



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, November 20, 2017
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

NOVEMBER 2017						
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12	13	14	15	16	17	18
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DECEMBER 2017						
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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	Jim Rawlings	Chuck Sipple	Julie Cain
Andrew Osman	Vacant	Lisa Harrison	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

Small Business Saturday, November 25, 2017

National American Indian Heritage Month, November, 2017

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

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. 2017-44 and 2017-45 - **Accepted**
- B. Accept November 20, 2017 Governing Body Work Session minutes - **Accepted**
- C. Accept May 9, 2017 Historic Commission minutes - **Accepted**
- D. Approve renewal of Cereal Malt Beverage license for Mr. Gyro’s Greek Food & Pastries Camelot Court, located at 11707 Roe Avenue, Suite # C - **Approved**

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 renewal of Cereal Malt Beverage license for Cosentino Price Chopper, located at 3700 W. 95th Street - **Approved**
- F. Approve renewal of Cereal Malt Beverage license for Walgreen's, located at 4701 Town Center Drive - **Approved**
- G. Approve renewal of Cereal Malt Beverage license for Walgreen's, located at 5230 W. 151st Street - **Approved**
- H. Approve Change Order No. 3 in the amount of \$20,582.74, to O'Donnell & Sons Construction, pertaining to the 2017 USAB/Thin Asphalt Overlay Program - **Approved**
- I. Approve 5th and Final Pay Request in the amount of \$500.00 to J.M. Fahey Construction Company, pertaining to the 2017 Arterial Mill & Overlay Project [On Roe between Tomahawk Creek Parkway & 135th Street; and on 133rd Street between State Line Road and the western city limits] [Project # 72053] - **Approved**
- J. Approve 2nd and Final Pay Request in the amount of \$6,555.00, to Wildcat Painting, pertaining to the 2017 Leawood Aquatic Center Pool Project [Project # 74003] - **Approved**
- K. Approve purchase in the amount of \$24,690.20, from Blue Valley Public Safety, Inc., for the replacement of storm warning siren located at Ironhorse Golf Course, 15400 Mission Road - **Approved**
- L. Approve purchase in the amount of \$17,646.00 to Creative Displays, for installation and maintenance of annual Holiday lighting at City Hall, located at 4800 Town Center Drive - **Approved**
- M. Approve purchase in the amount of \$55,121.00, from Shawnee Mission Ford for E250 Van [\$40,501.00] & Service Body and Landscaper Body [\$14,620.00] - **Approved**
- N. Approve purchase in the amount of \$198,364.00, from American Equipment for [2] truck bodies [\$46,030.00]; [3] flat bed, spreader, plow [\$88,968.00]; and [1] Water Tank Body [\$63,366.00] - **Approved**
- O. Approve purchase in the amount of \$72,008.00 from Summit Truck for mounting equipment unit for water tank truck - **Approved**
- P. **Resolution No. 4853**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$14,990.00 between the City and C & C Group, Inc., to perform annual generator service located at Leawood Justice Center, City Hall, Public Works Facility, Fire Station Nos. 1, 2 and 3 - **Approved**
- Q. **Resolution No. 4854**, approving and authorizing the Mayor to execute various agreements between the City and ADP, LLC, pertaining to the purchase and use of ADP software for time and attendance purposes - **Approved**
- R. **Resolution No. 4855**, approving a Revised Final Plat for the Enclave at Highland Villas, Second Plat, located south of 143rd Street and east of Nall Avenue. (PC Case 97-17) [from the October 24, 2017 Planning Commission meeting] - **Approved**
- S. **Resolution No. 4856**, approving a Revised Final Plat for the Enclave at Highland Villas, Third Plat, located south of 143rd Street and east of Nall Avenue. (PC Case 98-17) [from the October 24, 2017 Planning Commission meeting] - **Approved**
- T. **Resolution No. 4857**, approving a Revised Final Plat for Leawood Justice Center Second Plat, located north of 119th Street and west of Tomahawk Creek Parkway. (PC Case 130-17) [from the November 14, 2017 Planning Commission meeting] - **Approved**
- U. **Resolution No. 4858**, approving a Revised Final Plat for Camelot Court Shopping Center Second Plat, located north of 119th Street and west of Tomahawk Creek Parkway. (PC Case 131-17) [from the November 14, 2017 Planning Commission meeting] - **Approved**
- V. Police Department Monthly Report

