



**CITY OF LEAWOOD  
GOVERNING BODY  
MEETING AGENDA**

Monday, May 18, 2015  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

MAY 2015						
S	M	T	W	T	F	S
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3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						31

JUNE 2015						
S	M	T	W	T	F	S
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7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

**ACTION AGENDA**

(This agenda is subject to changes, additions or deletions at the discretion of the City Council)

**Mayor Peggy Dunn**

**Councilmembers**

**Ward One**

Debra Filla  
Andrew Osman

**Ward Two**

Louis Rasmussen  
Jim Rawlings

**Ward Three**

Carrie Rezac  
Chuck Sipple

**Ward Four**

Julie Cain  
James Azeltine

**1. PLEDGE OF ALLEGIANCE**

**2. APPROVAL OF AGENDA**

**3. CITIZEN COMMENTS**

Members of the public are welcome to use this time to make comments about City matters that do not appear on the agenda, or about items that will be considered as part of the consent agenda. It is not appropriate to comment on pending litigation, municipal court matters or personnel issues. Comments about items that appear on the action agenda will be taken as each item is considered. **CITIZENS ARE REQUESTED TO KEEP THEIR COMMENTS UNDER 5 MINUTES.**

**4. PROCLAMATIONS National Public Works Week, May 17-23, 2015**

**5. PRESENTATIONS/RECOGNITIONS**

**6. SPECIAL BUSINESS**

A. Authorize Staff to notify lessees of Termination of Leases for use of Cell Tower located at 96 & Lee Boulevard effective October 31, 2017 [APT/Voicestream/T-Mobile]; and effective July 31, 2019 [Cellular One/Verizon/Airtouch] - **Approved**

B. Update on Justice Center Art – **Approved recommendation to move forward with new concept and to engage independent art consultant**

**7. CONSENT AGENDA**

Consent agenda items have been studied by the Governing Body and determined to be routine enough to be acted on in a single motion. If a Councilmember requests a separate discussion on an item, it can be removed from the consent agenda for further consideration.

A. Accept Appropriation Ordinance Nos. 2015-16 and 2015-17 - **Accepted**

B. Accept minutes of May 4, 2015 Governing Body meeting - **Accepted**

If you require any accommodation (i.e. qualified interpreter, hearing assistance, etc.) in order to attend this meeting, please notify this office at 913.339.6700 or at [www.leawood.org](http://www.leawood.org) no later than 96 hours prior to the scheduled commencement of the meeting.

- C. Accept minutes of May 4, 2015 Governing Body Work Session - **Accepted**
- D. Accept minutes of the March 4, 2015 Public Works Committee - **Accepted**
- E. Accept minutes of the January 27, 2015 Arts Council meeting - **Accepted**
- F. Approve Mayoral Appointments of Council Liaisons and Volunteers for Committees, Commissions and Boards [Effective June 1, 2015] - **Approved**
- G. Approve Massage Therapy License for Kings Spa, located at 13014 State Line Road, in accordance with Code § 5-510 - **Approved**
- H. Approve purchase in the amount of \$56,536.00 from American Equipment for the purchase of Dump Body [\$11,198.00], Plow [\$8,091.00], and Sander [\$17,958.00] for Public Works; and Dump Body [\$11,198.00] and Plow [\$8,091.00] for Parks & Recreation - **Approved**
- I. Approve expenditure in the amount of \$25,000 to Western Enterprises, Inc., pertaining to the fireworks display for annual July 4<sup>th</sup> celebration at City Park, located at 10601 Lee Boulevard - **Approved**
- J. **Resolution No. 4451**, approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$689,632.00, between the City and O'Donnell & Sons Construction, for the 2015 Arterial Mill & Overlay Program [Project # 72061] - **Approved**
- K. **Resolution No. 4452**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the annual amount of \$3,480.00, between the City and Schindler Elevator Corporation, for a Preventive Maintenance Service Program at the Leawood Justice Center Facility - **Approved**
- L. **Resolution No. 4453**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$87,400.00, between the City and Edwards McDowell, Inc. [EMI], for the purchase and installation of an Air Handler for the Terrace Level at Leawood City Hall - **Approved**
- M. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$60,300.00, between the City and Overland Concrete Construction, Inc., pertaining to ADA improvements and repairs at Ironhorse Golf Club, located at 15400 Mission Road - **THIS ITEM WAS PULLED**
- N. Declaration of Surplus Property: Public Works Street Sweeper [Unit # 470] - **Accepted**
- O. Fire Department Monthly Report
- P. Municipal Court Monthly Report
- Q. Police Department Monthly Report

## 8. MAYOR'S REPORT

## 9. COUNCILMEMBERS' REPORT

## 10. STAFF REPORT

## ***COMMITTEE RECOMMENDATIONS***

### **11. PUBLIC WORKS COMMITTEE**

*[From the May 6, 2015 Public Works Committee meeting]*

Recommendation to approve \$35,000 to Steeplechase Homes Owners Association for landscaping along 143<sup>rd</sup> Street, pertaining to the 143rd Street Improvement Project between Nall Avenue to east of Mission Road [Project # 80162] [KDOT Project # 46 N-0426-01] - **Approved**

**12. PLANNING COMMISSION**

*[From the March 24, 2015 Planning Commission meeting]*

- A. **Resolution No. 4454**, approving the 2016-2020 Capital Improvement Program [C.I.P.] for the City of Leawood [PC Case # 24-15] - **Approved**

