



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, October 24, 2016
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

OCTOBER 2016							NOVEMBER 2016						
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2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
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	Ward Two	Ward Three	Ward Four
	Debra Filla	Jim Rawlings	Chuck Sipple	Julie Cain
	Andrew Osman	Steven Kaster	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 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**
5. **PRESENTATIONS/RECOGNITIONS**
6. **SPECIAL BUSINESS**
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. 2016-37, 2016-38, 2016-39, 2016-40 and 2016-41 - **Accepted**
 - B. Accept minutes of the September 19, 2016 Governing Body meeting - **Accepted**
 - C. Accept minutes of the September 19, 2016 Governing Body Work Session meeting - **Accepted**
 - D. Accept minutes of the September 13, 2016 Parks & Recreation Advisory Board meeting - **Accepted**

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 no later than 96 hours prior to the scheduled commencement of the meeting.

- E. Accept minutes of the September 8, 2016 Sustainability Advisory Board meeting - **Accepted**
- F. Accept minutes of the August 18, 2016 Leawood Foundation meeting - **Accepted**
- G. Accept minutes of the August 3, 2016 Bicycle Friendly Committee meeting - **Accepted**
- H. Accept minutes of the July 26, 2016 Arts Council meeting - **Accepted**
- I. Approve Mayoral Appointment of Dan Schaeffer, to the Bicycle Friendly Committee to fill Pete Stover 2018 unexpired term - **Approved**
- J. Approve NJPA Co-op Bid in the amount of \$35,007.00 for purchase of [1] Asphalt Box from Stepp Manufacturing Company, Inc. - **Approved**
- K. Approve First and Final Pay Request in the amount of \$74,419.00 to McAnany Construction, Inc., pertaining to the Ultra-thin Bonded overlay located in Steeplechase Subdivision - **Approved**
- L. Approve Change Order No. 3 in the amount of \$30,000.00 to Phoenix Concrete & Underground, LLC, pertaining to the 2016 Curb Rehabilitation and Mill & Overlay Program [Project # 80253] - **Approved**
- M. **Resolution No. 4692**, approving and authorizing the City's consent for the enlargement of Consolidated Main Sewer District of Johnson County by the Board of County Commissioners of Johnson County, Kansas [BOCC], pursuant to Johnson County Charter Resolution No. 29-92, for property located in the vicinity of 137th & Mission Road - **Approved**
- N. **Resolution No. 4693**, approving and authorizing the Mayor to execute an Inter-local Agreement between the City and City of Overland Park, pertaining to the Mission Road Partial Depth Repair Project, between 103rd Street and Indian Creek [Project # 72052] - **Approved**
- O. Approve Change Order No. 1 in the amount of \$120,000.00 to Realm Construction, pertaining to the Mission Road Partial Depth Repair Project, between 103rd Street and Indian Creek [Project # 72073] - **Approved**
- P. **Resolution No. 4694**, approving and authorizing the Mayor to execute an Architectural Service Agreement in the amount of \$249,170.00 between the City and Degasperi & Associates Architecture, for architectural services on Fire Station No.1, located at 9609 Lee Boulevard [Project # 80158] - **Approved**
- Q. **Resolution No. 4695**, approving and authorizing the Mayor to execute a Service Agreement in the amount of \$28,634.50, between the City and Air Cleaning Technologies, Inc., pertaining to the Diesel Exhaust System Upgrade Project on Fire Station No. 3, located at 14801 Mission Road - **Approved**
- R. **Resolution No. 4696**, approving a Final Sign Plan for Forsa Technologies – Monument Sign, located east of Ash Street and south of College Boulevard. (PC Case 136-15) *[from the September 27, 2016 Planning Commission meeting]* - **Approved**
- S. **Resolution No. 4697**, approving a Final Plan for Leawood Estates Lot 110 – Residential Emergency Generator, located south of 95th Street and east of Lee Boulevard. (PC Case 58-16) *[from the September 27, 2016 Planning Commission meeting]* - **Approved**
- T. **Resolution No. 4698**, approving a Revised Final Plan for Town Center Crossing – Trader Joe's (Retail: Grocery) Metal Canopy, located south of 119th Street and east of Roe Avenue. (PC Case 98-16) *[from the September 27, 2016 Planning Commission meeting]* - **Approved**

- U. Declaration of Surplus Property: [1] 1991 Centrifugal Water Pump last 4 SER/1307; [1] Hot Patch Unit, Unit # 490, last 4 SER/6355; and 2011 Dodge Charger, Unit 9100, last 4 VIN/2360 - **Approved**
- V. Fire Department Monthly Report
- W. Municipal Court Monthly Report
- X. Police Department Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[from the September 27, 2016 Planning Commission meeting]

