

Regular Meeting**THE LEAWOOD CITY COUNCIL****January 21, 2020****Minutes**

Councilmembers Present: Jim Rawlings, Julie Cain, Debra Filla, Andrew Osman, James Azeltine and Chuck Sipple, Mary Larson, and Lisa Harrison.

Councilmembers Absent: none

Staff Present: Scott Lambers, City Administrator	Patty Bennett, City Attorney
Dawn Long, Finance Director	Mark Tepesch, Info. Services Specialist III
Richard Coleman, Planning Director	Chief Troy Rettig, Police Department
Dave Williams, Fire Chief	Chris Claxton, Parks and Rec Director
Nic Sanders, HR Director	Kelly Varner, City Clerk
David Ley, Public Works Director	

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

1. PLEDGE OF ALLEGIANCE – led by Scouts from Webelos Pack 3395

2. APPROVAL OF AGENDA

A motion to approve the agenda was made by Councilmember Harrison, seconded by Councilmember Sipple. Motion was approved with a unanimous vote of 8-0.

3. CITIZEN COMMENTS – will be taken during Item No. 14.

4. PROCLAMATIONS - None

5. OATHS OF OFFICE Administered to Mayor-Elect Peggy Dunn, Councilmembers-Elect Jim Rawlings, James Azeltine, Lisa Harrison, and Andrew Osman for terms expiring in 2024

City Clerk Kelly Varner presented the oaths individually.

Mayor Dunn offered congratulations and thanksgiving for the members' willingness to serve.

6. ROLL CALL OF MAYOR AND COUNCILMEMBERS

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.

B. Accept Minutes of the January 6, 2020 Governing Body Meeting

D. Approve renewal of Cereal Malt Beverage (CMB) License for Hen House, located at 11721 Roe Avenue (CC)

- E. **Resolution No. 5298**, approving and authorizing the Mayor to execute a Fiduciary Engagement Letter with Stifel, Nicolaus & Company to provide financial advisory services (F)
- F. Approve payment in the amount of \$19,656.19 to Halbrook Farms Single Family Residence Community Association for LED Lighting Reimbursement, in connection with street light electricity savings from 2019 invoices (PW)
- J. **Resolution No.5301**, approving and adopting a Revised Region L Multi-Jurisdictional Hazard Mitigation Plan (LFD)
- K. Approve payment in the amount of \$19,538.40 to Johnson County for reimbursement of Police Academy expenses (LPD)
- L. Police Department Monthly Report

Mayor Dunn requested 7.M. be pulled.
 Councilmember Sipple requested 7.A. and 7.G. be pulled.
 Councilmember Harrison requested 7.H. be pulled.
 Councilmember Filla requested 7.C. be pulled.
 Councilmember Azeltine requested 7.I. be pulled.

A motion to approve the remainder of the Consent Agenda was made by Councilmember Larson, seconded by Councilmember Azeltine. Motion was approved with a unanimous vote of 8-0.

A. Accept Appropriation Ordinance Nos. 2019-52, 2019-53 and 2020-1

Councilmember Sipple recused himself from voting on Item 7.A. because his wife's name is listed as a payee. She is employed as a contractor in the Parks Department.

A motion to approve Item 7.A. was made by Councilmember Filla, seconded by Councilmember Azeltine.

Councilmember Rawlings noticed an expense item for \$30.71 for crickets for nature center reptiles and asked if it was in the budget.

Mayor Dunn said it was.

Motion was approved with a unanimous vote of 7-0, including a recusal from Councilmember Sipple for reasons stated.

C. Accept Minutes of the December 10, 2019 Parks and Recreation Advisory Board Meeting

Councilmember Filla was interested in the possible names for the new park land at 89th and Sagamore and the discussion of using a crossing. She wanted to add the suggestions Old Leawood Crossing and Neighbors Crossing or Neighbors Park.

Mayor Dunn stated that Ms. Claxton is taking suggestions to be discussed at a future Parks Board meeting.

