

Regular Meeting**THE LEAWOOD CITY COUNCIL**

April 4, 2022

Minutes

The City Council of the City of Leawood, Kansas, met in regular session in the Council Chambers, 4800 Town Center Drive, at 6:00 PM on Monday, April 4, 2022. Mayor Peggy Dunn presided.

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

Staff Present: Scott Lambers, City Administrator	Patty Bennett, City Attorney
David Ley, Public Works Director	Chief Dale Finger, Police Dept.
Colin Fitzgerald, Deputy Fire Chief	Mark Klein, Planning Services Director
Chris Claxton, Parks & Rec Director	Travis Torrez, Bldg/Code Enforcement Dir.
Nic Sanders, HR Director	Ross Kurz, Info. Services Director
Stephen Powell, City Clerk	Stacie Stromberg, Assistant City Clerk
Mark Tepesch, Info. Services Specialist	Brad Robbins, Police Department
Holly York, Cultural Arts Coordinator	

Others Present via Zoom: Mitch Pleak, Olsson Associates; and Matthew Kelly, Church of the Resurrection

The meeting was called to order at 6:01 p.m. by Mayor Peggy Dunn.

1. **ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **APPROVAL OF AGENDA**

A motion to approve the agenda was made by Councilmember Rawlings and seconded by Councilmember Filla. The motion was approved unanimously by a vote of 8-0.

4. **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. A TOTAL OF 30 MINUTES WILL BE ALLOCATED PER MEETING FOR CITIZEN COMMENTS.**

5. **PROCLAMATION**

SevenDays® Week, April 13 – 24, 2022
 National Volunteer Week, April 17 – 23, 2022
 Arbor Day, Friday, April 29, 2022

Mayor Dunn read the SevenDays Week proclamation into record. Ms. Lisa Schifman appeared before the Governing Body and accepted the proclamation. Ms. Schifman thanked the City, Council and Mayor for their commitment, support and recognition of SevenDay activities and its mission.

Mayor Dunn read the National Volunteer Week proclamation into record. She thanked the Council for their service and mentioned that the City has approximately 300 volunteers and many more throughout the community.

Mayor Dunn read the Arbor Day proclamation into record. Debbi Adams and Thad Carver appeared before the Governing Body and accepted the proclamation on behalf of the Leawood Tree Committee. Mr. Carver stated that the Arbor Day Farm is located in Nebraska City, NE and encouraged everyone to visit. He mentioned that there is a link to the Farm on the City's website under the Tree Committee page.

6. PRESENTATIONS/RECOGNITIONS

Leawood Arbor Day Poster Contest Winner

Councilmember Harrison, Sustainability Advisory Board Member and Chair of the Leawood Tree Committee, invited the three winners of the Leawood Arbor Day Poster Contest, their families, and principal to the podium. She stated that this is an artistic poster contest that is open to all 5th grade school children from across the state. She stated that the purpose of the contest is to bring awareness of the importance of how trees are in our quality of life. This is the second year of participation for the City of Leawood and Councilmember Harrison thanked Ms. Adams and Mr. Carver for all their work.

Councilmember Harrison recognized first place winner, Beckham Abbott, from Brookwood Elementary School, and honorable mentions to Sophia Moody and Lena Hemphill, also from Brookwood Elementary School. After a round of applause, Councilmember Harrison stated that the posters will be on display at the Leawood Pioneer Public Library.

Chris Claxton, Director of Parks and Rec, addressed the Governing Body. She thanked Councilmember Harrison and recognized the students. She noted that staff members Brian Anderson and Dustin Branick were also very involved in the contest.

