



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, June 19, 2017
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

JUNE 2017						
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JULY 2017						
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23	24	25	26	27	28	29
30	31					

ACTION AGENDA

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

Mayor Peggy Dunn

Councilmembers

<u>Ward One</u>	<u>Ward Two</u>	<u>Ward Three</u>	<u>Ward Four</u>
Debra Filla Andrew Osman	Jim Rawlings Vacant	Chuck Sipple Lisa Harrison	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 use profanity or 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

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

- A. Public Hearing One Nineteen Transportation Development District Assessments [Project # 80456]
- B. **Ordinance No. 2841**, levying assessments for tax year 2018 on lots, pieces, and parcels of ground in the City of Leawood, Kansas, for the purpose of construction of certain public and private road and parking lot related improvements and other such transportation related improvements, located within 119th Street Development District [TDD], within the City of Leawood, Kansas [One Nineteen Transportation Development District] [Project # 80456] [ROLL CALL VOTE] - **Passed**

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.

- C. Public Hearing Park Place Development Improvement District Assessments [Project # 83196]
- D. **Ordinance No. 2842**, levying assessments for tax year 2018 on lots, pieces, and parcels of ground in the City of Leawood, Kansas, for the purpose of paying for construction of improvements to Nall Avenue, 117th Street, Town Center Drive and Roe Avenue and construction of storm water improvements within the City of Leawood for establishment of an Improvement District, pursuant to K.S.A. § 12-6a01, et seq., and the City's Home Rule Authority of Article 12, Section 5 of the Kansas Constitution, located in Park Place Development [Project # 83196] [ROLL CALL VOTE] - **Passed**
- E. Appointment of New IS Director, Ross Kurz, effective July 10, 2017 - **Approved**

7. CONSENT AGENDA

Consent agenda items have been studied by the Governing Body and determined to be routine enough to be acted upon 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. 2017-22 and 2017-23 – **Accepted**
- B. Accept minutes of the June 5, 2017 Governing Body minutes - **Accepted**
- C. Accept minutes of the May 11, 2017 Sustainability Advisory Board - **Accepted**
- D. Accept minutes of the April 13, 2017 Sustainability Advisory Board - **Accepted**
- E. Approve Change Order No. 1 in the amount of \$120,000.00 to Miles Excavating, Inc., pertaining to the Roe Avenue Improvement Project between College Boulevard and 119th Street [Project # 72063; Street & Storm: Project # 80253; Curb] - **Approved**
- F. Approve 7th and Final Pay Request in the amount of \$13,395.26, to RDG Planning & Design, pertaining to the art piece known as Weight of Your Heart/Weight of a Feather located at the Leawood Justice Center, 4201 Town Center Drive [Project # 79004] - **Approved**
- G. Approve Mayoral Appointment of Councilmember Julie Cain on Artist Selection Panel for Banner Project, in accordance with Public Arts Policy - **Approved**
- H. **Resolution No. 4805**, calling for a Public Hearing to be held on Monday, August 7, 2017 at 7:30 P.M., or as soon thereafter as may be heard, to consider the 2018 Fiscal Budget for the City of Leawood, Kansas - **Approved**
- I. **Resolution No. 4806**, waiving the bidding process, in accordance with Charter Ordinance No. 39, pertaining to the design and repair and construction of the retaining wall located along College Boulevard between Indian Creek Bridge and Brookwood [Project # 80602] - **Approved**
- J. **Resolution No. 4807**, approving and authorizing the Mayor to execute a Construction Agreement between the City and MTS Contracting in the amount of \$193,750.00, pertaining to the City Hall Courtyard Repair Project [Project # 74075] - **Approved**
- K. **Resolution No. 4808**, approving a Revised Final Plan for changes to the façade of a tenant space for Park Place – Ainsworth Restaurant, located north of 117th Street and east of Nall Avenue. (PC Case 51-17) [From the May 23, 2017 Planning Commission Meeting] - **Approved**
- L. **Resolution No. 4809**, approving a Revised Final Plan for Parkway Plaza – Hunter Family Vision, located north of 135th Street and west of Roe Avenue. (PC 52-17) [From the May 23, 2017 Planning Commission Meeting] - **Approved**

- M. Police Department May Monthly Report
- N. Fire Department May Monthly Report
- O. Municipal Court May Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[from the February 28, 2017 Planning Commission meeting]

- A. **Ordinance No. 2843**, approving the renewal of a Special Use Permit [SUP] for a wireless communication facility including cellular tower, associated equipment and screening for Saddle and Sirloin Cellular Tower, located south of I-435 and east of Mission Road (PC Case 01-17) *[Continued From The March 20, 2017, April 17, 2017, May 1, 2017, and June 5, 2017 Governing Body Meetings]* [ROLL CALL VOTE] – **Passed with revisions; five-year SUP with stipulations to bring landscaping up to landscaping plan, and improvements as possible, and repaint all four walls a color to be approved by Staff.**

