



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

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

FEBRUARY 2017						
S	M	T	W	T	F	S
			1	2	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				

MARCH 2017						
S	M	T	W	T	F	S
			1	2	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	

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 Steven Kaster	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:** Creation of a Community Improvement District [CID] for Camelot Court Shopping Center *–[Continued from the February 6, 2017 & January 23, 2017 Governing Body meetings]*
- B. **Resolution No. 4724,** approving and authorizing the Mayor to execute a Second Amended and Restated Camelot Court Shopping Center Redevelopment Agreement, pertaining to the Community Improvement District [CID] [Camelot Court Shopping Center located at 119th and Roe Avenue] - **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.

- C. **Ordinance No. 2818**, amending and restating Ordinance No. 2674, which authorized the creation of the Camelot Court Community Improvement District [CID] in the City of Leawood, Kansas; authorizing the Imposition of a Community Improvement District Sales Tax to be collected within such District; and approving and authorizing certain other actions in connection therewith [Camelot Court CID] [ROLL CALL VOTE] - **Passed**
- D. **Ordinance No. 2819C**, amending Code § 5-120 of the Code of the City of Leawood, 2000, entitled, 'Occupation Fee Levied' and repealing existing § 5-120 and other sections in conflict herewith [ROLL CALL VOTE] - **Passed**

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. 2016-50, 2016-51, 2016-52, 2016-53, 2016-54, 2016-FINAL, 2017-1, 2017-2, 2017-3, 2017-4, 2017-5 and 2017-6 - **Accept**
- B. Accept minutes of the January 3, 2017 Governing Body meeting - **Accept**
- C. Accept minutes of the January 3, 2017 Governing Body Work Session meeting - **Accept**
- D. Accept minutes of the January 23, 2017 Governing Body meeting - **Accept**
- E. Accept minutes of the December 7, 2016 Public Works Committee meeting - **Accept**
- F. Accept minutes of the November 17, 2016 Leawood Foundation meeting - **Accept**
- G. Accept minutes of the September 27, 2016 Leawood Arts Council meeting - **Accept**
- H. Approve Mayoral Appointments of Council Liaisons and Volunteers for Committees, Commissions and Boards [Effective March 1, 2017] - **Approved**
- I. Reaffirm renewal of Cereal Malt Beverage [CMB] License for Hen House, located at 11721 Roe Avenue - **Approved**
- J. Approve payment in the amount of \$48,395.50 to the City of Overland Park, Kansas, pertaining to the Intergraph Software System [Intergraph Public Safety, Inc.,] for the 2017 Computer Aided Dispatch System [CAD], Records Management and Mobile Operating Systems - **Approved**
- K. Approve payment in the amount of \$21,011.21 to the City of Overland Park, Kansas for 2017 annual maintenance fees pertaining to the Intergraph Software System [Intergraph Public Safety, Inc.,] for the Computer Aided Dispatch System [CAD] - **Approved**
- L. Approve payment in the amount of \$59,225.00 to Leawood Chamber of Commerce pertaining to that certain Service & Funding Agreement dated February 2, 2015, between the City and the Leawood Chamber of commerce to provide funding for certain economic development services - **Approved**
- M. Approve purchase in the amount of \$72,659.34 from Murphy Tractor & Equipment Company for the purchase of [1] Backhoe Loader [includes trade-ins; see Surplus Property] - **Approved**
- N. Approve purchase in the amount of \$14,380.00 from Precision Small Engines for the purchase of Ironhorse Golf Course maintenance equipment - **Approved**
- O. Approve purchase in the amount of \$105,088.62 from Professional Turf Products for the purchase of a Sand Pro, Toro rough mower, Toro turf vacuum, Toro triplex mower and mower attachments - **Approved**
- P. Approve purchase in the amount of \$43,000.00 from Van Wall Equipment for the purchase of a tractor, 3-point blower, and brush-grapple attachment - **Approved**