A motion to approve Item 7.C. was made by Councilmember Filla, seconded by Councilmember Sipple. Motion was approved with a unanimous vote of 8-0.

- G. Approve payment in the amount of \$888.10 to Siena Homes Association, Inc. for LED Lighting Reimbursement, in connection with street light electricity savings from 2019 invoices (PW)

Councilmember Sipple recused himself from voting on Item 7.G. because he is a member of the Homes Association Board involved in the project.

A motion to approve Item 7.G. was made by Councilmember Filla, seconded by Councilmember Osman.

Mayor Dunn stated that it is a wonderful project.

Councilmember Filla stated that Item 7.F. is the same concept. She noted that LED lighting is part of the playbook she will discuss later in the evening. She asked if other municipalities helped private streets purchase LED lighting.

Mr. Lambers was not aware of other cities helping with private streets.

Councilmember Filla mentioned it might be worth sharing.

Motion was approved with a unanimous vote of 7-0, including a recusal from Councilmember Sipple for reasons stated.

- H. **Resolution No. 5299**, approving and authorizing the Mayor to execute an Engineering Services Agreement between the City and Burns & McDonnell Engineering, Inc., in the amount of \$965,700.00 for design services for Mission Road, from 133rd Street to 143rd Street [#80175] (PW)

Councilmember Harrison noticed the project includes a traffic study to determine if Mission Road between 137th and 143rd should be three or four lanes. She asked when that element would be communicated to the neighborhood.

Mr. Ley stated that once the contract is signed, the traffic study will take 2-3 months. Then, the decision will be shared with the Public Works Committee. They will make a recommendation back to City Council to proceed with either the three or four lanes.

Councilmember Harrison asked if it would be a different of 11-12 feet.

Mr. Ley replied that the total width of the street would be the same either way; it could just have an island if it had fewer lanes. It will have one lane with each direction and a turn lane where necessary. The outside curb will be in the same location.

Mayor Dunn noted that curbing would be torn out in the future and voiced concerns about it.

Mr. Ley stated that is why the plan was to keep the outside curb at the full four-lane width. If a three-lane road is built in 2022 and a fourth lane is necessary in the future, the island would be removed.

Mayor Dunn asked if anything would be done to the perimeter curbing.

Mr. Ley replied that the sidewalk would stay in the same location.

A motion to approve Item 7.H. was made by Councilmember Harrison, seconded by Councilmember Cain. Motion was approved with a unanimous vote of 8-0.

- I. **Resolution No. 5300**, approving and adopting a Revised Emergency Operations Plan [EOP] for the City of Leawood, Kansas (LFD)

Councilmember Azeltine expressed support of updating the plan and coordination with other municipalities in the city and state. He did not get the operation plan in his packet and would like to see it.

A motion to approve Item 7.I. was made by Councilmember Azeltine, seconded by Councilmember Filla.

Mayor Dunn asked if the Deputy Chief would like to address the comment.

Mayor Dunn repeated that he would have a copy for Mr. Azeltine first thing in the morning.

Motion was approved with a unanimous vote of 8-0.

- M. Fire Department Monthly Report
- N. Municipal Court Monthly Report

Mayor Dunn shared her delight with the upgrade of the EMS equipment. The entire City of Leawood has been on the same Cardiac Response Platform, compatible with all response partners across the county. She stated that this is all partially due to a very generous private donation from the Cocherl Foundation.

A motion to approve Item 7.M. was made by Councilmember Larson, seconded by Councilmember Harrison. Motion was approved with a unanimous vote of 8-0.

8. MAYOR'S REPORT

- A. Offered sincere sympathies to wife Mary Anne and the entire family on the passing of Charles Lusk who passed away on January 8. Charles was an avid volunteer for the City of Leawood; serving as a member of the Leawood Foundation Board of Directors, a member of the Leawood Historic Commission and the Leawood Rotary Club. He will be sorely missed. She asked we join in a moment of silence.
- B. In your packet is a copy of the Leawood Chamber's 2020 State Legislative Priorities that was distributed at their recent Legislative lunch. She was joined by Councilmembers Osman, Rawlings, Harrison and Sipple to hear all of our legislators provide forecasts for the upcoming session.

