**City of Westwood Hills**

**City Council Meeting Minutes**

**October 11, 2021**

**Meeting #865**

The Westwood Hills City Council meeting was held on October 11, 2021, in the community room at Westwood City Hall.

A regular session of the city council was called to order in due form by Mayor Paula Schwach at 7:00 p.m.

Present: Mayor Schwach, Michael Anfang, Ed Gogol, Rosemary Podrebarac, Karen Shelor Sexton, Ludwig Villasi, and Beth O’Bryan. City Attorney Jim Orr and City Treasurer John Martin were present.

Citizens Norman Friedman, Dave Schmitz, Becky Mickelberg, Jon Braatz and John Weedman were in attendance. Westwood Police Chief Curtis Mansell was also present.

**Podrebarac requested an amendment to the agenda to add a new item 10c under old business to correct a mistake on previously adopted Ordinance #288. Motion by Gogol to approve the agenda with the requested amendment. Second by Villasi. All aye. Motion approved.**

**Mayor Schwach asked to move the Treasurer's report from the Consent Agenda and add it as item 10d under old business. Motion by Anfang to approve the Consent Agenda as amended. Second by Gogol. All aye. Motion approved.**

**Old Business:**

49th Street Pedestrian Barrier

UHL Engineering provided multiple design options for the 49th St. Creek Barrier. The council and citizens in attendance were asked for their preference. City Clerk received emails in advance from David Welty and Jennifer Klemp. Both preferred designs A1. Citizens Drew Bergman and Mary Sprouse told Mayor Schwach they preferred A1 as well.

* Braatz has no preference
* Mickelberg - A1 or A2
* Friedman - D2 - a simple touch of uniqueness
* Weedman A1
* Schmitz A1, C1
* Shelor A1, A2, or D1.
* Anfang A1 best, also D1 and D2 - likes the map feature. Anfang suggested getting pricing and sending two options to the SHPO for review.
* Podrebarac - A1 & A2, D1
* Gogol - A1
* Villasi - A1

**Shelor Sexton moved to submit designs for A1 and D2 to SHPO and to the engineer for cost estimates. Podrebarac seconded. All aye. Motion carried.**

Fountain

John Weedman suggested we continue to have Green Lawn shut down and winterize the fountain. Weedman will remove the pump and shut off valve and store them for the winter. Now that the fountain has a new bowl, and a sock type screen, Weedman does not think Green Lawn needs to provide monthly maintenance checks for the fountain.

Ordinance #288 Correction

Podrebarac reported that there was an error on Ordinance #288 which was adopted at the September Council meeting. In Section 4, Repeal and Savings Clause, the text refers to the incorrect ordinance number as the prior ordinance being repealed. **Podrebarac moved and Gogol seconded to correct Section 4, of Ordinance No. 288 to provide the correct ordinance number for repeal. All in favor. Motion carried.**

Treasurer’s Report

There was discussion regarding the project line item being over budget. Treasurer Martin said that spending may exceed the amounts in specific budget line items provided that the total budgeted expenditures are not exceeded. Also, Treasurer Martin reported that there still appear to be sufficient funds in the budget to carry over to the CIP Fund and make KDHE loan prepayments. The city will give notice in December to KDHE regarding the loan prepayment.

**New Business:**

Direct TV Franchise Resolution 2021-3

The city received a Video Services Agreement from Direct TV (formally AT&T for video distribution business). Resolution 2021-3 establishes a Video Services Provider fee in the amount of 5% percent of the gross revenues to the City. The fees are in accordance with applicable state law. **Podrebarac moved and Gogol seconded to adopt Resolution 2021-3 and establish a 5% video service provider fee on the gross revenues of any video service provider. All in favor. Motion carried.**

Future Fountain Electrical Work

Electrician Chris Hedges provided an estimate of $950.00 to clean up the fountain electrical box wiring. If the closet timer is defective, there will be an additional charge of $200.00 for the cost of the timer. Council will get additional information from Hedges as to the costs if council does not move forward with the timer and will revisit this issue at the November Council meeting.

Electrical Box in the Fountain Closet Expenditure Ratification

Council will revisit this issue in November.

**Informational items – no action to be taken**

There were no items from Citizens in attendance.

**Motion to adjourn by Shelor Sexton. Meeting adjourned at 8:21 p.m.**