



CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, December 2, 2019
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:00 P.M.

DECEMBER 2019						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

JANUARY 2020						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	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

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 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.**

4. PROCLAMATIONS

5. PRESENTATIONS/RECOGNITIONS

City Prosecutor Marcia Knight, Prosecutor of the Year

April Bishop, Cultural Arts Coordinator, retiring after 15 years of service [2004-2019] - Continued to the December 16, 2019 Governing Body Meeting

Debra Harper, City Clerk, retiring after 19 years of service [2000-2019]

6. SPECIAL BUSINESS

A. Approve City Administrator's recommendation of appointment of Kelly Varner as City Clerk, effective December 7, 2019 - **Approved**

B. Public Hearing - Amendments to 2019 Fiscal Budget

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.

- C. **Resolution No. 5272**, adopting amendments to the 2019 Fiscal Budget for the City of Leawood, Kansas - **Approved**

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.

- A. Accept Appropriation Ordinance Nos. 2019-46 and 2019-47 - **Accepted**
- B. Accept minutes of the November 18, 2019 Governing Body meeting - **Accepted**
- C. Accept minutes of the October 10, 2019 Sustainability Advisory Board - **Accepted**
- D. Accept Minutes of October 8, 2019 Parks & Recreation Advisory Board Meeting - **Accepted**
- E. Accept Minutes of the August 28, 2019 Stormwater Management Committee Meeting - **Accepted**
- F. Approve Appointment of Presiding Officers for 2020 - **Accepted**
- G. Approve renewal of Cereal Malt Beverage (CMB) License for Walgreens Co., located at 4701 Town Center Drive - **Approved**
- H. Approve renewal of Cereal Malt Beverage (CMB) License for Walgreens Co., located at 5230 W 151st Street - **Approved**
- I. Approve renewal of Cereal Malt Beverage (CMB) License for Breakout KC, located at 11535 Ash Street - **Approved**
- J. Approval of MACPP CO-OP Bid in the total amount of \$95,706.00 from Shawnee Mission Ford to purchase One (1) 2020 Ford Escape 4x4SE (Community Development Unit 502); and Two (2) 2020 Ford F-450 Super Cab & Chassis 4x2 (Public Works Unit 440 and Unit 441) - **Approved**
- K. Approval of MACPP CO-OP Bid in the total amount of \$51,498.00 from American Equipment for Two (2) service bodies (Public Works Unit 440 and Unit 441) - **Approved**
- L. **Resolution No. 5273**, approving the recommended distribution of alcohol taxes by Johnson County Drug and Alcoholism Council [DAC] for allocations of the 2020 alcohol tax fund for an amount not to exceed \$350,000 – *CONTINUED FROM THE NOVEMBER 18, 2019 GOVERNING BODY MEETING* - **Approved**
- M. **Resolution No. 5274**, approving the 2020 Human Service Fund Recommendation from United Community Services of Johnson County [UCS] and the City of Leawood's participation for an amount of \$16,500.00 - **Approved**
- N. **Resolution No. 5275**, adopting the 2020 Fee Schedule for fees not specifically provided for in the Code of the City of Leawood, 2000, and rescinding Resolution No. 5135, in accordance with § 1-701 of the Code of the City of Leawood, 2000 - **Approved**
- O. **Resolution No. 5276**, approving a proposal from Travelers Insurance Company for the 2020 property/liability insurance and additional coverages - **Approved**
- P. **Resolution No. 5277**, approving and authorizing the Mayor to execute an agreement with Board of County Commissioners of Johnson County, Kansas to provide medical direction for the City's emergency opioid antagonist protocol - **Approved**
- Q. **Resolution No. 5278**, approving and authorizing the Mayor to execute an Indian Creek Watershed Agreement by and between the City of Leawood and the cities of Lenexa, Olathe, Overland Park, Prairie Village (Watershed Organization 2) for the purpose of stormwater and flood control matters within the Watershed Organization boundaries - **Approved**