- C. Mission Hills Mayor David Dickey hosted our January Council of Mayors meeting where Kansas City Mayor Quinton Lucas was the guest speaker. A great portion of the meeting dealt with legislative projections by Overland Park’s Lobbyist.
- D. Councilmember Filla and Sipple joined me at the Legislators Conveners Reception held at the Johnson County Community College sponsored by both the City of Leawood and the Leawood Chamber.
- E. Mayor Dunn attended the Martin Luther King Legacy & Scholarship Awards Dinner, sponsored by the NAACP representing Olathe, Overland Park and Leawood along with Police Chief Troy Rettig and Fire Chief Dave Williams and members of their leadership teams.
- D. Mayor Dunn shared copies of the Notre Dame De Sion High School, Le Journal. There was an article written by Leawood resident Kate Vankeirsbilck entitled “*All is Good in Leawood*”. In the article, she focused on Leawood being awarded the best small City in America for the second year in a row. She passed copies of the magazine to members of the Council and noted that the article can be found on page 5.
- E. She offered congratulations to the City of Leawood for their first award in 2020. HomeSnacks has ranked Leawood the number 1 best place to live in Kansas for the second year in a row. This is determined with the use of science data from the Census and FBI on things that people care about in a place such as: low crime, quality of life and friendly neighborhoods. The article notes that after analyzing everything from the weather, amenities to crime and education they developed a list and Leawood came in as number one.
- F. Reminded everyone of the Lunar New Year celebration next Sunday. It is the year of the Rat that they will be bringing in. It will be on January 26, 2020 at Vista 154, Ironhorse Golf Club at 5:00 P.M.
- G. Extended congratulations to Taiwan President Tsai Ing-wen on her recent re-election as Taiwan’s President. I sent a letter on behalf of all of us to I-Lan Mayor Chiang and asked that he please share with her our congratulations. I have had the pleasure of meeting her on two occasions. Mayor Dunn noted that she respects her and her good work and that it was terrific that she won with quite a landslide.

9. COUNCILMEMBERS’ REPORT –

Councilmember Filla – Climate Action Playbook review

Councilmember Filla showed a video about the Climate Action Playbook. She provided an update on Climate Action KC. Four US cities participate in the grassroots program, including Leawood. She noted that Climate Action KC’s website has a link that shows all the speakers, including Mayor Mike Kelly, Councilmember Lindsey Constance, Keynote Speaker Paul Hawken. Sharice Davids attended as well as Lieutenant Governor Lynn Rogers. She reviewed other points highlighted on the website. She also spoke about the workshop she attended, along with Kathy Corbin, Alicia Jennings from the SAB (Sustainability Advisory Board) Committee, Bill Blessing from Leawood’s Bike-Walk Committee, and Leawood Parks and Recreation Director Brian Anderson. Councilmember Filla pointed out that Leawood is called out as an implementer of solutions based on acting on the Renewables Direct program. She pointed out that Leawood has many opportunities to do more to encourage natural solutions. SAB will have a dinner meeting on April 18, 2020.

Mr. Lambers stated he is in the beginning stages of reviewing the 44 items included in the playbook. Some have already been implemented, and another will be adopted later in the evening. Some are not

applicable to a city such as Leawood. The decision to implement ideas will come before the Governing Body.

Councilmember Sipple pointed out that some of the items in the book could be incorporated into the discussion on short- and long-term goals for Leawood.

Mr. Lambers stated he would not be ready to discuss items so quickly but that he would get out a separate report that could stand on its own.

10. CITY ADMINISTRATOR REPORT

Mr. Lambers stated that the news stations had discussed various ways to celebrate Dr. Martin Luther King, one of which was to coordinate a short-term volunteer activity to make a difference on the day. He would like to ask human resources to come up with a weather-appropriate project for employees.