7. SPECIAL BUSINESS – None

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. Pulled by Councilmember Sipple

B. Pulled by Councilmember Cain

C. Accept minutes of the January 10, 2022 Leawood Arts Council Meeting

D. Accept minutes of the March 7, 2022 Governing Body meeting

E. Resolution approving an Eligible Facilities Request for the addition, replacement and relocation of wireless antennas and associated equipment at Saddle and Sirloin Club Cell Tower for AT&T, located east of Mission Road and south of I-435 (PC Case 01-22)

F. Pulled by Councilmember Cain

G. Resolution accepting additional easements necessary for the 2022 Mission Road (133rd – 143rd Streets) [Project #80175] (PW)

H. Resolution approving and authorizing the Mayor to execute Change Order No. 1 to the Construction Agreement between the City and MegaKC Corporation in the amount of

\$51,745.00 pertaining to the installation of the “*Skywriting P*” sculpture on Tomahawk Creek Parkway [Project #71029] (PR)

- I. Approve purchase of Milwaukee brand battery operated rescue tools, ventilations fans, and related accessories in the amount of \$42,736.08 from Home Depot and Conrad Fire Equipment, Inc. (FD)
- J. Approve purchase of (1) chassis for 2023 F550 in the amount of \$40,537.00 and (1) 2022 Ford Utility PI AWD vehicle in the amount of \$40,130.00 from Shawnee Mission Ford for a total amount of \$80,667.00 (PW)
- K. Approve purchase of Fleet Fans for the Public Works Maintenance Shop in the amount of \$25,445.00 from Mechanical Sales Midwest, Inc. (PW)
- L. Approve final payment to Habitat Architects, LLC in the amount of \$11,600.00 pertaining to the 2021 Dykes Branch Creek Clean Up (PW)

A motion to approve the remainder of the consent agenda was made by Councilmember Azeltine and seconded by Councilmember Osman. The motion was approved unanimously by a vote of 7-0. Councilmember Filla was not present at the time of the vote.

Discussion of Item 8A - Accept Appropriation Ordinance Nos. 2022-12 and 2022-13

Councilmember Sipple asked about the disbursement amount for the deed dedication and if the area is north or south of 135th St.

David Ley, Public Works Director, replied it is for the property owned by Stu Sharp and that it is south of 135th St. and west of Mission Rd. Councilmember Harrison mentioned that it is a trust that Mr. Sharp oversees.

A motion to approve Item 8A was made by Councilmember Sipple and seconded by Councilmember Filla. The motion was approved unanimously by a vote of 8-0.

Discussion of Item 8B - Accept minutes of the December 16, 2021 75th Anniversary Artist Selection Panel meeting

Councilmember Cain pointed out that the Selection Panel will hold interviews for two of the finalists on Tuesday, April 5th at 5:30 p.m. via Zoom. Councilmember Filla asked for the zoom link, in which Holly York, Cultural Arts Coordinator, agreed to forward to the Council. Ms. York stated that there will be a third interview on Monday, April 11th at 12:30 p.m. due to a time difference with the artist located in Israel.

A motion to approve Item 8B was made by Councilmember Cain and seconded by Councilmember Azeltine. The motion was approved unanimously by a vote of 8-0.

Discussion of Item 8F - Resolution approving a grant in the amount of \$62,000.00 to the Leawood Stage Company pertaining to the 2022 Summer Production (PR)

Councilmember Cain stated that she does not recall the last time the Parks and Rec Advisory Board discussed the Leawood Stage Company. She pointed out that the amount of the grant is significant but acknowledged that the Stage Company has already begun moving forward for the summer production. She formally requested that the Stage Company’s costs and theater attendance be reviewed by the Parks and Rec Department. She noted that they are a separate 501(c)(3) organization, but stated that they are not part of the City, per se, and would like to see additional information.

Mayor Dunn requested that the Council be given the minutes of the Leawood Stage Company meetings. She stated that she has met with the chairman of the Stage Company and that he had indicated they were hoping for an increase of funds. Mayor Dunn stated that will be discussed in the annual budget and finance work session and noted that an increase will be recommended, not specifically for the Stage Company, but for all of Cultural Arts.

Mayor Dunn agreed that the Stage Company's information should be shared to the Council since the City does fund them a significant amount of money. Mayor Dunn asked Ms. York to communicate that request to the Leawood Stage Company.

Ms. York stated that staff has been communicating with the Chairman, Mike Blinn, and that she did review their receipts from last summer's production. She stated that she will give the Council a comprehensive report.

