



**CITY OF LEAWOOD  
GOVERNING BODY  
MEETING AGENDA**

Monday, May 1, 2017  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

MAY 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			

JUNE 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	

**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**

Jim Rawlings  
Steven Kaster

**Ward Three**

Chuck Sipple  
Lisa Harrison

**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 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.**

Mr. Kevin Jeffries, President, Chief Executive Officer and Director of Economic Development, Leawood Chamber of Commerce, provided details of three recent incidences of concern related to on-line businesses and requirement of the Leawood Development Ordinance [LDO] that these be located in a business park. He requested the Governing Body to consider directing staff to research and clarify in the LDO that wholesale businesses that do not take physical delivery of goods could be allowed to operate outside of business parks in the same areas as other office users.

**A motion was made to direct staff to research and present at the June 5, 2017 Governing Body Meeting to amend the LDO, and institute a moratorium on the ordinance requirement in the interim; seconded by Councilmember Filla. The motion was approved with a unanimous vote of 8-0.**

- 4. PROCLAMATIONS**

**Kids to Parks Day, May 20, 2017  
Bike to Work Week, May 15-19, 2017**

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.

**5. PRESENTATIONS/RECOGNITIONS**

- A. **Resolution No. 4783**, of Ward Two Councilmember Steven Kaster, M.D. - **Approved**
- B. Introduction of visiting French Firefighter, Baptiste Blondiaux, Intern from University of Bordeaux, Dept. of Health, Safety & Environment
- C. Presentation of 2016 Annual Audit
- D. **Resolution No. 4785**, accepting the 2016 Comprehensive Annual Financial Report [Audit] for the City of Leawood, Kansas - **Approved**

**6. SPECIAL BUSINESS**

- A. **Resolution No. 4786**, accepting proposed assessments for tax year 2018 for construction of certain public and private road and parking lot related improvements and other such transportation related improvements approved by the City, located within 119<sup>th</sup> Street Development District [TDD], within the City of Leawood, Kansas; and authorizing and directing the City Clerk to give Notice thereof to the owners of properties within the District by publishing notice thereof and providing written notice to owners of property of such proposed assessments [ONE NINETEEN TRANSPORTATION DEVELOPMENT DISTRICT] [CIP #80456] - **Approved**
- B. **Resolution No. 4787**, accepting proposed 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, 117<sup>th</sup> Street, Town Center Drive and Roe Avenue and construction of storm water improvements within the City of Leawood, Kansas; and authorizing and directing the City Clerk to give notice thereof to the owners of properties within the District by publishing notice thereof and providing written notice to owners of property of such proposed assessments [PARK PLACE DEVELOPMENT] [CIP #83196] - **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 No. 2017-15 and 2017-16 - **Accepted**
- B. Accept minutes of the April 17, 2017 Governing Body meeting - **Accepted**
- C. Accept minutes of the April 17, 2017 Governing Body Work Session meeting - **Accepted**
- D. Accept minutes of the March 14, 2017 Parks & Recreation Advisory Board meeting - **Accepted**
- E. Accept minutes of the February 9, 2017 Sustainability Advisory Board meeting - **Accepted**
- F. Approve License for Nall Valley Wine & Spirits Retail Liquor Store, located at 5308 W. 151<sup>st</sup> Street - **Approved**
- G. Approve Massage Therapy License to Glowing Massage Therapy, located at 8016 State Line Road, Suite # 203, in accordance with Code § 5-510 - **Approved**
- H. Approve Final Cost Certification for 143<sup>rd</sup> Street, between Nall Avenue and Windsor in the amount of \$8,975,000 [Project # 80162] - **Approved**

- I. Approve Final Cost Certification for 2015 Curb Repair and Replacement Program in the amount of \$4,940,000 [Project # 80252] - **Approved**
- J. Approve Final Cost Certification for 2016 Curb Repair and Replacement Program in the amount of \$4,970,000 [Project # 80253] - **Approved**
- K. Approve Final Cost Certification for 89<sup>th</sup> & Mission Road Storm Sewer in the amount of \$1,105,000 [Project # 80550] - **Approved**
- L. Approve purchase in the amount of \$189,482.34 from KA-Comm, Inc., for the purchase of [50] Harris portable 2-way radios - **Approved**
- M. Approve Change Order No. 1 in the amount of \$100,000.00, to O'Donnell & Sons Construction, pertaining to the 2017 USAB/Thin Asphalt Overlay Program [Project # 70022] - **Approved**
- N. **Resolution No. 4788**, approving and authorizing the Mayor to execute an Inter-local Agreement between the City and the Board of County Commissioners of Johnson County, Kansas, pertaining to the Improvement of Sewer lines along Wenonga Road between 91<sup>st</sup> Terrace and 92<sup>nd</sup> Terrace [Project # 80217] - **Approved**
- O. **Resolution No. 4789**, calling for a Public Hearing to be heard on Monday, June 5, 2017, at 7:30 P.M., or as soon thereafter as may be heard to consider the 2018-2022 Capital Improvement Program [C.I.P.] for the City of Leawood - **Approved**
- P. **Resolution No. 4790**, approving and authorizing the Mayor to execute a Trust Agreement between the City of Leawood and other member cities of the Kansas Eastern Region Insurance Trust ["KERIT"], pertaining to the administration of the KERIT program - **Approved**
- Q. **Resolution No. 4791**, approving and authorizing the Mayor to execute a Trust Agreement between the City of Leawood and ICMA-RC, pertaining to the City's 401(a) Plan - **Approved**
- R. **Resolution No. 4792**, approving and authorizing the Mayor to execute a Trust Agreement between the City of Leawood and ICMA-RC, pertaining to the City's 457(b) Plan - **Approved**

