



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, October 5, 2015
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

OCTOBER 2015							NOVEMBER 2015						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
				1	2	3	1	2	3	4	5	6	7
4	5	6	7	8	9	10	8	9	10	11	12	13	14
11	12	13	14	15	16	17	15	16	17	18	19	20	21
18	19	20	21	22	23	24	22	23	24	25	26	27	28
25	26	27	28	29	30	31	29	30					
30	31												

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

**Double Ten Day, October 10, 2015
Fire Prevention Week, October 4-10, 2015**

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

Resolution No. 4502, ratifying revision to City Fee Schedule providing waiver of late fees for a one-time event, in accordance with § 1-701, of the Code of the City of Leawood, 2000 - **Approved**

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. 2015-36, 2015-37 and 2015-38 - **Accepted**
- B. Accept minutes of the September 21, 2015 Governing Body meeting - **Accepted**
- C. Accept minutes of the June 23, 2015 Leawood Arts Council - **Accepted**
- D. Accept minutes of the August 4, 2015 Leawood Arts Council - **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 no later than 96 hours prior to the scheduled commencement of the meeting.

- E. Approve Mayoral Reappointment of Catherine Lawless to Drug & Alcohol Council [DAC] for a term ending in 2018 - **Approved**
- F. Approve Massage Therapy Establishment, Lily 811, located at 4707 College Boulevard, in accordance with Code § 5-510 - **Approved**
- G. Approve 1st and Final Pay Request in the amount of \$390,693.33 to Intermountain Slurry Seal, Inc., pertaining to the 2015 Slurry Seal Program [Project # 70017] - **Approved**
- H. Approve Change Order No. 2 in the amount of \$28,886.50 to Miles Excavating, Inc., pertaining to the 143rd Street Improvement Project between Nall Avenue and Windsor Street [Project # 80162] [KDOT Project # 46 N-0426-01] - **Approved**
- I. Approve Change Order No. 1 in the amount of \$16,537.53, to Delta Services, Inc., pertaining to roof repairs at Fire Station No. 2, located at 12701 Mission Road - **Approved**
- J. **Resolution No. 4503**, approving and authorizing the Mayor to execute an Amendment to that certain Service Agreement dated June 15, 2015, between the City and Securitas Security Services USA, for an amount not to exceed \$48,560.00, to provide School Crossing Guard Services for the intersections at 119th & Mission and 143rd and Nall Avenue - **Approved**
- K. **Resolution No. 4504**, establishing a Privately Owned Street Light LED Replacement Policy – **Approved**
- L. **Resolution No. 4505**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$ 17,446.00 between the City and Creative Displays of KC, Inc., pertaining to the holiday lighting of City Hall - **Approved**
- M. **Resolution No. 4506**, accepting a Permanent Storm Sewer easement from Gary Lewis Trust, for property located at 8915 Mission Road, Lot 1227, located in Leawood Subdivision, pertaining to 89th & Mission Road Stormwater Project [Project # 80550] - **Approved**
- N. **Resolution No. 4507**, accepting New Infrastructure [street/storm sewer and street lights] for property located on 137th Street between Mission Road and Pawnee [Milano Apartments], in accordance with GASB-34 Guidelines of reporting Inventory of Assets - **Approved**
- O. **Resolution No. 4508**, approving a Final Sign Plan for Christ Community Church – Revised Sign Criteria, located north of 143rd Street and west of Kenneth Road. (PC Case 83-15) [*from the September 22, 2015 Governing Body meeting*] - **Approved**
- P. **Resolution No. 4509**, approving a Revised Final Plat for Mission Farms – 7th Plat, located north of I-435 and east of Mission Road. (PC Case 86-15) [*from the September 22, 2015 Governing Body meeting*] - **Approved**
- Q. **Resolution No. 4510**, approving Final Landscape Plan for Siena of Leawood – Landscape Plan, located north of 141st Street and east of Mission Road. (PC Case 97-15) [*from the September 22, 2015 Governing Body meeting*] - **Approved**
- R. **Resolution No. 4511**, approving a Revised Final Plat for LeaBrooke – 9th Plat, located west of Kenneth Road and north of W. 148th Street. (PC Case 100-15) [*from the September 22, 2015 Governing Body meeting*]
- S. **Resolution No. 4512**, approving a Final Landscape Plan for Steeplechase – Landscape Plan, located south of W. 143rd Street and east of Mission Road. (PC Case 107-15) [*from the September 22, 2015 Governing Body meeting*] - **Approved**

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

Councilmember Rasmussen Referral to Public Works Committee to review traffic control device at the intersection of 101st Street and Mohawk - **Approved**

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. STORMWATER MANAGEMENT COMMITTEE

[From the August 26, 2015 Stormwater Management meeting]

Recommendation: City divest themselves of the property [8701 Ensley Lane] purchased on the Leawood Heritage Stormwater Project and deed property to the two abutting property owners of the lot; splitting the lot in a manner that best benefits the City [Project # 77014] - **Approved**

12. PLANNING COMMISSION

[From the April 28, 2015 Planning Commission meeting]

A. Ordinance approving a Revised Preliminary Plan for Ranch Mart, located north of 95th Street and east of Mission Road (PC #61-13) [**ROLL CALL VOTE**] - **[Continued from the June 1, 2015, July 6, 2015, August 17, 2015, and September 21, 2015 Governing Body meetings – CONTINUED TO THE NOVEMBER 16, 2015 GOVERNING BODY MEETING]**

[From the August 25, 2015 Planning Commission meeting]