- Q. Approve purchase in the amount of \$39,139.99 to Pro Deck & Patio to replace the Ironwoods Amphitheater decking - **Approved**
- R. **Resolution No. 4725**, approving and authorizing the Mayor to renew a Service Agreement in the amount of \$64,680.00, between the City and Next to Nature Landscape, LLC, pertaining to right-of-way and median maintenance - **Approved**
- S. **Resolution No. 4726**, approving and authorizing the Mayor to execute an Inter-local Agreement and Letter of Understanding by and between the City of Leawood and cities of Fairway, Merriam, Mission, Prairie Village, Roeland Park, and the Johnson County Parks and Recreation District, pertaining to the SuperPass Program at the Leawood Aquatic Center, located at 10601 Lee Boulevard - **Approved**
- T. **Resolution No. 4727**, approving and authorizing the Mayor to execute a Service Agreement between the City and Gilmore & Bell, to provide Bond Counsel services for the City of Leawood - **Approved**
- U. **Resolution No. 4728**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$17,600.46 between the City and American Sentry Electronic System, Inc., pertaining to the security for the Ironhorse Clubhouse Expansion Project [Project # 49133] – *CONTINUED FROM THE DECEMBER 19, 2016 GOVERNING BODY MEETING* - **Approved**
- V. **Resolution No. 4729**, approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$52,394.00, between the City and S & W Waterproofing, Inc., pertaining to the Sallyport Deck Repair Project at the Justice Center, located at 4201 Town Center Drive - **Approved**
- W. **Resolution No. 4730**, approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$1,495,266.10, between the City and O'Donnell & Sons Construction, pertaining to the 2017 USAB/Thin Asphalt Overlay Program [Project # 70022] - **Approved**
- X. **Resolution No. 4731**, approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$2,441,908.76, between the City and Miles Excavating, Inc., pertaining to the Roe Avenue Improvement Project between College Boulevard and 119th Street [Project # 72063; Street & Storm: Project # 80253; Curb] - **Approved**
- Y. **Resolution No. 4732**, approving and authorizing the Mayor to execute an Inter-local Agreement between the City and the Board of Commissioners of Johnson County, Kansas for the Roe Avenue Improvement Project between 121st Street to 135th Street [Project # 72053] - **Approved**
- Z. **Resolution No. 4733**, accepting new GASB-34 Public Infrastructure [Traffic Signal] in accordance with GASB-34 Guidelines of reporting Inventory of Assets, for property located at 137th & Nall Avenue - **Approved**
- AA. **Resolution No. 4734**, accepting new GASB-34 Public Infrastructure [Vehicle Bridge, Fiber Optics Conduit, Storm Sewers, Street Lighting, Streets, Traffic Signals/Controllers] in accordance with GASB-34 Guidelines of reporting Inventory of Assets, for property located on 143rd Street between Nall Avenue and Windsor - **Approved**
- BB. **Resolution No. 4735**, accepting new GASB-34 Public Infrastructure [Right-of-Way] in accordance with GASB-34 Guidelines of reporting Inventory of Assets, for property located in Enclave at Cedar Point [131st Street, 132nd Street and Overbrook Road north of 133rd Street] - **Approved**
- CC. **Resolution No. 4736**, accepting and authorizing the Mayor to execute the National Pollutant Discharge Elimination System [NPDES] Annual Report - **Approved**

- DD. **Resolution No. 4737**, approving the City’s Stormwater Management Plan for compliance with the State Permit to discharge stormwater under the National Pollutant Discharge Elimination System [NPDES] - **Approved**
- EE. Declaration of Surplus Property: Public Works Sokkia Survey Equipment, Asset # 00588 ; 2009 JCB Backhoe, Asset # 1447; 2006 CAT Backhoe, Asset # 1279; and 2016 Skid Steer Loader, Asset # 2008 - **Approved**
- FF. **Resolution No. 4738**, approving a Final Sign Plan for Bukaty Companies (Financial Services), located south of College Boulevard and east of Roe Avenue (PC Case 02-17) *[from the January 24, 2017 Planning Commission meeting]* - **Approved**
- GG. **Resolution No. 4739**, approving a Final Plan for changes to the façade of a tenant space for Park Place – Tom Tivol Jewels, located north of 117th Street and east of Nall Avenue (PC 04-17) *[from the January 24, 2017 Planning Commission meeting]* - **Approved**
- HH. Police Department Monthly December 2016 Report
- II. Fire Department Monthly December 2016 Report
- JJ. Municipal Court Monthly December 2016 Report
- KK. Police Department Monthly January 2017 Report
- LL. Fire Department Monthly January 2017 Report
- MM. Municipal Court Monthly January 2017 Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

- Councilmember Debra Filla
 - A. Update on 9th Annual HOA Meeting and Leawood Sustainability Summit, February 21, 2017
 - B. Update on Community Gardens and discussion at March 6, 2017 Governing Body meeting

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PARKS & RECREATION ADVISORY BOARD

[from the November 15, 2016 Parks & Recreation Advisory Board meeting]

Resolution accepting Policy for gifts, sponsorships, and Naming Rights –***CONTINUED TO THE MARCH 6, 2017 GOVERNING BODY MEETING***

12. PLANNING COMMISSION

[From the January 10, 2017 Planning Commission Meeting]

- A. **Ordinance No. 2820**, approving a Revised Preliminary Plan for the Cornerstone development and a Special Use Permit for a hotel for Cornerstone Development Element Hotel, located south of 135th Street and east of Nall Avenue (PC Case 65-16) [ROLL CALL VOTE] - **Passed**

