

Minutes

DVD No. 380

The City Council of the City of Leawood, Kansas, met in regular session in the Council Chambers, 4800 Town Center Drive, 7:30 P.M. on Monday, November 7, 2016. Mayor Peggy Dunn presided.

**Councilmembers Present:** Jim Rawlings, Andrew Osman, Debra Filla, Chuck Sipple, Julie Cain, Lisa Harrison, James Azeltine and Dr. Steven Kaster

**Councilmembers Absent:** None

**Staff Present:** Scott Lambers, City Administrator                      Patty Bennett, City Attorney  
Karl Weinfurter, Info. Services Specialist II      Chief Troy Rettig, Police Department  
Chris Claxton, Parks & Recreation Director      Joe Johnson, Public Works Director  
Richard Coleman, Comm. Dev. Director              Debra Harper, City Clerk

**Others Present:** Kevin Jeffries, Chief Executive Officer, Board President and Director of Economic Development, Leawood Chamber of Commerce

1.     **PLEDGE OF ALLEGIANCE** – Lead by Life Scouts and a Star Scout from Boy Scout Troop 10. Scoutmaster Dave Powell presented a 400 Eagle Scouts Patch to Mayor Dunn, stating the troop is working hard on their 500 Eagle Scouts Patch.

2.     **APPROVAL OF AGENDA**

Mayor Dunn stated the agenda had been amended to designate Councilmember Osman’s Referral to Public Works under Councilmembers Report as Agenda Item 9.A., add Agenda Item 9.B., Councilmember Filla – Community Gardens, and also include a staff report by Mr. Lambers, City Administrator, in Agenda Item 10.

**A motion to approve the amended agenda was made by Councilmember Rawlings; seconded by Councilmember Sipple. The motion was approved with a unanimous vote of 8-0.**

3.     **CITIZEN COMMENTS** – None

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 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**
- ▶ **Turn on Porch Lights for Veterans Day, November 11, 2016**
  - ▶ **World Pancreatic Cancer Day, November 17, 2016**
  - ▶ **National American Indian Heritage Month, November 2016**

Mayor Dunn read the “Turn the Porch Lights for Veterans Day, November 11, 2016” proclamation and presented to veteran and Councilmember Rawlings, who stated he would provide the original proclamation to the member of the Leawood Historic Commission who had requested.

Mayor Dunn read the “World Pancreatic Cancer Day, November 17, 2016” proclamation and presented several originals of the proclamation to requestor Mr. David Lindley, whose wife was a victim of pancreatic cancer and had passed away. Mr. Lindley stated he works hard in the Kansas City area to support and raise funds for the pancreatic network worldwide. Mayor Dunn stated she had lost a personal friend to pancreatic cancer. She thanked Mr. Lindley for his work and expressed sympathy for the loss of his wife.

Mayor Dunn read the “National American Indian Heritage Month, November 2016” proclamation. No one was present to accept.

5. **PRESENTATIONS/RECOGNITIONS** – None

6. **SPECIAL BUSINESS** – None

7. **CONSENT AGENDA**

Consent agenda items have been studied by the Governing Body and determined to be routine enough to be acted on 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. 2016-42
- B. Accept minutes of the October 24, 2016 Governing Body meeting
- C. Accept minutes of the April 20, 2016 Bicycle Friendly Committee meeting
- D. Accept minutes of the June 1, 2016 Bicycle Friendly Committee meeting
- E. Approve renewal of Cereal Malt Beverage [CMB] License for Mr. Gyros Greek Food & Pastries, located at 11707 Roe
- F. Approve Change Order No. 2 in the amount of \$4,464.50 to Warren Moore Painting LLC, pertaining to the Painting at Ironwoods Lodge, cabins, and Nature Center, located within Ironwoods Park, 14701 Mission Road
- G. Approve First and Final Pay Request in the amount of \$27,593.00 to Precision Concrete Cutting Midwest, for sidewalk cutting repairs located in Hunter’s Ridge and Waterford Subdivisions
- H. **Resolution No. 4701**, calling for a Public Hearing to be heard on Monday, December 5, 2016, at 7:30 P.M., or as soon thereafter as may be heard, regarding amendments to the 2016 Fiscal Budget for the City of Leawood, Kansas
- I. **Resolution No. 4702**, approving the 2017 Human Service Fund Recommendation Report from United Community Services of Johnson County [UCS] and the City of Leawood’s participation for an amount not to exceed \$12,500

