

# MINUTES OF THE PUBLIC WORKS COMMITTEE

MEETING HELD DECEMBER 14, 2011

The Public Works Committee met Wednesday, December 14, 2011, at 7:30 AM in the Main Conference Room at Leawood City Hall.

## Committee Members in attendance:

James Azeltine, Chair and Ward 4 Councilmember  
Jim Rawlings, Ward 2 Councilmember  
Carrie Rezac, Ward 3 Councilmember  
Adam Abrams,  
John Burge,  
Ken Conrad,  
Jon Grams,  
Marsha Monica,

## Committee Members absent

Andrew Osman, Ward 1 Councilmember  
Michael DeMent

## Staff in attendance:

Joe Johnson, P.E., Director of Public Works  
David Ley, P.E., City Engineer  
Julie Stasi, Administrative Services Manager

- **Chair Azeltine, called the meeting to order at 7:32AM.**
- **PAST MINUTES:**  
Jon Grams made a motion to accept the Minutes from the previous meeting of November 9, 2011. John Burge seconded the motion to accept. All present members were in favor. Motion passed unanimously.
- **OLD BUSINESS: 85<sup>th</sup> Terrace TRAFFIC CALMING REQUEST.** This discussion was postponed to a later meeting in 2012 at the request of 85<sup>th</sup> Terrace residents. Staff anticipates a January or February discussion.
- **OLD BUSINESS: REVIEW ORDINANCE RE: DUTY TO TRIM OVERHANGING TREES.**  
John Burge made a motion to approve the New Ordinance Draft; with changes made by the committee. Jon Grams seconded the motion. All present members were in favor. Motion passed unanimously.

New Ordinance to read:

**SECTION ONE:** Section 13-407 of the Code of the City of Leawood, Kansas, 2000, is hereby amended to read as follows:

**13-407. DUTY TO PRUNE OVERHANGING TREES.** Every owner and/or homes association of any tree overhanging any street or right-of-way within the city shall prune the branches so that such branches shall not obstruct the light from any street lamp, obstruct the view of any street intersection or obstruct any public sidewalk so that there shall be a clear space of ten feet above the surface of the sidewalk and fourteen feet above the surface of the street at the curb line.

Should any owner and/or homes association owning real property on any street fail to prune trees as provided herein, the City shall order such owner or homes association to prune such trees by giving ten days written notice. Failure to abide by the notice will result in a citation being issued.

The owners shall remove all dead, diseased or dangerous trees, or broken or decayed limbs which constitute a menace to the safety of the public. The city shall have the right to prune any tree or shrub on public right of way or private property when it interferes with the proper spread of light along the street from a street light, or interferes with visibility of any traffic control device or sign and any public sidewalk, or public street. The cost of any such work shall be charged to the property owner.

Committee Member Conrad asked that the Homes Associations be notified.

Committee Member Monica asked about enforcement, hoping there would not be a tree patrol out looking to write residents tickets, but rather issue a warning and give them time to comply. As tree care can be quite expensive.

Joe Johnson advised the Department would request this Ordinance be approved and come into enforcement in a year; which would allow property owners time to trim necessary limbs.

- **MEETING ADJOURNED AT 8:03AM.**
- **Minutes transcribed by Julie Stasi.**

OLYMPUS Public Works Committee 12-14-2011.WMA