



**CITY OF LEAWOOD  
GOVERNING BODY  
MEETING AGENDA**

Monday, October 1, 2018  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

| OCTOBER 2018 |    |    |    |    |    |    |
|--------------|----|----|----|----|----|----|
| 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 |    |    |    |

| NOVEMBER 2018 |    |    |    |    |    |    |
|---------------|----|----|----|----|----|----|
| 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**

| <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    | Mary Larson     | 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**

**Double Ten Day, October 10, 2018**

**Fire Prevention Week, October 7-13, 2018**

**5. PRESENTATIONS/RECOGNITIONS**

**6. SPECIAL BUSINESS**

- A. **Public Hearing** Consider the vacation of a Street Right-of-Way located at 12728 State Line Road, within the City of Leawood, Johnson County, Kansas
- B. **Ordinance No. 2905**, vacating a Street Right-of-Way located at 12728 State Line Road, within the City of Leawood, Johnson County, Kansas [ROLL CALL VOTE] - **Passed**
- C. **Resolution No. 5040**, accepting a Deed of Dedication for Right-of-Way from Madden Properties, LLC, for property located at 12728 State Line Road, within the City of Leawood, Johnson County, Kansas - **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](http://www.leawood.org) no later than 96 hours prior to the scheduled commencement of the meeting.

- D. **Ordinance No. 2906C**, amending Chapter 14, Article 1 of the Code of the City of Leawood, Kansas, 2000, pertaining to regulating traffic in the City; incorporating by reference the ‘Standard Traffic Ordinance [STO] for Kansas Cities, 2018 Edition,’ with certain amendments and omissions [ROLL CALL VOTE] - **Passed**
- E. **Ordinance No. 2907C**, amending Sections 14-501 and 14-502 of the Code of the City of Leawood, Kansas, 2000, regarding impoundment of motor vehicles [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. 2018-37 and 2018-38 - **Accepted**
- B. Accept minutes of the September 17, 2018 Governing Body meeting - **Accepted**
- C. Accept minutes of the July 11, 2018 Bike/Walk Leawood meeting - **Accepted**
- D. Accept minutes of the June 14, 2018 Sustainability Advisory Board meeting - **Accepted**
- E. Accept minutes of the June 12, 2018 Historic Commission meeting - **Accepted**
- F. **Resolution No. 5041**, approving and authorizing the Mayor to execute 2019 Employee Benefit Plan documents - **Approved**
- G. Approve Change Order No. 1 in the amount of \$40,140.00, to Kissick Construction, pertaining to the 2018 CMP Replacement Program; Change Order for emergency underground repairs and reconstruction near Tee Box No. 4 on the Ironhorse Golf Course, located at 15400 Mission Road [Project # 49138 & 80255] - **Approved**
- H. Approve Change Order No. 1 in the amount of \$393,595.50, to O’Donnell & Sons Construction, pertaining to 2018 Residential Thin Lift Overlay Project; Change Order for 151<sup>st</sup> Street Left Turn Lanes at Mission Road and Mill & Overlay of 151<sup>st</sup> Street [Project Nos. 13080 and 72068] - **Approved**
- I. Approve Change Order No. 2 in the amount of \$49,502.50, to O’Donnell & Sons Construction, pertaining to 2018 Residential Thin Lift Project; Change Order for Asphalt Trail Overlay near 133<sup>rd</sup> Street [Roe Avenue to west City limits] [Project No. 70024] - **Approved**
- J. **Resolution No. 5042**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$26,659.22, with Blue Valley Public Safety, Inc., pertaining to the replacement of a storm siren located at 103<sup>rd</sup> and Wenonga - **Approved**
- K. **Resolution No. 5043**, approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$20,935.20 between the City and Creative Displays, pertaining to the holiday lighting at City Hall - **Approved**
- L. **Resolution No. 5044**, approving and authorizing the Mayor to execute an Agreement in the amount of \$9,895.20, between the City of Leawood and the City of Overland Park pertaining to improvement of the Tomahawk Creek Bike/Hike Trail from Roe Avenue to Nall Avenue - **Approved**
- M. **Resolution No. 5045**, accepting a Temporary Construction Easement from Grantor Camden Woods Homes Association, Inc., for property located on the southwest corner of 143<sup>rd</sup> & Aberdeen, Tract 6, Tract A, Camden Woods Subdivision, First Plat, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**

- N. **Resolution No. 5046**, accepting a Temporary Construction Easement from Grantor Camden Woods Homes Association, Inc., for property located on the southeast corner of 143<sup>rd</sup> & Aberdeen, Tract 12, Tract B, Camden Woods Subdivision, First Plat, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- O. **Resolution No. 5047**, accepting a Temporary Construction Easement from Grantor Camden Woods Homes Association, Inc., for property located on the southwest quadrant of 143<sup>rd</sup> & Aberdeen, Tract 15, Tract C, Camden Woods Subdivision, First Plat, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- P. **Resolution No. 5048**, accepting a Temporary Construction Easement from Grantor Camden Woods Homes Association, Inc., for property located on the southwest corner of 144<sup>th</sup> & Kenneth Road, Tract 28, Tract G, Camden Woods Subdivision, Second Plat, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- Q. **Resolution No. 5049**, accepting a Temporary Construction Easement from Grantor Camden Woods Homes Association, Inc., for property located on the northwest corner of 144<sup>th</sup> & Kenneth Road, Tract 29, Tract F, Camden Woods Subdivision, Second Plat, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- R. **Resolution No. 5050**, accepting a Temporary Construction Easement from Grantor Leabrooke Master Homes Association, Inc., for property located on the northwest corner of 145<sup>th</sup> & Kenneth Road, Tract 25, Tract A, Leabrooke Subdivision, First Plat, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- S. **Resolution No. 5051**, accepting a Temporary Construction Easement from Grantors Brian L. Ripley and Angela D. Ripley, for property located at 2800 W. 143<sup>rd</sup> Street, Tract 13, Lot 1, Stonebridge Estates Subdivision, Replat of Lots 1 & 2, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- T. **Resolution No. 5052**, accepting a Temporary Construction Easement from Grantors Sean M. Graves and Rachel L. Graves, for property located at 2620 W. 143<sup>rd</sup> Street, Tract 17, Lot 3, Willow Lake Estates Subdivision, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- U. **Resolution No. 5053**, accepting a Permanent Utility Easement from Grantors Sean M. Graves and Rachel L. Graves, for property located at 2620 W. 143<sup>rd</sup> Street, Tract 17, Lot 3, Willow Lake Estates Subdivision, pertaining to the 143<sup>rd</sup> Street Improvement Project from Windsor Lane to Kenneth Road [Project # 80129] - **Approved**
- V. Declaration of Surplus Property; weight lifting equipment from the Fire Dept. - **Approved**

