



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, November 7, 2022
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:00 P.M.

| NOVEMBER 2022 | | | | | | | DECEMBER 2022 | | | | | | |
|---------------|----|----|----|----|----|----|---------------|----|----|----|----|----|----|
| S | M | T | W | T | F | S | S | M | T | W | T | F | S |
| | | 1 | 2 | 3 | 4 | 5 | | | | 1 | 2 | 3 | |
| 6 | 7 | 8 | 9 | 10 | 11 | 12 | 4 | 5 | 6 | 7 | 8 | 9 | 10 |
| 13 | 14 | 15 | 16 | 17 | 18 | 19 | 11 | 12 | 13 | 14 | 15 | 16 | 17 |
| 20 | 21 | 22 | 23 | 24 | 25 | 26 | 18 | 19 | 20 | 21 | 22 | 23 | 24 |
| 27 | 28 | 29 | 30 | | | | 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

Ward One

Debra Filla
Andrew Osman

Ward Two

Jim Rawlings
Mary Larson

Ward Three

Chuck Sipple
Lisa Harrison

Ward Four

Julie Cain
James Azeltine

- ROLL CALL**
- PLEDGE OF ALLEGIANCE**
- APPROVAL OF AGENDA – Approved**
- CITIZEN COMMENTS**

Persons wanting to speak during the meeting must sign in and indicate the agenda item they wish to address.

Members of the public are welcome to use Citizen Comments to make comments about City matters that do not appear on the agenda, or about items on the Consent Agenda. It is not appropriate to use profanity or comment on pending litigation, municipal court matters, or personnel issues. Speakers are requested to keep their comments to 3 to 5 minutes. A total of 30 minutes per meeting is allocated for the Citizen Comment portion of the agenda.

The Governing Body will hear comments about items appearing on the agenda from those who have signed in, as each item is considered. In the event a large number of persons sign in to speak, individual comment time may be further limited at the discretion of the Mayor.

- PROCLAMATION**

Small Business Saturday

- PRESENTATIONS/RECOGNITIONS**

Introduction of new Firefighters
Adam Griffith – Firefighter III / EMT
Joseph Read – Firefighter III / Paramedic

This meeting is open to the public. The meeting will also be livestreamed via YouTube. The link to the meeting will be posted at www.leawood.org prior to the meeting. If you wish to participate virtually, you may contact the City Clerk at cityclerk@leawood.org at least 96 hours prior to the scheduled commencement of the meeting. Persons wanting to speak during the meeting must sign in indicating the numbered agenda item you wish to address. To comment on a non-agenda item, please indicate the agenda number for Citizen Comments.

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 Email at CityClerk@Leawood.org no later than 96 hours prior to the scheduled commencement of the meeting.

7. SPECIAL BUSINESS

8. 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. 2022-42, 2022-43, and 2022-44 – **Accepted**
- B. Accept minutes of the September 19, 2022, Governing Body meeting – **Accepted**
- C. Accept minutes of the January 28, 2022, Sustainability Advisory Committee – **Accepted**
- D. Accept minutes of the March 24, 2022, Sustainability Advisory Committee – **Accepted**
- E. Accept minutes of the June 30, 2022, Sustainability Advisory Committee – **Accepted**
- F. Accept minutes of the August 25, 2022, Sustainability Advisory Committee – **Accepted**
- G. Call for a Special Governing Body meeting for Tuesday, November 8, 2022, at 11:00 a.m. for the purpose of recessing into Executive Session to discuss candidates for a non-elected personnel position – **Approved**
- H. Call for a Special Governing Body meeting for Tuesday, November 29, 2022, at 1:00 p.m. for the purpose of recessing into Executive Session to discuss candidates for a non-elected personnel position – **Approved**
- I. Call for a Special Governing Body meeting for Thursday, December 15, 2022, at 9:00 a.m. for the purpose of recessing into Executive Session to discuss candidates for a non-elected personnel position – **Approved**
- J. Appointment of Mayor Dunn as the voting delegate to National League of Cities – **Approved**
- K. Approve renewal of Cereal Malt Beverage (CMB) License for Mr. Gyros Restaurant Group located at 11707 Roe Avenue, Suite C (CC) – **Approved**
- L. **Resolution No. 5908** calling for a Public Hearing to be heard on December 5, 2022, at 7:00 P.M., or as soon thereafter as may be heard, regarding amendments to the 2022 Fiscal Budget for the City of Leawood, Kansas (FN) – **Approved**
- M. **Resolution No. 5909** amending Resolution No. 4946 and Resolution No. 5596 authorizing the improvement of a certain section of Mission Road, a main trafficway between 133rd Street and 143rd Street within the City of Leawood (Project #80175) (PW) – **Approved**
- N. **Resolution No. 5910** accepting a Permanent Utility Easement from grantors David P. and Jo Ellen Dyer for property located at 8825 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- O. **Resolution No. 5911** accepting a Temporary Construction Easement from grantors David P. and Jo Ellen Dyer for property located at 8825 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- P. **Resolution No. 5912** accepting a Permanent Utility Easement from grantor Kristina J. Hennessy, Trustee for the Kristina J. Hennessy Revocable Trust, for property located at