- R. **Resolution No. 5279**, approving and authorizing the Mayor to execute a Blue River Watershed Agreement by and between the City of Leawood and the cities of Olathe, Overland Park, Spring Hill and unincorporated Johnson County, Kansas (Watershed Organization 3) for the purpose of stormwater and flood control matters within the Watershed Organization boundaries - **Approved**
- S. **Resolution No. 5280**, approving and authorizing the Mayor to execute an Agreement between the City and Board of County Commissioners of Johnson County, Kansas, for the design of a Stormwater Management Project pertaining to the Waterford Subdivision Stormwater Improvement Project [SMAC Project TM-04-007] [Project #77017] - **Approved**
- T. **Resolution No. 5281**, approving and authorizing the Mayor to execute a Right-of-Way Maintenance Agreement between the City and Leawood Hills Development, LLC, located at approximately 150th & Canterbury - **Approved**

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

10. CITY ADMINISTRATOR REPORT

11. STAFF REPORT

COMMITTEE RECOMMENDATIONS

12. PUBLIC WORKS COMMITTEE

[from the November 6, 2019 Public Works Committee Meeting]

Recommendation to have staff negotiate a Design Engineering Agreement with Burns & McDonnell for the Mission Road Improvement Project from 133rd to 143rd Streets (2022 CIP Project 80175) - **Approved**

13. STORMWATER MANAGEMENT COMMITTEE

[from the November 20, 2019 Stormwater Management Meeting]

A. Stormwater Management Committee response regarding review of easement costs pertaining to the Leawood South SMAC Project TM-04-008 – **Approved payment and condemnation for easements**

B. **Councilmember Azeltine** – Referral to Stormwater Management Committee to create policy for obtaining easements on stormwater projects - **Approved**

14. PLANNING COMMISSION

[from the October 22, 2019 Planning Commission Meeting]

A. 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 to the January 21, 2020 Governing Body meeting**

B. **Ordinance No. 2969**, amending Section 16-4-4 of the Leawood Development Ordinance entitled “Temporary Use Standards” and repealing existing Section 16-4-4 and other sections in conflict herewith. (PC Case 115-19) [ROLL CALL VOTE] - **Passed**

15. OLD BUSINESS

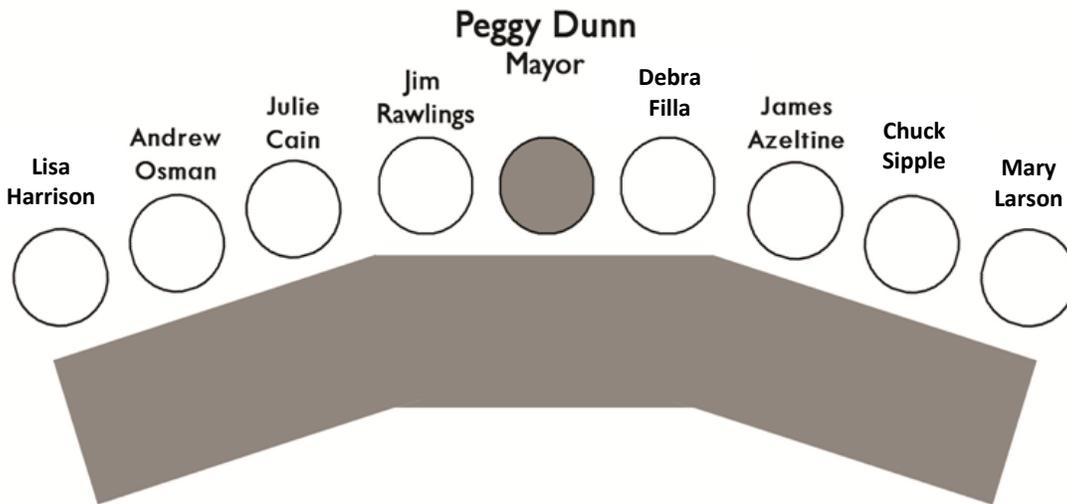
16. OTHER BUSINESS

17. NEW BUSINESS

Ordinance No. 2970C, amending Article 1 of Chapter 9 of the Code of the City of Leawood, 2000, to add Section 9-122, entitled “Court Costs and Fees” and repealing Sections in conflict herewith [ROLL CALL VOTE] - **Passed**

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.

2019 WORK SESSION AND SPECIAL MEETINGS / EVENTS SCHEDULE			
DATE	TIME	SUBJECT	LOCATION
December 16		NO WORK SESSION	