**8. MAYOR’S REPORT**

**9. COUNCILMEMBERS’ REPORT**

**10. CITY ADMINISTRATOR REPORT**

Request for Budget Amendment – Upgrade Parks & Recreation position from ¾ to full time  
- **Approved**

**11. STAFF REPORT**

**COMMITTEE RECOMMENDATIONS**

**12. ARTS COUNCIL**

**[From the June 26, 2018 Arts Council Meeting]**

**Resolution No. 5054**, approving and authorizing the Mayor to execute an Artwork Sale and Ownership Agreement in the amount of \$20,000.00 between the City and Beth Nybeck, pertaining to the purchase of the Art Piece, 'Point Defiance,' located to the west of the front of Leawood City Hall, 4800 Town Center Drive - **Approved**

**13. PLANNING COMMISSION**

**[From the September 11, 2018 Planning Commission Meeting]**

Ordinance approving the Planning Commission's recommendation to deny a request for a Rezoning, Preliminary Plan, Preliminary Plat, and Special Use Permit for 135<sup>th</sup> Street and Kenneth Road – Mixed Use and Medium Density Residential, located south of 135<sup>th</sup> Street and west of Kenneth Road. (PC Case 71-18) [ROLL CALL VOTE] - **Remand to Planning Commission November 13, 2018 meeting - Approved**

**City Administrator's Comment: The City Administrator strongly supports the City's Planning Commission and Planning Staff's recommendation for denial.**

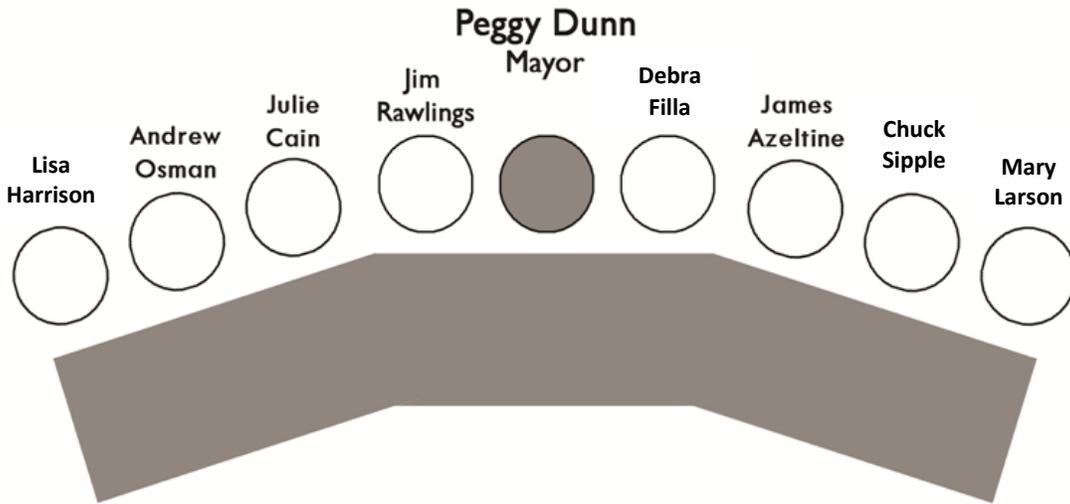
**14. OLD BUSINESS**

**15. OTHER BUSINESS**

**16. 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.

| 2018 SCHEDULED WORK SESSIONS |           |   |                 |
|------------------------------|-----------|---|-----------------|
| DATE                         | TIME      | SUBJECT   | LOCATION        |
| October 15                   | 6:00 P.M. | Continued Discussion of Redevelopment Plan for 96 <sup>th</sup> & Lee Boulevard   | Main Conf. Room |
| November 5                   | 6:00 P.M. | Proposed 2019 Fee Schedule; and Review Chamber of Commerce's Annual Economic Plan | Main Conf. Room |
| November 19                  | 6:00 P.M. | Holiday Lighting Ceremony   | Courtyard       |
| 2019 SCHEDULED WORK SESSIONS |           |   |                 |
| January 28                   | 6:00 P.M. | Discuss GB Short, Near & Long-term Goals  | Main Conf. Room |
| April 15                     | 6:00 P.M. | Presentation of CIP; Discuss 2020-2024 Budget Model Assumptions                   | Main Conf. Room |
| June 10                      | 5:30 P.M. | Budget & Finance Committee Work Session   | Main Conf. Room |
| June 11                      | 5:30 P.M. | Budget & Finance Committee Work Session<br><i>[tentative]</i>                     | Main Conf. Room |
| August 5                     |           | <b>NO GOVERNING BODY MEETING; NO WORK SESSION</b>                                 |                 |