11. STAFF REPORT - None

COMMITTEE RECOMMENDATIONS

12. PLANNING COMMISSION

[from the October 22, 2019 Planning Commission Meeting] Ordinance amending Section 16-2-10.3 of the Leawood Development Ordinance entitled “Materials and Colors” and repealing existing Section 16-2-10.3 and other sections in conflict herewith. (PC Case 39-19) [ROLL CALL VOTE] [continued from December 2, 2019] In light of the discussion item on this agenda under “Other Business,” staff requests that the Governing Body continue this case to March 2, 2020.

A motion to continue Item 12 (PC Case 39-19) to the March 2, 2020 Governing Body meeting was made by Councilmember Azeltine, seconded by Councilmember Larson.

Councilmember Osman appreciated the understanding of staff that they want to extend the issue, but he pointed out that he asked for options to be brought back. He felt that the end of January was appropriate for staff to compile information and give a report. The development team came in the middle of January, and the plan was approved, pending the results of this case. He wondered if the developer had been notified and was concerned about pushing back the discussion based on Ranch Mart’s timeline.

Mayor Dunn felt the developer was approved to use the manufactured stone.

Patty Bennett, City Attorney agreed and stated there was no stipulation regarding manufactured or natural stone.

Richard Coleman, Community Development agreed that since it was approved, there was no need for notification.

Councilmember Osman apologize for the misunderstanding.

Mayor Dunn pointed out that the discussions that evening led to discussing manufactured stone.

Motion was approved with a unanimous vote of 8-0.

13. OLD BUSINESS

14. OTHER BUSINESS

Richard Coleman- Manufactured Stone and Masonry Veneers

Mr. Coleman stated that staff has been evaluating stone products for quite a while. They asked builders and developers to use something other than manufactured stone because it had failed on several buildings in Leawood. The manufacturers have recently formed an association to attempt to standardize the manufacturing process for manufactured stone, which is a step in the right direction. Staff has met with Sturgis Materials, a major masonry and stone supplier in Kansas City. Sturgis no longer supplies manufactured stone because of issues with standing behind the product. Staff also met with Glen Gery, one of the largest brick, stone, and manufactured stone makers in the United States. They were informative about the differences between stone, thin-set stone, manufactured stone, and brick. They spoke of the benefits of the different products as well as the manufacturing process. Stone is a natural product that does not need added chemicals. The pyramids were built with stone and are still standing, as is The Redemptorist Church. Mr. Coleman worked with stone extensively when working in Kansas City, Missouri, including work on refurbishing Liberty Memorial. Stone is a durable material. The meeting with Glen Gery revealed that thin-set stone is cost-competitive with manufactured stone. He stated that staff would like to continue evaluating the specifications for manufactured stone and the association's guidelines in order to establish a basis for potentially allowing manufactured stone. He hoped to return with a draft ordinance after compiling information.

Councilmember Azeltine asked if there was a way to get information on application as well because it seemed to be the big argument on the part of the developer in the recent case.

Mr. Coleman stated that thin-set masonry and stone are adhered to buildings similarly. Manufactured stone is somewhat similar, but it does not usually have a back or it is directly applied to mesh.

Councilmember Azeltine stated that so many professions have professional designations that could perhaps play into the decision-making process.

Mr. Coleman replied that the manufactured stone industry is in the process of creating the standards for their business, but that has only been in the last three years; therefore, the longevity of the standards has yet to be seen. Some of the products look nice. The issue is whether they will weather in time. Many new building products have been created over the last 50 years. Some have been fine; some have failed somewhat dramatically, including imitation roofing materials as an example.

Councilmember Azeltine stated that the building code may need to be evaluated in order to maintain standards.

Mr. Coleman affirmed that any changes would be made to the building code as well as to the LDO (Leawood Development Ordinance).

Councilmember Osman stated that Leawood has some superior building projects and asked Mr. Coleman to consider including examples in the city in his report.