*[From the April 28, 2015 Planning Commission meeting]*

- B. **Ordinance No. 2728**, approving a Special Use Permit [SUP] for a wireless antennae and associated equipment for Market Square – Bank of Blue Valley - Clearwire, located north of 135<sup>th</sup> Street and east of Mission Road (PC #01-15) [ROLL CALL VOTE] - **Passed**
- C. **Ordinance No. 2729**, amending § 16-9-50 of the Leawood Development Ordinance [LDO], entitled ‘Business Services’ and repealing existing § 16-9-50 and other sections in conflict herewith (PC Case #56-15) [ROLL CALL VOTE] - **Passed**
- D. **Ordinance No. 2730**, amending § 16-9-66 of the Leawood Development Ordinance [LDO], entitled ‘Commercial’ and repealing existing § 16-9-66 and other sections in conflict herewith (PC Case #52-15) [ROLL CALL VOTE] - **Passed**
- E. **Ordinance No. 2731**, amending § 16-2-6.4 of the Leawood Development Ordinance [LDO], entitled ‘MXD [Mixed-Use Development District]’ and repealing existing § 16-2-6.4 and other sections in conflict herewith (PC Case #137-14) [ROLL CALL VOTE] - **Passed**

*[From the September 23, 2014 Planning Commission meeting]*

- F. **Ordinance No. 2732**, amending Section 16-9-257 of the Leawood Development Ordinance [LDO] entitled “Signs” and repealing existing Section 16-9-257 and other sections in conflict herewith, pertaining to the definition of a window sign (Case 139-14) [ROLL CALL VOTE] - **Passed**

**13. OLD BUSINESS**

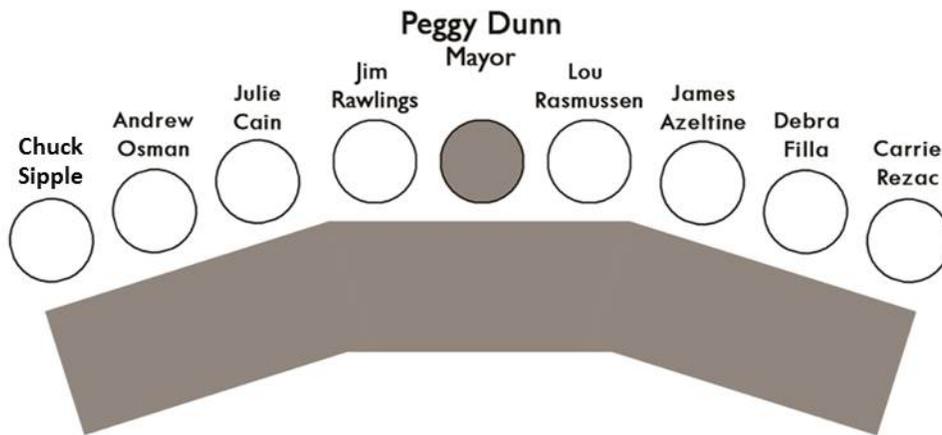
**Resolution No. 4455**, accepting a Mid-America Regional Council [MARC] Matching Grant in the amount of \$72,500, with a match of \$90,000, for a total project cost of \$162,500 to develop an implementation plan for 135<sup>th</sup> Street - **Approved**

**14. OTHER BUSINESS**

**15. NEW BUSINESS**

**ADJOURN**

## Mayor and City Council



Leawood operates under a Council/Mayor form of government, with a separately elected mayor and 8 council persons. Council members are elected on a non-partisan basis from 4 wards. The Council develops policies and provides direction for the professional city administration. Regular meetings of the Leawood City Council are held the first and third Mondays of each month beginning at 7:30 PM. Copies of the agenda are available at the Office of the City Clerk on the Friday prior to the meeting.

**Number of Votes Required:**

**Non-zoning Ordinances:** Majority of the members-elect of the City Council [5]

**Charter Ordinances:** 2/3 of members-elect of Governing Body [6]

**Zoning Ordinances and other Planning Commission Recommendations:**

- **Passage of Ordinances Subject to Protest Petition:** ¾ majority of members of Governing Body [7]
- **Approving Planning Commission Recommendation:** Majority of the members-elect of the City Council [5]
- **Remanding to Planning Commission:** Majority of the members-elect of the City Council [5]
- **Approving, Overriding, Amending or Revising Recommendation after Remand:** Majority of the members-elect of the City Council [5]
- **Overriding, Amending or Revising Recommendation:** 2/3 majority of membership of Governing Body [6]

**Note:** Mayor may cast deciding vote when vote is one less than required.

<b>2015 SCHEDULED WORK SESSIONS</b>			
<b>DATE</b>	<b>TIME</b>	<b>SUBJECT</b>	<b>LOCATION</b>
<b>June 22</b>	<b>6:00 P.M.</b>	Budget & Finance Committee Work Session	<b>Main Conf. Room</b>
<b>June 23</b>	<b>6:00 P.M.</b>	Budget & Finance Committee Work Session	<b>Main Conf. Room</b>
<b>September 8</b>		<b>NO REGULAR COUNCIL MEETING OR WORK SESSION</b>	
<b>October 5</b>	<b>6:00 P.M.</b>	<b>Executive Session- City Administrator's Semi-Annual Review</b>	<b>Main Conf. Room</b>
<b>October 19</b>	<b>6:00 P.M.</b>	Proposed 2016 Fee Schedule	<b>Main Conf. Room</b>
<b>November 2</b>	<b>6:00 P.M.</b>	Review Chamber of Commerce's Economic Plan	<b>Main Conf. Room</b>
<b>November 16</b>	<b>6:00 P.M.</b>	Holiday Lighting Ceremony	
<b>December 7</b>	<b>6:00 P.M.</b>	Review Art Master Plan	<b>Main Conf. Room</b>
<b>December 21</b>		<b>NO WORK SESSION</b>	