- 8745 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- Q. **Resolution No. 5913** accepting a Permanent Utility Easement from grantor Allison M. Coy for property located at 9019 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- R. **Resolution No. 5914** accepting a Temporary Construction Easement from grantor Allison M. Coy for property located at 9019 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- S. **Resolution No. 5915** accepting a Permanent Utility Easement from grantor D. Lance Larson for property located at 8801 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- T. **Resolution No. 5916** accepting a Temporary Construction Easement from grantors Matthew Hayes and Beth Heslowitz for property located at 9001 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- U. **Resolution No. 5917** accepting a Permanent Utility Easement from grantor Joseph A. Eby, Trustee for the Joseph A. Eby Trust, for property located at 8845 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- V. **Resolution No. 5918** accepting a Temporary Construction Easement from grantor Joseph A. Eby, Trustee for the Joseph A. Eby Trust, for property located at 8845 Mission Road, pertaining to the 2021 Mission Road (85th – 92nd) Project [Project #82082] (PW) – **Approved**
- W. **Resolution No. 5919** approving and authorizing the Mayor to execute an Independent Contractor Agreement between the City and Paint Pro, Inc., in an amount not to exceed \$21,402.54, pertaining to repainting the Administration wing, Administration front desk area, and the West Ceiling in the Public Works area (CC) – **Approved**
- X. **Resolution No. 5920** approving and authorizing the Mayor to execute an Agreement between the City of Leawood and the Johnson County Board of County Commissioners for the Public Improvement of 123rd Street from Mission Road to State Line Road [Project No. 80182] (PW) – **Approved**
- Y. **Resolution No. 5921** approving and authorizing the Mayor to execute an Agreement between the City of Leawood and the Johnson County Board of County Commissioners for a Preliminary Project Study of a Stormwater Management Project–TCP, College to Roe Stormwater Improvements [Project No. 80179] (PW) – **Approved**
- Z. **Resolution No. 5922** approving and authorizing the Mayor to execute a Second Addendum to the Agreement between the City and the Johnson County Board of County Commissioners dated June 16, 2022, pertaining to the construction of Johnson County Wastewater Pump Station No. 10/11, located south of 89th Street and west of State Line Road (PC Case 25-22) – **Approved**
- AA. **Resolution No. 5923** approving and authorizing the Mayor to execute Change Order No. 3 to the contract between the City and KBS Construction, dated November 1, 2021, in an amount not to exceed \$10,836.20, pertaining to Phase I of Ironhorse Clubhouse project (PR) – **Approved**

