City Hall. Mayor Waters noted that vaccines are readily available and encouraged those who are eligible to get vaccinated.

Mayor Waters informed the Council that he will be out of town for the February 10<sup>th</sup> City Council meeting and Councilmember Harris, who serves as Council President, will conduct the meeting in his place.

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

### **Committee Reports**

#### **Administration & Compensation Committee**

Councilmember Hannaman thanked staff for assisting with the change in employee health insurance plan carrier from the State of Kansas to Midwest Public Risk. Councilmember Hannaman noted that City employee 2021 W2 forms are available and can be accessed online or picked up at City Hall.

#### **Business & Community Affairs Committee**

Councilmember Buckman noted the Committee met on January 6<sup>th</sup> and discussed hosting future events.

#### **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 noted the Committee held a joint meeting on January 4<sup>th</sup> with the Roeland Park Public Works Committee and City staff to discuss possible improvements to Mission Road.

### **Staff Reports**

#### **Administrative Report**

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

#### **Public Works Report**

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

### **Treasurer's Report**

Mrs. Ryan provided an overview of the December 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 Resolution No. 102-2022 Approving the Execution and Delivery of an Agreement to Release and Assign the City's Opioid Claims to the Kansas Attorney General and Certifying Costs Attributable to Substance Abuse and Addiction Mitigation in Excess of \$500**

Kansas is part of the multi-state litigation aimed at holding the producers and distributors of opioids accountable for the negative effects that their drugs have had on the American public. In 2021, the State Legislature passed HB 2079 to govern the distributions of settlement funds. The bill requires 75% of settlement funds to go to the state and 25% of these funds to be split between municipal governments. In order to receive settlement funds, cities need to certify previous or expected costs to the City of at least \$500, agree to spend any settlement funds for lawful purposes (identified in the League of Kansas Municipalities information sheet included with the meeting materials), and waive any remaining claims related to the opioid litigation. Going through these steps, presented tonight, will be the only way for the City of Westwood to receive settlement funds.

Westwood Police Department staff has compiled an internal accounting of expenses from just the past five (5) years which record the City of Westwood's costs directly related to the opioid epidemic. These costs to-date have been in personnel – both training in the use of naloxone and in responding to incidents involving opioids within our city. The Westwood Police Department anticipates additional expense in excess of \$500 to purchase replacement naloxone for officers to carry with them in the event they need to perform life saving measures on someone experiencing an opioid overdose.

Staff recommends that the City Council execute and submit to the Attorney General's Office the following form documents, as prescribed and prepared by the League of Kansas Municipalities and reviewed by the City Attorney:

- a. Pass a resolution certifying that City has or anticipates having at least \$500 in costs associated with substance abuse treatment or mitigation
- b. Sign a release agreement with the Attorney General
- c. Sign the Janssen (Johnson & Johnson) Participation Form
- d. Sign the Distributor's Participation Form

Motion by Councilmember Harris to approve Resolution No. 102-2022 approving the execution and delivery of an agreement to release and assign the City's opioid claims to the Kansas Attorney General and certifying costs attributable to substance abuse and addiction mitigation in excess of \$500, and to authorize the Mayor to execute the Janssen (Johnson & Johnson) Participation Form and the

Distributor's Participation Form. Second by Councilmember Buckman. Motion carried by a unanimous voice vote.

**Consider 2022 Addendum to the Public Works Service Agreement with the City of Westwood Hills**

Each year the Public Works Service Agreement with the City of Westwood Hills is reviewed and revised as needed. The hourly wages have been adjusted to reflect budgeted 2022 wages and benefit rates. No other adjustments are recommended.

The annual addendum to the City's agreement with Mission Woods will be considered at Mission Woods' February regular meeting and, as such, can be expected on Westwood's February regular meeting agenda as well.

Motion by Councilmember Buckman to authorize the Mayor to execute the Public Works Service Agreement Addendum for FY 2022 for the city of Westwood Hills. Second by Councilmember Hannaman. Motion carried by a unanimous voice vote.

**Announcements/Governing Body Comments**

Councilmember Wimer noted that the City recently sold a set of chairs used in the Community Room at City Hall to a buyer in New York City for a sum of \$7,700. Councilmember Wimer thanked Colt McArthur for assisting with the sale of the chairs.

Councilmember Hannaman said he is looking forward to another great year of working and governing in Westwood.


**Executive Session**

No matters required an Executive Session during this meeting.

**Adjournment**

Motion by Councilmember Wimer to adjourn the meeting. Second by Councilmember Steele. Motion carried by a 5-0 voice vote. The meeting adjourned at 8:09 pm.

APPROVED:

  
David E. Waters, Mayor

ATTEST:

  
Leslie Herring, City Clerk