**8. MAYOR'S REPORT**

**9. COUNCILMEMBERS' REPORT**

**10. STAFF REPORT**

**City Administrator – Pick-up of Storm Debris**

Mr. Lambers stated at the current time, there would be no collection of storm debris by the City. He had received a request from one citizen. He asked the Governing Body to advise of requests they may receive.

**COMMITTEE RECOMMENDATIONS**

**11. STORMWATER COMMITTEE**

*[from the March 29, 2017 Stormwater Committee meeting]*

- A. Recommend staff draft Engineering Agreement with Affinis Corporation to design remaining corrugated metal pipe repairs for 2018 Stormwater Improvements, Project # 80255 - **Approved**

**12. PLANNING COMMISSION**

*[from the February 28, 2017 Planning Commission meeting]*

- A. Ordinance 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) [ROLL CALL VOTE] *[Continued from the March 20, 2017 & April 17, 2017 Governing Body meetings]*–**CONTINUED TO THE JUNE 5, 2017 GOVERNING BODY MEETING**

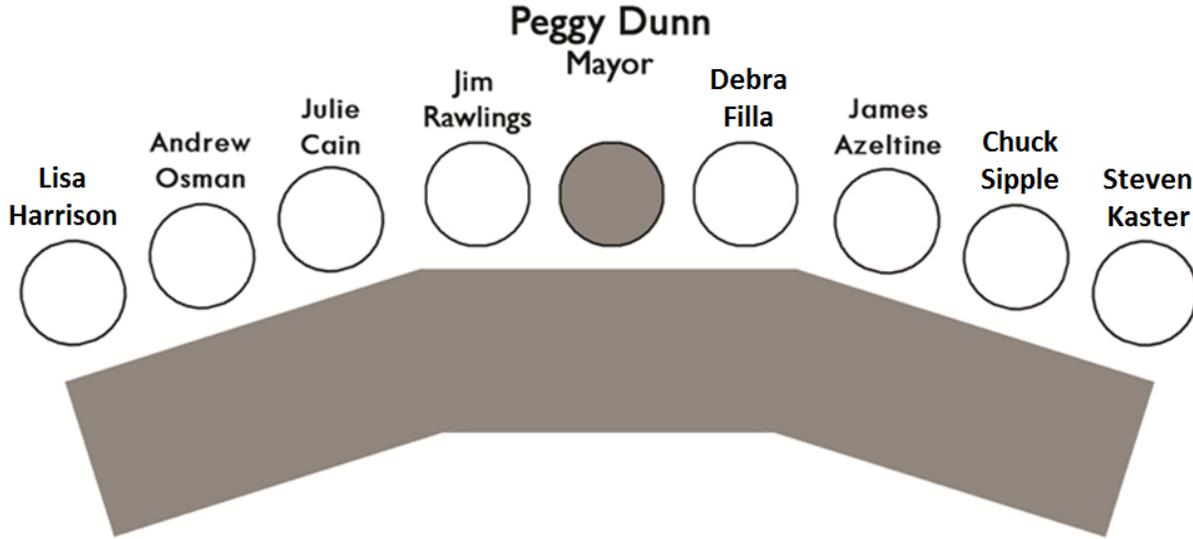
**13. OLD BUSINESS**

**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>2017 SCHEDULED WORK SESSIONS</b>			
<b>DATE</b>	<b>TIME</b>	<b>SUBJECT</b>	<b>LOCATION</b>
<b>May 15</b>		<b>NO WORK SESSION</b>	
<b>May 15</b>		<b>NO GOVERNING BODY MEETING</b>	
<b>June 12</b>	<b>6:00 P.M.</b>	Budget & Finance Committee	<b>Main Conf. Room</b>
<b>June 13</b>	<b>6:00 P.M.</b>	Budget & Finance Committee <i>[if needed]</i>	<b>Main Conf. Room</b>
<b>June 19</b>	<b>6:00 P.M.</b>	Discuss 2018 Budget Tax Lid Election <i>[if needed]</i>	<b>Main Conf. Room</b>
<b>August 21</b>		<b>NO WORK SESSION</b>	
<b>August 21</b>		<b>NO GOVERNING BODY MEETING</b>	