Mr. Coleman stated that it would be an undertaking because he would need to track down the developer and get the data for each one. He agreed that many projects look nice and pointed out that the palette of allowed materials in Leawood has expanded in the last couple of years.

Councilmember Osman said he would work with staff to put a list together.

Mr. Coleman pointed out that some buildings in Leawood had processes that did not meet code during the building process. He was not sure if other cities were as diligent in ensuring the correct materials were being used.

Kevin Jeffries, Leawood Chamber and EDC (Economic Development Council), 13451 Briar, Leawood, appeared and agreed with Mr. Coleman regarding taking time to consider materials and installation. He stated that many of the examples given were monuments and city buildings, which are public investments that are interested in the long term. Private developers and private money being invested creates a slippery slope when the materials and installation are dictated. He felt that the requirements could become too specific for private developers. He gave an example of the French Market at 95th and Metcalf, which was all brick and is now gone after 40-50 years. His advice was to keep in mind that private dollars should be considered from a different perspective than public dollars when prescribing the higher-cost materials. Additionally, the Leawood EDC had a meeting on December 18th to consider the materials. Natural materials come with a great deal of variation as well. The EDC spoke with a group of 10-15 installers, construction contractors, and architects to get input from their perspective. He hoped to keep drawing on their knowledge as standards are developed. Almost all say that installation is the key element for longevity and durability. Additionally, they need good water runoff, which is true with limestone as well. According to the presenters at the meeting, PSI (pounds per square inch) is important on something being driven over, but it is not as important on a wall. The manufactured products have added colors, which can overcome some of the problems with the prior installations. He also wanted to ensure that the ordinance consider energy efficiency. He did not dispute that limestone is a great material but pointed out that it weathers with a patina. He showed an example of Kingwood Manor on Wornall that used manufactured stone and another from other companies called Coronado Stone and El Dorado. He pointed out that many of the manufacturers have installation guides. He encouraged prescribing standards without getting specific on building materials. He also spoke about roofing materials and pointed out that 75% of Leawood residences are priced below the price of what is currently being built in Leawood. Many are moving out of Leawood because they cannot find a home priced comparably with their current home. If high-cost materials are going to be required on multi-family buildings, it creates a potential financial hardship as well as a need for additional structural work. He offered to do legwork on any additional research needed.

Councilmember Harrison asked if it was correct that if a private developer were to put up manufactured stone that begins to fail miserably, the City would issue a citation and require repair.

Mr. Coleman replied that the owner would receive a notice.

Councilmember Harrison asked if that could be considered a fallback if the material were to fail.

Mayor Dunn pointed out that an independent entity paid for by the developer would be involved in the installation.

Councilmember Harrison wondered how that would work.

Mayor Dunn stated that it in the previously approved case, the manufactured stone comprised 9% of the overall development.

Councilmember Harrison expressed concern about projects that would have a higher percentage of manufactured stone.

Mr. Lambers stated that when it comes to construction of a private developer for public improvements, Leawood requires inspections to be done of material and of placement. He felt it was appropriate to target the installation.

Councilmember Filla asked if she was right in remembering that Leawood did not have specifications for residential construction on the matter.

Mr. Coleman replied that Leawood has the Residential Building Code, but manufactured stone is allowed.

Councilmember Filla wanted to address that gap because homeowners would then assume that it is an acceptable material to use.

Mr. Coleman pointed out that the codes are a minimum requirement.

Councilmember Filla stated that if installation is being regulated for developers, it should also be done for residential areas.

Mayor Dunn pointed out that some are arguing that less should be done for commercial developments.

Councilmember Filla stated that standards should align.

15. NEW BUSINESS

- A. **Ordinance No. 2976**, amending Chapter 1, Article 8 of the Code of the City of Leawood, 2000, by adding new Sections 1-862 through 1-865, establishing a new Leawood Ranch Mart North Community Improvement District Special Revenue Fund. **[ROLL CALL VOTE]** (F)

Patty Bennett, City Attorney stated that the auditors require a special revenue fund to set aside the CID tax when it comes in. Currently, the Ranch Mart North CID tax is scheduled to start July1, 2020; although, she heard from the developer's attorney that they may ask to extend the deadline. She hoped to have more information in the March 2nd meeting.