- W. Fire Department Monthly Report
- X. Municipal Court Monthly Report

- 8. **MAYOR'S REPORT**
- 9. **COUNCILMEMBERS' REPORT**
- 10. **CITY ADMINISTRATOR REPORT**
- 11. **STAFF REPORT**

COMMITTEE RECOMMENDATIONS

12. STORMWATER MANAGEMENT COMMITTEE

[from the October 25, 2017, Stormwater Management Committee meeting]

- A. **Stormwater Concerns:** 12600 Delmar, TM-04-006 Project [CIP # 77018]
Recommendation: Move forward with the project, with the possibility of filing condemnation proceedings if all necessary easements aren't obtained
- Approved

- Approved referral of water drainage issues at 4503 W. 126th Street to February 28, 2018 Stormwater Management Committee meeting; area survey participants to be advised of meeting date
- B. **Monument and tree on island:**
Recommendation: Staff recommends City pay 50% of \$40,000; HOA requesting 75%
- Approved staff recommendation with City pay maximum of \$20,000

13. PLANNING COMMISSION

[from the October 24, 2017, Planning Commission meeting]

- A. **Resolution No. 4859,** approving a Final Plan for changes to the façade of a tenant space for Town Center Crossing – Zoe's Kitchen, located south of 119th Street and east of Roe Avenue. (PC Case 96-17) - Approved
- B. **Ordinance No. 2863,** approving a Special Use Permit, Preliminary Plan, and Final Plan for the City of Leawood – City Park Temporary Storage Container, located north of 109th Street and east of Lee Boulevard. (PC Case 102-17) [ROLL CALL VOTE] - Passed
- C. **Ordinance No. 2864,** approving a Special Use Permit, Preliminary Plan, and Final Plan for the City of Leawood – Ironwoods Park Temporary Storage Containers, located east of Mission Road and south of Ironwoods Drive. (PC Case 107-17) [ROLL CALL VOTE] - Passed
- D. **Ordinance No. 2865,** approving a Special Use Permit, Preliminary Plan, and Final Plan for the City of Leawood – Public Works Maintenance Facility Temporary Storage Container, located south of 143rd Street and east of Kenneth Road. (PC Case 108-17) [ROLL CALL VOTE] - Passed

- E. Resolution approving a Revised Final Plan for Leawood Elementary School – Parking Lot Addition, located north of 123rd Street and east of Norwood Drive. (PC Case 83-17) – *CONTINUED TO THE DECEMBER 4, 2017 GOVERNING BODY MEETING*
- F. **Ordinance No. 2866**, amending Section 16-2-7 of the Leawood Development Ordinance entitled “Table of Uses” and repealing existing Section 16-2-7 and other sections in conflict herewith. (PC Case 109-17) [ROLL CALL VOTE] - **Passed**
- G. **Ordinance No. 2867**, amending Section 16-9-148 of the Leawood Development Ordinance entitled “Hotel” and repealing existing Section 16-9-148 and other sections in conflict herewith. (PC Case 110-17) [ROLL CALL VOTE] - **Passed**
- H. **Ordinance No. 2868**, amending Section 16-4-1.3 of the Leawood Development Ordinance entitled “Permitted Accessory Uses, Buildings and Structures” and repealing existing Section 16-4-1.3 and other sections in conflict herewith. (PC Case 111-17) [ROLL CALL VOTE] - **Passed**
- I. **Ordinance No. 2869**, amending Section 16-2-5.3 of the Leawood Development Ordinance entitled “R-1 [Planned Single Family Low Density Residential District (15,000 Sq. Feet Per Dwelling)]” and repealing Section 16-2-5.3 and other sections in conflict herewith. (PC Case 113-17) [ROLL CALL VOTE] - **Passed**
- J. **Ordinance No. 2870**, amending Section 16-2-5.4 of the Leawood Development Ordinance entitled “RP-1 [Planned Single Family Residential District (12,000 Sq. Feet Per Dwelling)]” and repealing Section 16-2-5.4 and other sections in conflict herewith. (PC Case 114-17) [ROLL CALL VOTE] - **Passed**