- B. **Resolution No. 4513**, approving a Revised Final Landscape Plan for Leawood Commons – Commerce Bank, located at the northeast corner of Nall Avenue and Town Center Drive (PC Case 84-15) – **Approved**
- C. **Resolution No. 4514**, approving a Final Landscape Plan for the Swarts Residence, located south of 151st Street and west of Mission Road (PC 85-15) - **Approved**
- D. **Resolution No. 4515**, approving a Final Plan and Revised Final Plat for Ironhorse Centre – The Fairways of Ironhorse, located south of 151st Street and east of Nall Avenue (PC Case 87-15) - **Approved**

13. OLD BUSINESS

14. OTHER BUSINESS

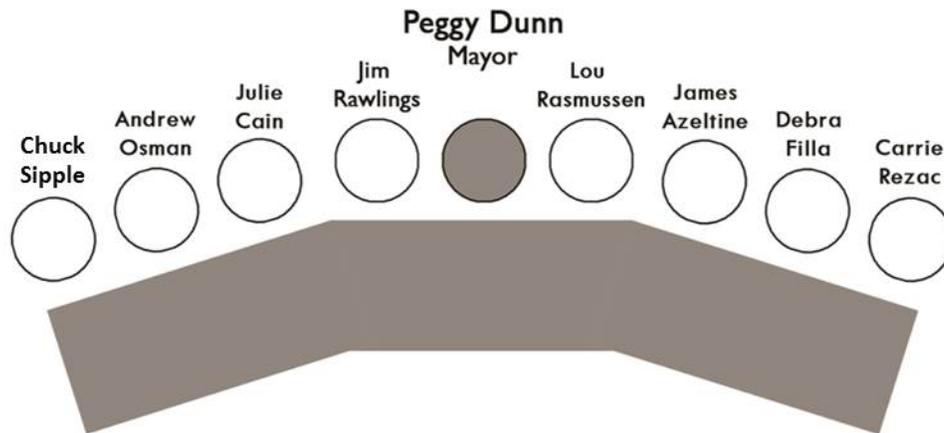
15. NEW BUSINESS

A. **Charter Ordinance No. 41**, Repealing Charter Ordinance No. 22, relating to Elections, Dates of City Elections, Terms of Office, and matters related thereto and repealing any provisions in conflict herewith [**ROLL CALL VOTE**] - **Passed**

- B. **Charter Ordinance No. 42**, Exempting the City of Leawood, Kansas From the Provisions of K.S.A. § 13-513 Which Relates to Vacancies in the Office of Mayor or Councilman and Repealing Charter Ordinance No. 23, and any provisions in conflict herewith [ROLL CALL VOTE] - **Passed**
- C. **Ordinance No. 2749**, amending Section 6-101 of the Code of the City of Leawood, Kansas, 2000, Entitled “City Elections; Terms of City Offices; Officer Qualifications” and Repealing Existing Section 6-101 and other Sections in conflict herewith [ROLL CALL VOTE] - **Passed**
- D. **Ordinance No. 2750**, amending Section 1-206 of the Code of the City of Leawood, Kansas, 2000, Entitled “Organizational Meeting” and Repealing Existing Section 1-206 and Other Sections in conflict herewith [ROLL CALL VOTE] - **Passed**
- E. **Ordinance No. 2751**, amending Sections 1-210 and 1-211 of the Code of the City of Leawood, Kansas, 2000, pertaining to Vacancy in the Office of Mayor or Councilmember, and Repealing Existing Sections 1-210 and 1-211 and Other Sections in conflict herewith [ROLL CALL VOTE] - **Passed**
- F. **Ordinance No. 2752**, amending Section 1-116 of the Code of the City of Leawood, Kansas, 2000, Entitled “Committees” and Repealing Existing Section 1-116 and Other Sections in conflict herewith [ROLL CALL VOTE] - **Passed**
- G. **Ordinance No. 2753**, amending Section 1-602 of the Code of the City of Leawood, Kansas, 2000, entitled “Membership Terms and Qualifications” and Repealing Existing Section 1-602 and Other Sections in conflict herewith [ROLL CALL VOTE] - **Passed**
- H. Discuss amendment to Leawood Development Ordinance [LDO] Section 16-4-5.9, to limit the amount of time a passenger vehicle may remain stored on a private drive or adjacent pad – **Approved**

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:** $\frac{3}{4}$ 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.

2015 SCHEDULED WORK SESSIONS			
DATE	TIME	SUBJECT	LOCATION
October 5	6:00 P.M.	Review Art Master Plan & Public Art Policy	Main Conf. Room
October 19	6:00 P.M.	Proposed 2016 Fee Schedule	Main Conf. Room
November 2	6:00 P.M.	Review Chamber of Commerce's Economic Plan	Main Conf. Room
November 16	6:00 P.M.	Holiday Lighting Ceremony	
December 7	6:00 P.M.	Tree Protection Plan [TPP]	Main Conf. Room
December 21		NO WORK SESSION	

2016 SCHEDULED WORK SESSIONS			
DATE	TIME	SUBJECT	LOCATION
January 11	6:00 P.M.	Discuss Governing Body Short, Near & Long-Term Goals	Main Conf. Room
March 7	6:00 P.M.	Presentation of 2017-2021 Capital Improvement Program [C.I.P.]	Main Conf. Room
April 4	6:00 P.M.	Discuss 2017-2021 Budget Model Assumptions; Review & Discuss 2017 Budget Presentations	Main Conf. Room
May 23	6:00 P.M.	Budget & Finance Committee	Main Conf. Room
May 24 (if needed)	6:00 P.M.	Budget & Finance Committee	Main Conf. Room