Mayor Dunn asked if the item should be continued.

Patty Bennett said that the item could be adopted to set up the fund for whenever it begins.

A motion to approve Item 15.A. was made by Councilmember Azeltine, seconded by Councilmember Filla.

Councilmember Sipple asked when the first distribution to the developer would occur.

Ms. Bennett believed it would take place the quarter after.

Mayor Dunn pointed out that work had to be completed and certified.

Councilmember Sipple asked if there was a mechanical deadline or starting point when the invoices could be submitted.

Ms. Bennett stated it would have to be after the money starts coming in. Finance gets the applications, and they are reviewed by Public Works to make sure everything lines up with the agreement. The developer submits receipts because the 50/50 rule states that they must spend as much private money as they are asking for in reimbursements. It first needs to go the state, so there is a bit of a delay.

Mr. Lambers said that if they submit a reimbursement request, it would have a two-quarter lag at most in terms of reimbursing money.

Motion was approved with a unanimous vote of 8-0.

- B. **Ordinance No. 2977**, amending Sections 4-105 and 4-109 of the Code of the City of Leawood, 2000, pertaining to administration of the Building Code and repealing existing Sections 4-105 and 4-109, and other Sections in conflict herewith. **[ROLL CALL VOTE]** (CD)

Travis Torrez, Building Official, appeared and spoke on behalf of Community Development and the Fire Department about the 2018 code adoption to include 2018 International Building Code, Plumbing Code, Mechanical Code, Fuel Gas Code, Existing Building Code, Energy Conservation Code, Residential Code for One-and Two-Family Dwellings, Swimming Pool and Spa Code, and Property Maintenance Code and Fire Code.

Mayor Dunn thanked him for his work on all of them.

Councilmember Osman asked if contractors would be notified when the codes are updated with the new standards.

Mr. Torrez replied that he would email to the contractors and hold a meeting to cover any questions between now and the May 1st date that the ordinance would go into effect.

Councilmember Osman asked about the grace period if someone has applied versus in the process of construction.

Mr. Torrez replied that anything before May 1, 2020 would be under the 2012 codes; anything after May 1st would be under the 2018 codes.

Councilmember Filla appreciated the vetting process Mr. Torrez shared, including the teamwork and collaboration.

Mayor Dunn pointed out that this achieves consistency throughout jurisdictions.

Councilmember Cain stated that he had personal experience with new tests required for work and that Jackson County lags behind the adoption of the most recent codes.

Councilmember Sipple asked if all the builders in Johnson County are aware that this is coming.

Mr. Torrez replied that many jurisdictions have already adopted the 2018 codes, including Lenexa, Shawnee, and Olathe. Staff worked closely with the Homebuilders Association so they could have a voice in the process in meetings with county officials. In many cases, there was agreement; in others, building officials still tried to remain consistent across jurisdictions.

Councilmember Sipple confirmed that they are 2018 standards.

Mr. Torrez replied that the ICC (International Code Council) adopts the codes every three years and that Leawood is typically on a six-year cycle, which allows time to adjust to the new codes.

Councilmember Sipple asked if construction starting in May would be evaluated based on these standards and if there were any Leawood standards more rigorous.

Mr. Torrez affirmed that the construction would be evaluated based on the new standards, and most requirements that are different from the code are Leawood requirements, which most contractors know about. If something comes up in the process that could be an issue, it is typically flagged by staff. All of the amendments and education are online.

Mayor Dunn noted that Olathe, Lenexa, Shawnee, De Soto, and Lee's Summit have already adopted them with Prairie Village, Merriam and Gardner looking to follow.

Ms. Bennett stated that the books have been adopted but probably not the identical sections that Mr. Torrez has in the ordinances being considered.

Mr. Torrez said that even with the intent to be as consistent as possible, differences arise between the jurisdictions.