- A. **Ordinance No. 2808**, amending Section 16-3-4 of the Leawood Development Ordinance entitled “Development Plan Approval Process” and repealing existing Section 16-3-4 and other sections in conflict herewith. (PC Case 103-16) [ROLL CALL VOTE] - **Passed**
- B. **Ordinance No. 2809**, amending Article 4 of the Leawood Development Ordinance [LDO] by amending Sections 16-4-12.3, 16-4-12.3A, and 16-4-12.4, pertaining to Wireless Communication Facilities and repealing existing Sections 16-4-12.3, 16-4-12.3A, 16-4-12.4 and other sections in conflict herewith (PC Case 104-16) [ROLL CALL VOTE] - **Passed**
- C. **Ordinance No. 2810**, amending Article 9 of the Leawood Development Ordinance [LDO] by amending Section 16-9-90(A) entitled, ‘Distributed Antenna System, or (DAS)’ and repealing existing Section 16-9-90(A) and any provisions in conflict herewith (PC Case 105-16) [ROLL CALL VOTE] - **Passed**
- D. **Resolution No. 4699**, approving the 2016 updates to the Comprehensive Plan of the City of Leawood, Kansas, Johnson County, Kansas. (PC 78-16) - **Approved**

12. OLD BUSINESS

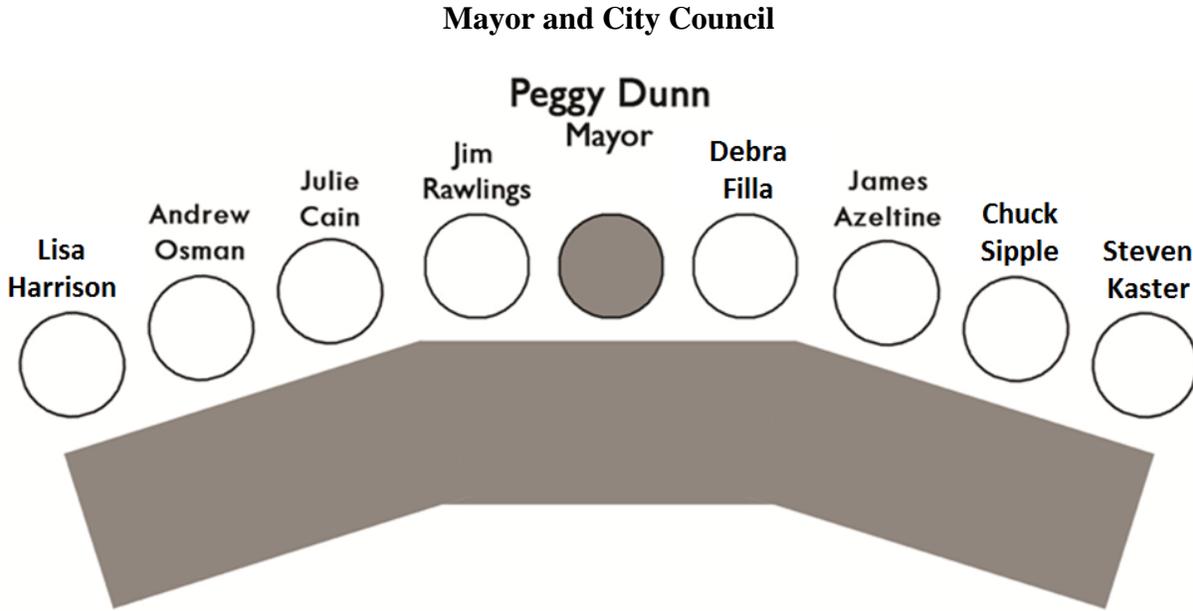
13. OTHER BUSINESS

14. NEW BUSINESS

- A. **Ordinance No. 2811C**, granting a contract franchise to Extenet Systems, Inc., a Delaware Corporation, its successors and assigns, to construct, operate and maintain a telecommunications system as a competitive infrastructure provider in the City of Leawood, Kansas and prescribing the terms of said contract franchise and repealing Ordinance No. 2580 [ROLL CALL VOTE] - **Passed**

- B. **Ordinance No. 2812C**, granting a contract franchise to Mobilitie, LLC, its successors and assigns, to construct, operate, and maintain a telecommunications system as a competitive infrastructure provider in the City of Leawood, Kansas [ROLL CALL VOTE] - **Passed**
- C. **Resolution No. 4700**, approving and authorizing the Mayor to execute a master license agreement between the City of Leawood and Mobilitie, LLC, [Mobilitie] for attachments to City Facilities - **Approved**

ADJOURN



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.

2016 SCHEDULED WORK SESSIONS			
DATE	TIME	SUBJECT	LOCATION
November 7	6:00 P.M.	Chamber of Commerce’s Annual Economic Plan	Main Conf. Room
November 21	6:00 P.M.	Holiday Lighting	
December 5		NO WORK SESSION	
December 19		NO WORK SESSION	