- J. **Resolution No. 4703**, approving a Final Plan for changes to storefront façade for Town Center Plaza - Cyclebar Health Club [Fitness Retail & Classes], located north of 119<sup>th</sup> Street and east of Nall Avenue [PC Case 99-16] *[from the October 25, 2016 Planning Commission meeting]*
- K. **Resolution No. 4704**, approving a Revised Final Plat, for Pavilions of Leawood, 7<sup>th</sup> Plat, located north of 148<sup>th</sup> Street and east of Delmar [PC Case 106-16] *[from the October 25, 2016 Planning Commission meeting]*
- L. Declaration of Surplus Property: [1] Bobcat Skid loader, PW Unit # 476, last 4 VIN/3798; [4] flood lights; 3 emergency light bars; other various Fire Department equipment

Mayor Dunn requested Consent Agenda Item 7.I. be pulled.

**A motion to approve the remainder of the Consent Agenda was made by Councilmember Filla; seconded by Councilmember Azeltine. The motion was approved with a unanimous vote of 8-0.**

- I. **Resolution No. 4702**, approving the 2017 Human Service Fund Recommendation Report from United Community Services of Johnson County [UCS] and the City of Leawood's participation for an amount not to exceed \$12,500

Mayor Dunn recognized and complimented the good work of Marya Schott, UCS Community Initiatives Director and Cathleen Lawless, Leawood's Drug and Alcohol Council Representative at UCS, who were not in attendance.

**A motion to approve Consent Agenda Item 7.I. was made by Councilmember Filla; seconded by Councilmember Cain. The motion was approved with a unanimous vote of 8-0.**

## 8. MAYOR'S REPORT

- A. On behalf of the City of Leawood, I extend sincere sympathies to family and friends of Leawood resident John Erwin who passed away on October 28, 2016 at age 84. John was very active with the Leawood Chamber of Commerce in the beginning of its existence serving as both accountant and auditor.
- B. City Administrator Scott Lambers and I joined Police Chief Troy Rettig and members of his leadership team at the Metropolitan Organization to Counter Sexual Assault [MOCSA] Johnson County Fall Forum. The keynote speaker was Sofie Karasek, Co-Founder of End Rape on Campus. She talked about the steps we can take to make our campuses and communities safer.
- C. Thanks to Human Resources Director Nic Sanders for organizing the City of Leawood United Way kick-off breakfast. Councilmembers Jim Rawlings and Chuck Sipple were also in attendance. The City's campaign will run through November 18, 2016. My thanks to all participants for this very worthy cause.
- D. Participated in the Leawood Chamber of Commerce ribbon cutting for Mutual of Omaha Bank located in Pinnacle V along Tomahawk Creek Parkway. The group began in the insurance business 107 years ago, and have just begun their ninth year in the banking business. They have 30 locations in 12 states, and Leawood is their headquarters in this region. We wish them much success.

- E. Congratulations are once again in order for our fine City. Leawood was named 2016's 3<sup>rd</sup> Best Small City in America in a recent study by WalletHub.com. They ranked 1,268 cities with populations between 25,000 and 100,000. There were 30 key metrics ranges from "housing costs" to "school-system quality" to "number of restaurants per capita" to "crime rate." This award speaks volumes about our outstanding quality of life, and we do not take it for granted.
- F. As you have heard, "imitation is the highest form of flattery." Not to be outdone by Police Chief Troy Rettig's recruitment of five-year old Officer Oliver, Fire Chief Dave Williams is recruiting four-year old Declan Houlehan who declares that he "wants nothing more than to grow up to be a fireman," according to his parents. My thanks to the men and women at Fire Station No. 2 for the kindness they have shown the Houlehan children.
- G. Tomorrow is Election Day. Please exercise your duty and vote. It is one of our greatest honors.

## 9. COUNCILMEMBERS' REPORT

- A. Councilmember Osman – Referral to Public Works Committee

Councilmember Osman, Public Works Committee Chair, stated he had three items to bring forth. The first was in regard to the Action Summary of the Public Works Committee Meeting held Wednesday, November 2, 2016, which included a significant number of residents pertaining to sidewalks on Mission Road between 119<sup>th</sup> and 124<sup>th</sup>. Once the meeting minutes are finalized and brought back to the Governing Body, the Governing Body may need to further review and expect to hear resident pros and cons.

The second item is a referral back to the Public Works Committee about possibility for repair/replacement of sidewalks along Mission Road by and slightly north of Cure of Ars Catholic School.

Councilmember Filla requested that Public Works address all sidewalks in a broader manner regarding primary and safe routes to schools for children. Mayor Dunn stated the safe routes to school had been addressed in the past and the bicycle-pedestrian master plan had been developed and approved for the entire City.