- BB. Approve quarterly payment to the Johnson County Sheriff's Office in an amount not to exceed \$17,400.00, pertaining to prisoner boarding (PD) – **Approved**
- CC. Approve Final payment to George Butler Associates, Inc., in an amount not to exceed \$20,375.00, pertaining to the 2022 Bridge Inspection and Inventory Project (PW) – **Approved**
- DD. Approve First and Final Pay to Superior Electrical Construction, Inc., in an amount not to exceed \$20,680.00, pertaining to the installation of fans at the Public Works Maintenance Facility (PW) – **Approved**
- EE. Approve Second and Final payment to Force America, Inc., d/b/a Varitech Industries, Inc., in an amount not to exceed \$474.89, pertaining to Brine Upgrade Installation (PW) – **Approved**
- FF. Approve Second and Final Payment to O'Dell Service Co., Inc., in an amount not to exceed \$30,898.00, pertaining to the HVAC Split System Install at the Nature Center [Project #74056] (PW) – **Approved**
- GG. Approve Second and Final payment to Phoenix Concrete, LLC, in an amount not to exceed \$500.00, pertaining to the 95th Street Concrete Patching Project (PW) – **Approved**
- HH. Approve Fourth and Final payment to Willoughby Design, in an amount not to exceed \$6,500.00, pertaining to the 75th Anniversary Branding (PR) – **Approved**
- II. Approve the purchase of equipment [2022 Redexim 1575 Overseeder] for Ironhorse Golf Course from Redexim North America in an amount not to exceed \$18,879.92 (PR) – **Approved**
- JJ. Approve the purchase of workstation equipment for the Police Communications Center from Xybix Systems, Inc., in an amount not to exceed \$96,995.45 (PD) – **Approved**
- KK. Approve the purchase of License Plate Reader installations for the Police Department from Electronic Technology, Inc., in an amount not to exceed \$21,490.00 (PD) – **Approved**

9. COMMITTEE RECOMMENDATIONS

- A. Resolution approving and authorizing the Mayor to execute a Development Agreement between the City of Leawood and Oddo Development Company, Inc., pertaining to the funding of the potential installation of traffic calming measures north of the East Village Development, contingent upon approval of Case No. 85-22 – **Failed, 5-3**

Referred to the Public Works Committee for further study and optional traffic calming measures, per City of Leawood policy – **Approved**

From the October 11, 2022 Planning Commission meeting:

- B. Resolution No. 5925 approving a Final Plan and Final Plat for East Village (Previously Cameron's Court) – Phase 1 and 2, located south of 133rd Street and east of Pawnee Lane (PC 85-22) – **Remanded to the December 13, 2022 Planning Commission meeting**

10. MAYOR'S REPORT

11. COUNCILMEMBER REPORTS – None

12. INTERIM CITY ADMINISTRATOR'S REPORT

13. STAFF REPORTS

- A. Chris Claxton, Director of Parks and Recreation – Report on Projects in Progress – **Deferred to December 5, 2022 Governing Body meeting**
- B. David Ley, Director of Public Works – Report on Projects in Progress – **Deferred to December 5, 2022 Governing Body meeting**
- C. Nic Sanders, Director of Human Resources – Report on Parks and Public Works Maintenance salary adjustments – **Approved recommendation**

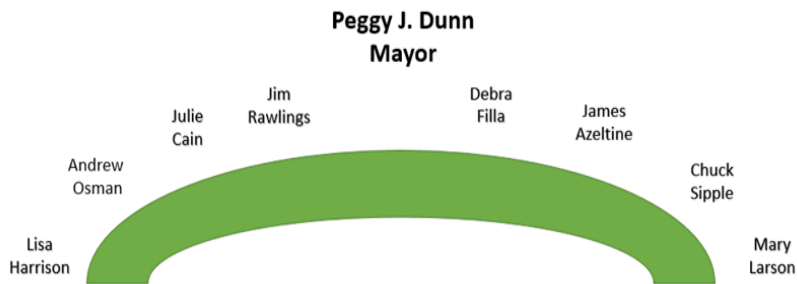
14. OLD BUSINESS – None

15. NEW BUSINESS

Schedule Governing Body meeting on Monday, November 21, 2022 at 7:30 P.M. – **Approved**

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. 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.

| DATE | TIME | SUBJECT | LOCATION |
|-------------------|---------|---------------------------|-----------------|
| November 21, 2022 | 6:00 PM | Holiday Lighting Ceremony | Courtyard |
| November 21, 2022 | 7:30 PM | Governing Body | Council Chamber |
| December 5, 2022 | 7:00 PM | Governing Body | Council Chamber |
| December 19, 2022 | 7:00 PM | Governing Body | Council Chamber |