Councilmember Azeltine agreed that it is a good idea for the Council to review additional information. He stated that he attended some of the Stage Company's meetings and productions, and mentioned that renting scaffolding, lighting, sound equipment and labor is very expensive.

Councilmember Cain stated that she is not aware of any other city that gifts a separate 501(c)(3) organization a significant amount of money. She pointed out that fundraising is normally what organizations do to raise money, and pointed out that the City needs to be good stewards of its money.

Mayor Dunn stated her appreciation the work that the Leawood Stage Company does and reiterated that the Council wants transparency and communication.

A motion to approve Item 8F was made by Councilmember Cain and seconded by Councilmember Azeltine. The motion was approved unanimously by a vote of 8-0.

9. MAYOR'S REPORT

- A. Councilmembers Rawlings, Harrison, Sipple and Cain joined me and City Administrator Scott Lambers at the 2022 State of the County Address that was sponsored by the Johnson County Public Policy Council. Johnson County Commission Chair Ed Eilert provided a great recap of the past year as well as a historic review of his 44 years of public service. Since he is not running for re-election in November, this was his final State of the County Address. We congratulate him on his extraordinary and remarkable career of selfless public service.
- B. I would like to end my report by saying, Rock Chalk Jayhawk!

10. COUNCILMEMBERS' REPORT – None

11. CITY ADMINISTRATOR REPORT – None

12. STAFF REPORT – None

13. COMMITTEE RECOMMENDATIONS

[From the March 22, 2022 Planning Commission Meeting]

Resolution approving a Revised Final Plan for Church of the Resurrection – ADA Drop Off Area, located south of 137th Street and east of Nall Avenue (PC Case 03-22)

Mitch Pleak, Design Engineer from Olsson Associates, addressed the Governing Body via Zoom. He gave a brief summary explaining that the purpose of the project is to create an ADA accessible drop off and pick up area in the parking lot of Church of the Resurrection. He explained that some of the parking spaces will need to be removed, as shown in the plan. The plan will also include an ADA accessible path to the entrance of the building from the loading and unloading zone.

Councilmember Sipple asked if there is an issue with the existing layout and what the need is for the improvement. Matt Kelly, Director of Facility Construction for the Church of the Resurrection, 1892 N. 900 Rd., Eudora, Kansas, addressed the Governing Body via Zoom. He stated that there is a special needs program at the church and the improvements will be located in front of the space where that ministry takes place. He stated that currently there is no good way to get participants inside during times of heavy parking lot traffic. Mr. Kelly stated that the improvements will add a lane and a handicap ramp.

Councilmember Azeltine commended the improvements for safety and better compliance for ADA.

Councilmember Larson stated that she fully supports the project, especially after experiencing first-hand the difficulty of access with a member of her family.

A motion to approve Item 13 was made by Councilmember Azeltine and seconded by Councilmember Osman. The motion was approved unanimously by a vote of 8-0.

14. OLD BUSINESS – None

15. NEW BUSINESS

- A. Schedule Governing Body work session on Monday, April 18 at 5:30 P.M. at Ironhorse Golf Course

Mayor Dunn made the Council aware of the change from the normal meeting time and location and announced the topic will be to discuss the CIP for Ironhorse Golf Course. Mr. Lambers confirmed that dinner will be available and the meeting will begin at 5:30 p.m. Councilmember Sipple asked if the Council will be touring outside. Mr. Lambers stated they will not be out of the building due to the live recording, but suggested that Councilmembers who wish to see the site should contact staff to make arrangements prior to the work session.

A motion to approve Item 15A was made by Councilmember Osman and seconded by Councilmember Filla. The motion was approved unanimously by a vote of 8-0.

- B. Schedule Governing Body meeting on Monday, April 18 at 7:30 P.M.

A motion to approve Item 15B was made by Councilmember Filla and seconded by Councilmember Azeltine. The motion was approved unanimously by a vote of 8-0.

ADJOURN

Meeting was adjourned at 6:46 p.m.