**A motion to approve the refer Mission Road sidewalks by Cure of Ars back to the Public Works Committee was made by Councilmember Osman; seconded by Councilmember Filla. The motion was approved with a unanimous vote of 8-0.**

Councilmember Osman stated a few years ago the City improved 85<sup>th</sup> Terrace, connecting Lee Boulevard to State Line Road, and had spent an extensive amount of time looking at various issues and traffic calming methods. Subsequently, the City changed the street width and also installed speed tables in three different areas of the street. There has been a request for the City to review and possibly change the traffic flow on this street as drivers are pulling into resident driveways to turn around on State Line Road. The reason for using driveways for U-turns is unknown.

Mayor Dunn stated Mr. Johnson, Public Works Director, has been studying the issue and would have information to share with the Public Works Committee. Mr. Johnson stated the resident who had contacted the City about the driveway issue would be invited to attend the Public Works Committee meeting.

**A motion to approve the refer 85<sup>th</sup> Terrace traffic review to the Public Works Committee was made by Councilmember Osman; seconded by Councilmember Filla. The motion was approved with a unanimous vote of 8-0. The motion was approved with a unanimous vote of 8-0.**

B. Councilmember Filla – Community Gardens

Councilmember Filla stated the pilot Community Garden had been closed in preparation for the accelerated construction of new Fire Station No. 1 at the site. She made a recommendation to form a collaborative staff-citizen Work Group to look at possible future community garden sites in addition to, or in lieu of, the former site. She stated staff has had some discussion on the potential to partner with schools, and there could be the possibility of distributed sites throughout the City at churches, Home Owner Association common grounds and retirement facilities. In addition, the Work Group could review lessons learned, determine how to assess public interest and consider off-site sign-offs, and also develop a multi-site roll-out plan, plot maintenance rules, roles and responsibilities of gardeners and staff, and costs/fees. Several gardeners have expressed interest and Work Group member names would be brought back before the Governing Body at the next meeting.

Mayor Dunn stated the group would be a Task Force, a sub-committee of the Sustainability Advisory Board, with duration to end in March 2017. She confirmed with Ms. Claxton, that one member of the Parks & Recreation staff would be appointed to the Task Force, and confirmed with Councilmember Filla that Task Force member names would be included in the next Governing Body meeting agenda packet. City Clerk, Ms. Harper, confirmed packet material deadline for the next Governing Body meeting would be Noon, Friday, November 11, 2016.

**A motion to approve the recommendation was made by Councilmember Osman; seconded by Councilmember Filla. The motion was approved with a unanimous vote of 8-0.**

**10. STAFF REPORT**

Scott Lambers, City Administrator

Mr. Lambers presented each Governing Body member with the new Fire Department patch, revised to include the City's tree/moon logo and to acknowledge two department achievements: International Accreditation and the highest rating of ISO 1. The combination of accreditation and ISO 1 rating is held by only 48 of the 27,198 fire departments in the United States.

Mr. Lambers stated the number of Governing Body meeting agenda items are in a declining mode, which is expected to continue. Planning items are fewer and occurring less frequently, and additional development after 135<sup>th</sup> Street would not happen for several years. Work Session requests are also on the decline. He stated his goal to streamline the planning process from the current three months to two months, still providing time for citizen protest petitions, facilitated at a once-monthly Governing Body meeting. Planning items would be scheduled for the third Monday Governing Body meeting, along with the usual housekeeping items, resulting in a slightly longer meeting duration. There could be occasions when the Governing Body would need to meet on the first Monday of a month, or if there are significant Planning items, both a first and third Monday meeting would be held, with housekeeping items placed on the first Monday agenda and major Planning items placed on the third Monday agenda. Governing Body meetings would still be scheduled for both the first and third Mondays each month per ordinance, and attendees need to continue to reserve both dates/times in their calendars, but a scheduled first Monday meeting could be cancelled for lack of agenda items.

Mayor Dunn thanked Mr. Lambers for being proactive and reminded all attendees to continue to reserve the schedule meeting dates/times.

Mayor Dunn reminded the holiday lighting ceremony would be November 21, 2016 at 6:00 P.M. in advance of the 7:30 P.M. Governing Body Meeting. A light sandwich meal would be available to the Governing Body.

***COMMITTEE RECOMMENDATIONS***

**11. PLANNING COMMISSION** – None

**12. OLD BUSINESS** – None

**13. OTHER BUSINESS** – None

**14. NEW BUSINESS** – None

**ADJOURN**

There being no further business, the meeting was adjourned at 8:10 P.M.

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Debra Harper, CMC, City Clerk

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Cindy Jacobus, Assistant City Clerk [Transcription]