[from the April 25, 2017 Planning Commission meeting]

- B. Resolution approving and authorizing the Mayor to execute an Addendum to that certain Inter-local Agreement dated April 6, 2017, between the City and the Board of County Commissioners of Johnson County, Kansas, pertaining to the approval process for the improvement of the Tomahawk Creek Wastewater Treatment Facility, located at 10701 Lee Boulevard (PC 13-17) *[Continued from the June 5, 2017 Governing Body Meeting]* [ROLL CALL VOTE] ***[CONTINUED TO THE JULY 17, 2017 GOVERNING BODY MEETING]***

[from the May 23, 2017 Planning Commission meeting]

- C. **Ordinance No. 2844**, 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. (PC Case 49-17) [ROLL CALL VOTE] - **Passed except roof signs.**
- D. **Ordinance No. 2845**, amending Section 16-9-256 of the Leawood Development Ordinance [LDO] entitled “Sight Triangle”, and repealing existing section 16-9-256 and other sections in conflict herewith. (PC Case 61-17) [ROLL CALL VOTE] - **Passed**
- E. **Ordinance No. 2846**, amending Sections 16-4-6.3, 16-4-6.7, 16-4-6.9, 16-4-6.10, 16-4-6.11, 16-4-6.13, and 16-4-6.14, of the Leawood Development Ordinance, [LDO] respectively entitled “Office, and Commercial and Industrial Signage in Planned Districts”; “Sign Area Calculations”; “Prohibited Signs”; and “Permitted Signs by Type”; and repealing existing sections 16-4-6.3, 16-4-6.7, 16-4-6.9, 16-4-6.10, 16-4-6.11, 16-4-6.13, and 16-4-6.14 and other sections in conflict herewith. (PC Case 48-17) [ROLL CALL VOTE] - **Passed with revisions.**

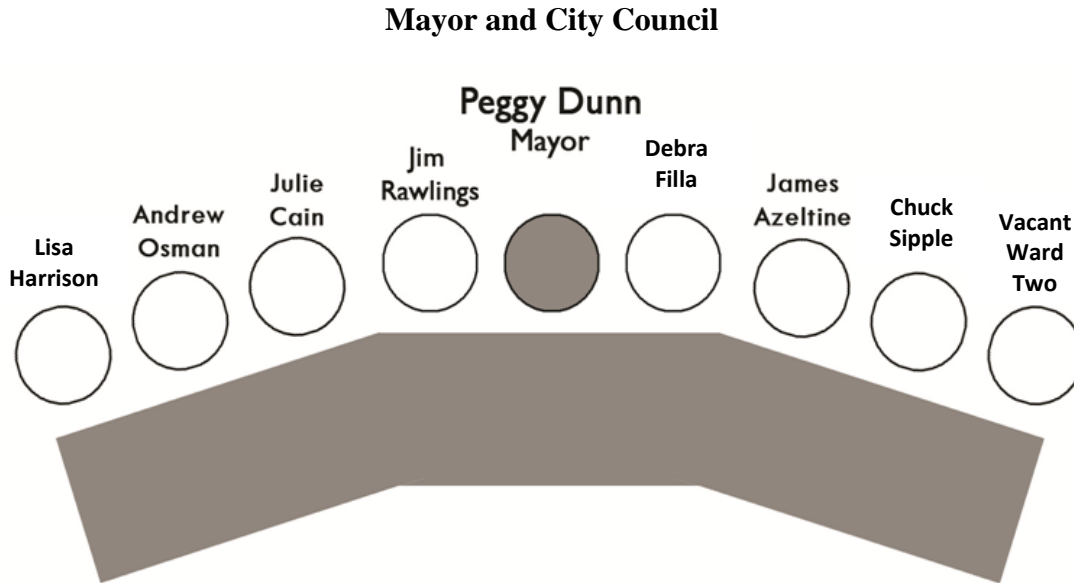
12. **OLD BUSINESS**

13. **OTHER BUSINESS**

14. **NEW BUSINESS**

Ordinance No. 2847, amending Chapter 14, Article 1, Code of the City of Leawood, Kansas, 2000, by amending Section 14-109A, pertaining to Seat Belts [ROLL CALL VOTE] - **Passed**

ADJOURN



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.

2017 SCHEDULED WORK SESSIONS			
DATE	TIME	SUBJECT	LOCATION
August 21		NO GOVERNING BODY MEETING	
August 21		NO WORK SESSION	