14. OLD BUSINESS

Ordinance No. 2871C, amending § 1-208 of the Code of the City of Leawood, Kansas, 2000, entitled ‘Compensation’ and repealing existing section 1-208 and other sections in conflict herewith [ROLL CALL VOTE] - **Passed**

15. OTHER BUSINESS

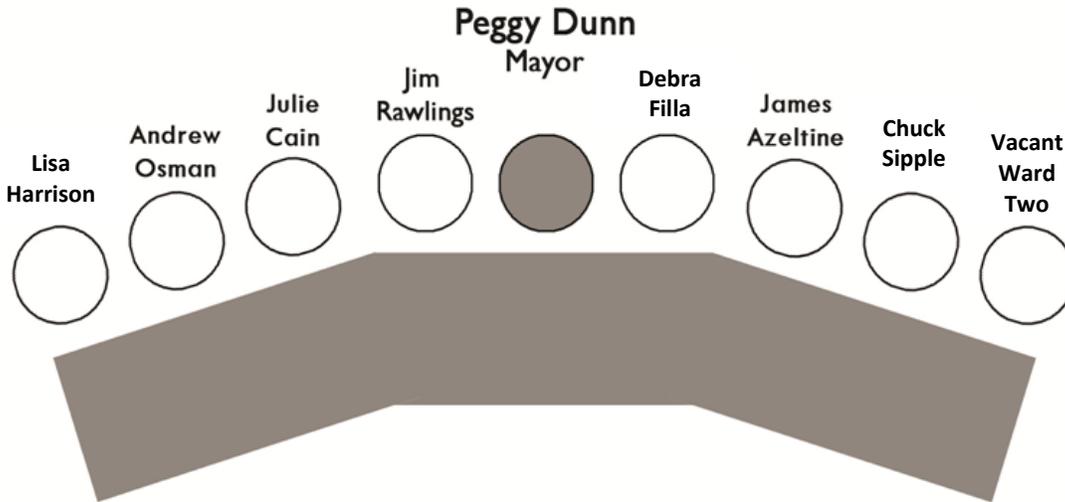
Request City Administrator review elected official compensation every two years - **Approved**

16. NEW BUSINESS

- A. **Ordinance No. 2872**, appropriating the amounts set up in each fund in the budget for Fiscal Year 2018, providing for the payment of all claims and charges against the accounts provided for therein; and approving and ratifying the payment of all claims against the accounts [ROLL CALL VOTE] - **Passed**
- B. Schedule a Work Session on Monday, February 5, 2018 at 6:00 P.M. to discuss Self-Storage Facility Use - **Approved**
- C. Organizational meeting scheduled on Monday, January 8, 2018, pursuant to K.S.A. and § 1-206 of the Code of the City of Leawood, Kansas, 2000 [*This will replace the previously scheduled January 16, 2018 Governing Body meeting*] - **Approved with revised start time of 5:30 P.M.**

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.

2017 SCHEDULED WORK SESSIONS			
DATE	TIME	SUBJECT	LOCATION
November 20	6:00 P.M.	Holiday Lighting Ceremony	
December 4		NO WORK SESSION	
December 18		NO WORK SESSION	
2018 SCHEDULED WORK SESSIONS			
January 2	6:00 P.M.	Review 135 th Street Corridor Plan	Main Conf. Room
January 8	5:30 P.M.	Governing Body meeting	Council Chambers
February 5	6:00 P.M.	Discuss Self-Storage Facility Use	Main Conf. Room