Councilmember Sipple asked if the differences would make it a higher quality or safer installation.

Mr. Torrez said that he felt Leawood has the highest standards of the Johnson County jurisdictions.

Mayor Dunn shared that she hopes Mr. Torrez will work on the Climate Action Playbook.

Councilmember Sipple agreed and wondered whether Leawood could check off boxes in terms of the International Energy Conservation Code.

Councilmember Harrison asked if the City knows where all the residential swimming pools are in Leawood.

Mr. Torrez replied that there is a permit history but not an official accounting that is being updated.

Councilmember Harrison said that hot tubs and spas would definitely not be accounted for since they are easier to install.

Mr. Torrez replied that they still require a permit.

Councilmember Harrison asked if the only time a spa, hot tub, or pool would need to be checked to see if it is up to code is if the home were selling.

Mr. Torrez stated that the City would do an inspection for the barrier and pool during installation, but after that, any action would be in response to a complaint or something that was flagged.

Councilmember Harrison said her family had a near-death experience with a hot tub drain. She wondered if the City would be responsible for checking on the hot tubs once the code is changed.

Mr. Torrez replied that the City is not responsible at that point. The Graeme Baker Act changed the requirement for hot tub drains. Commercial pools, HOA pools, and HOA spas all had to be changed out as a result of that, regardless of cost. It did not apply to single-family residences. Many nonconforming elements that do not meet the new standards exist because construction occurred before May 1st. Sometimes, those situations are flagged in real estate sales and they become part of the negotiations.

Councilmember Sipple wanted to confirm that all the changes in the building codes have been in the public domain for a year or two, so the people in the business would not be surprised.

Mr. Torrez said he would be surprised if anyone did not know about them. Other local jurisdictions started taking action over a year ago. Lenexa rushed theirs through. Leawood's staff worked between departments to tweak it.

Mayor Dunn thanked Mr. Torrez for working with the Homebuilders Association as well.

Mr. Torrez replied that they have good input, and it helps to lead the process.

Kevin Jeffries, 13451 Briar, Suite 201, Leawood, appeared and spoke about the ordinance. He hoped to keep building costs reasonable and stated that safety reasons causing the codes to be more stringent than other communities is important but that personal preference should be considered in order to avoid becoming too restrictive to builders. He trusts staff but wants to make sure the building costs do not rise so much that living in Leawood is not financially viable for those who want to.

A motion to approve Item 15.B. was made by Councilmember Filla, seconded by Councilmember Azeltine. Motion was approved with a unanimous vote of 8-0.

- C. **Ordinance No. 2978**, amending Chapter 4, Article 2 of the Code of the City of Leawood, 2000, incorporating by reference the International Building Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 2, and other Sections in conflict herewith. [ROLL CALL VOTE] (CD)

A motion to approve Item 15.C. was made by Councilmember Azeltine, seconded by Councilmember Larson. Motion was approved with a unanimous vote of 8-0.

- D. **Ordinance No. 2979**, amending Chapter 4, Article 3 of the Code of the City of Leawood, 2000, incorporating by reference the National Electrical Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 3, and other Sections in conflict herewith. **[ROLL CALL VOTE]** (CD)

Mr. Torrez stated that it should be the 2017 Edition of the National Electrical Code.

Mayor Dunn pointed out that it is correct in the document and only needs to be changed in the motion.

A motion to approve Item 15.D. as amended was made by Councilmember Filla, seconded by Councilmember Azeltine. Motion was approved with a unanimous vote of 8-0.

- E. **Ordinance No. 2980**, amending Chapter 4, Article 4 of the Code of the City of Leawood, 2000, incorporating by reference the International Plumbing Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 4, and other Sections in conflict herewith. **[ROLL CALL VOTE]** (CD)

A motion to approve Item 15.E. was made by Councilmember Cain, seconded by Councilmember Harrison. Motion was approved with a unanimous vote of 8-0.