- B. Ordinance approving Planning Commission’s recommendation of denial of requests for Rezoning from REC (Planned Recreation) to RP-2 (Planned Cluster Detached Residential District), Preliminary Plan, Final Plan and Final Plat, for Village of Leawood [f/k/a Estates of Old Leawood] located north of 91st Street and east of High Drive (PC Case 113-16) [ROLL CALL VOTE] – **Continued to March 20, 2017 Governing Body Meeting**

Staff Comment: *It is the position of the City Administrator the property located west of Sagamore and the four [4] lots be downzoned to R-1 and the developer have this portion of the project replatted to three [3] lots.*

The City Administrator recognizes that the Governing Body may want to consider the property currently zoned recreation become public and owned & maintained by the City, as has been suggested by the applicant. Prior to this consideration, this issue should be vetted by the PW staff, Planning staff, P&R staff and the Parks & Recreation Advisory Board. This review would provide the Governing Body with potential improvements to be stipulated as part of any favorable consideration to accept this property as parkland. Such improvements could include but not be limited to, additional trail improvements, pet waste stations, benches, playground equipment, drinking fountain, etc. In order for this to occur this application would need to be continued to the April 3, 2017 Governing Body meeting.

13. OLD BUSINESS

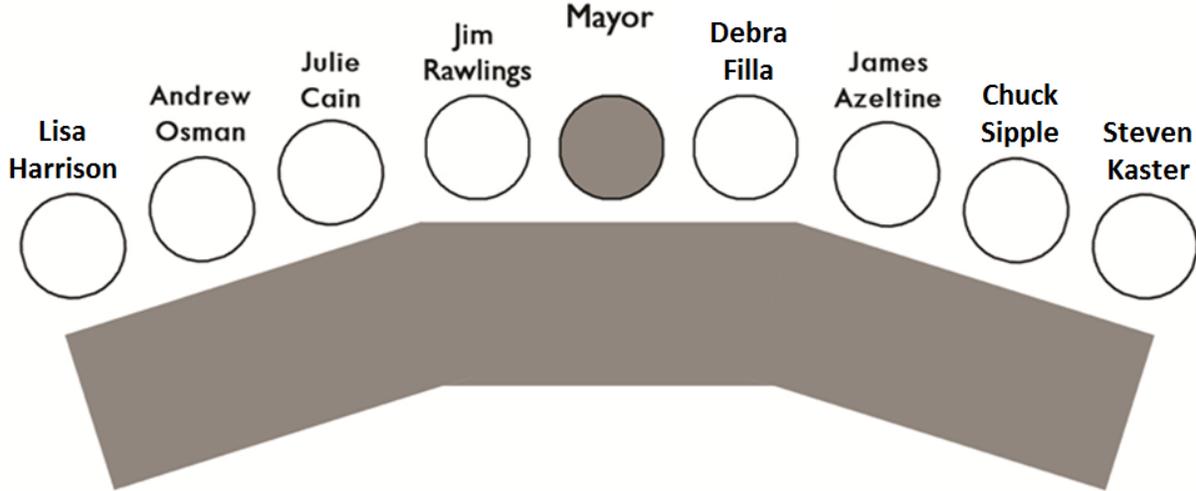
14. OTHER BUSINESS

15. NEW BUSINESS

- A. Schedule a Governing Body Executive Session on Monday, March 27, 2017, at 6:00 P.M. for Personnel Matter; City Administrator’s Annual Review - **Approved**

ADJOURN

**Mayor and City Council
Peggy Dunn**



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.

2017 SCHEDULED WORK SESSIONS			
DATE	TIME	SUBJECT	LOCATION
February 20	6:00 P.M.	Executive Session- Attorney/Client Privilege	Main Conf. Room
March 6	6:00 P.M.	Presentation of 2018-2022 Capital Improvement Projects [C.I.P.]	Main Conf. Room
March 27	6:00 P.M.	Personnel Matter: City Administrator's Annual Review	Main Conf. Room
March 28	6:00 P.M.	Joint Governing Body & Planning Commission meeting to discuss 135 th Street Corridor Study	Oak Room in Community Center
April 17	6:00 P.M.	Presentation of 2018-2022 CIP; and 2018 Budget Model Assumptions	Main Conf. Room
June 12	6:00 P.M.	Budget & Finance Committee	Main Conf. Room
June 13	6:00 P.M.	Budget & Finance Committee <i>[if needed]</i>	Main Conf. Room
June 19	6:00 P.M.	Discuss 2018 Budget Tax Lid Election <i>[if needed]</i>	Main Conf. Room
August 21		NO GOVERNING BODY MEETING	
August 21		NO WORK SESSION	