- F. **Ordinance No. 2981**, amending Chapter 4, Article 5 of the Code of the City of Leawood, 2000, incorporating by reference the International Mechanical Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 5, and other Sections in conflict herewith. **[ROLL CALL VOTE]** (CD)

A motion to approve Item 15.F. was made by Councilmember Rawlings, seconded by Councilmember Larson. Motion was approved with a unanimous vote of 8-0.

- G. **Ordinance No. 2982**, amending Chapter 4, Article 6 of the Code of the City of Leawood, 2000, incorporating by reference the International Fuel Gas Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 6, and other Sections in conflict herewith. **[ROLL CALL VOTE]** (CD)

A motion to approve Item 15.G. was made by Councilmember Rawlings, seconded by Councilmember Larson.

Councilmember Azeltine asked what the Fuel Gas Code is.

Mr. Torrez stated that it covers gas installations on the private side, such as the building side of the meter, gas to the fireplace, or gas to the furnace.

Motion was approved with a unanimous vote of 8-0.

- H. **Ordinance No. 2983**, adding a new Article 7 of Chapter 4 of the Code of the City of Leawood, 2000, incorporating by reference the International Existing Building Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing Sections in conflict herewith. [ROLL CALL VOTE] (CD)

A motion to approve Item 15.H. was made by Councilmember Harrison, seconded by Councilmember Filla. Motion was approved with a unanimous vote of 8-0.

- I. **Ordinance No. 2984**, amending Chapter 4, Article 8 of the Code of the City of Leawood, 2000, incorporating by reference the International Energy Conservation Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 8, and other Sections in conflict herewith. [ROLL CALL VOTE] (CD)

A motion to approve Item 15.I. was made by Councilmember Rawlings, seconded by Councilmember Filla. Motion was approved with a unanimous vote of 8-0.

- J. **Ordinance No. 2985**, amending Chapter 4, Article 9 of the Code of the City of Leawood, 2000, incorporating by reference the International Residential Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 9, and other Sections in conflict herewith. [ROLL CALL VOTE] (CD)

A motion to approve Item 15.J. was made by Councilmember Filla, seconded by Councilmember Rawlings. Motion was approved with a unanimous vote of 8-0.

- K. **Ordinance No. 2986**, amending Chapter 4, Article 10 of the Code of the City of Leawood, 2000, incorporating by reference the International Swimming Pool and Spa Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 10, and other Sections in conflict herewith. [ROLL CALL VOTE] (CD)

A motion to approve Item 15.K. was made by Councilmember Cain, seconded by Councilmember Larson. Motion was approved with a unanimous vote of 8-0.

- L. **Ordinance No. 2987**, amending Chapter 7, Article 2 of the Code of the City of Leawood, 2000, incorporating by reference the International Fire Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted, deleted, modified, changed, or added, and repealing existing Article 2, and other Sections in conflict herewith. [ROLL CALL VOTE] (CD)

A motion to approve Item 15.L. was made by Councilmember Rawlings, seconded by Councilmember Larson. Motion was approved with a unanimous vote of 8-0.

- M. **Ordinance No. 2988**, amending Chapter 8, Article 5 of the Code of the City of Leawood, 2000, incorporating by reference the International Property Maintenance Code, 2018 Edition, save and except such Articles, Sections, parts or portions which are omitted,

deleted, modified, changed, or added, and repealing existing Article 5, and other Sections in conflict herewith. **[ROLL CALL VOTE]** (CD)

A motion to approve Item 15M was made by Councilmember Harrison, seconded by Councilmember Cain. Motion was approved with a unanimous vote of 8-0.

Mr. Lambers asked for a motion to start the February 3rd City Council meeting to begin at 7:00 p.m.

A motion to begin the February 3, 2020 City Council meeting at 7:00 p.m. was made by Councilmember Filla, seconded by Councilmember Larson. Motion carried with a unanimous vote of 8-0.

Mayor Dunn reminded the councilmembers that January 27, 2020 would be the goal setting at 6:00 p.m. in the Main Conference Room.

ADJOURN

Meeting was adjourned at 8:42 PM