



**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, November 16, 2020
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

NOVEMBER 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					

DECEMBER 2020						
S	M	T	W	T	F	S
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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. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF AGENDA

4. CITY CLERK STATEMENT

To reduce the likelihood of the spread of COVID-19 and to comply with social distancing recommendations, this meeting of the Leawood Governing Body is being conducted remotely using the Zoom media format and some of the members of the Governing Body are appearing remotely. The meeting is being livestreamed on [YouTube] and the public can access the livestream by going to www.leawood.org/.

Public comments on non-agenda items will not be accepted during this meeting. Public comment on agenda items not requiring a public hearing may not be accepted. As always, public comment on any agenda item can be submitted in advance. Written public comments received at least 24 hours prior to the meeting have been distributed to members of the Governing Body prior to the meeting. Public comments should be directed to LeawoodPublicCommentGB@leawood.org.

5. PROCLAMATIONS

6. PRESENTATIONS/RECOGNITIONS

7. SPECIAL BUSINESS

- A. Public Hearing - Amendments to 2020 Fiscal Budget
- B. **Resolution No. 5444** adopting amendments to the 2020 Fiscal Budget for the City of Leawood, Kansas - **Approved**

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 Email at CityClerk@Leawood.org no later than 96 hours prior to the scheduled commencement of the meeting.

- C. Resolution approving the Planning Commission’s recommendation of denial of a Final Plan and Final Plat for Villa de Fontana, located south of 135th Street and east of Roe Avenue (PC 81-20) [*Continued from the November 9, 2020 Special Call Governing Body Meeting*] - Continued to the December 7, 2020 Governing Body Meeting

Alternative Resolution: Resolution overriding the Planning Commission’s recommendation of denial and approving a Final Plan and Final Plat for Villa de Fontana, located south of 135th Street and east of Roe Avenue (PC 81-20)

- D. Resolution approving and authorizing the Mayor to execute a Development Agreement, pertaining to creation of a Special Benefit District for the Villas de Fontana Development [*Continued from the November 9, 2020 Special Call Governing Body Meeting*] - Continued to the December 7, 2020 Governing Body Meeting

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. Accept Appropriation Ordinance Nos. 2020-42 and 2020-43 - **Accepted**
- B. Accept minutes of the November 20, 2019 Stormwater Management Committee Meeting - **Accepted**
- C. Accept minutes of the October 15, 2020 Parks & Recreation Advisory Board Meeting - **Accepted**
- D. Approve Mayoral Appointment of the Artist Selection Panel - **Approved**
- E. Approve renewal of Cereal Malt Beverage (CMB) License for Trader Joe’s, located at 4201 W. 119th Street (CC) - **Approved**
- F. **Resolution No. 5445** approving and authorizing the Mayor to execute a Letter of Engagement between the City and RubinBrown, LLP, for an amount not to exceed \$36,350.00 pertaining to 2020 audit services (F) - **Approved**
- G. **Resolution No. 5446** approving and authorizing the Mayor to execute an agreement between the City and Rand Construction Company in an amount not to exceed \$32,516 pertaining to purchase and installation of touchless plumbing fixtures (PW) - **Approved**
- H. **Resolution No. 5447** accepting new GASB-34 Public Infrastructure in accordance with GASB-34 Guidelines of reporting Inventory of Assets for property located at Sagamore and 89th Street pertaining to the New Development “Village of Leawood” (PW) - **Approved**
- I. **Resolution No. 5448** accepting new GASB-34 Public Infrastructure in accordance with GASB-34 Guidelines of reporting Inventory of Assets for property located on the Mission Road Improvements, 119th to 127th Street (PW) - **Approved**
- J. **Resolution No. 5449** accepting a Temporary Construction Easement from Grantors Mark H. Holland and Merry Grace Holland as Trustees of the Holland Trust for property located at 12714 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**
- K. **Resolution No. 5450** accepting a Temporary Construction Easement from Grantors Mark H. Holland and Merry Grace Holland as Trustees of the Holland Trust for property located at 12714 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**

- L. **Resolution No. 5451** accepting a Temporary Construction Easement from Grantors Samuel R. Rabicoff and Bonnie R. Rabicoff for property located at 12700 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**
- M. **Resolution No. 5452** accepting a Permanent Drainage Easement from Grantors Samuel R. Rabicoff and Bonnie R. Rabicoff for property located at 12700 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**
- N. **Resolution No. 5453** accepting a Temporary Construction Easement from Grantors Samuel R. Rabicoff and Bonnie R. Rabicoff for property located at 12700 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**
- O. **Resolution No. 5454** accepting a Permanent Drainage Easement from Grantors Samuel R. Rabicoff and Bonnie R. Rabicoff for property located at 12700 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**
- P. **Resolution No. 5455** accepting a Temporary Construction Easement from Grantors Joy A. Self, Trustee of the Joy A. Self-Revocable Trust for property located at 12604 Wenonga Lane, pertaining to the Leawood South Stormwater Project [Project #80256] (PW) - **Approved**
- Q. Request to approve 15th and Final Payment in the amount of \$70,276.77 to J.M. Fahey Construction pertaining to Mission Road Improvements, 119th to 127th Street [Project #72065] (PW) – **Approved**
- R. Approve an expenditure in the amount of \$90,265.91 to Dell for the purchase of laptops, to Fortinet for firewalls and Verizon for iPads (IT) - **Approved**
- S. Approve an expenditure in the amount of \$19,272.34 to RJ Kool for an Extractor and to The Fire Store for a Gear Drying Rack (FD) - **Approved**
- T. Police Department Monthly Report
- U. Fire Department Monthly Report
- V. Municipal Court Monthly Report

9. MAYOR’S REPORT

10. COUNCILMEMBERS’ REPORT

Councilmember Debra Filla – Discussion: Community Garden Task Force extension – **Approved recommendation to continue for one year**

11. CITY ADMINISTRATOR REPORT

12. STAFF REPORT

13. COMMITTEE RECOMMENDATIONS

PLANNING COMMISSION

[from the October 13, 2020 Planning Commission meeting]

- A. **Resolution No. 5456** approving a Revised Final Plan for Town Center Crossing – Revised Design Guidelines, located south of 119th Street and east of Roe Avenue (Case 66-20) [ROLL CALL] *[Continued from the November 2, 2020 Governing Body meeting]* - **Approved**

- B. **Resolution No. 5457** approving a Revised Final Plan for Town Center Plaza – Revised Design Guidelines, located north of 119th Street and west of Roe Avenue (Case 67-20) [ROLL CALL] *[Continued from the November 2, 2020 Governing Body meeting]*
- **Approved**
- C. **Resolution No. 5458** approving a Revised Final Plan for Town Center Plaza – Revised Sign Guidelines, located north of 119th Street and west of Roe Avenue (Case 82-20) [ROLL CALL] *[Continued from the November 2, 2020 Governing Body meeting]*
- **Approved override of Planning Commission**
- D. **Resolution No. 5459** approving a Revised Final Plan for Town Center Crossing – Revised Sign Guidelines, located south of 119th Street and east of Roe Avenue (Case 83-20) [ROLL CALL] *[Continued from the November 2, 2020 Governing Body meeting]*
- **Approved override of Planning Commission**

[from the October 27, 2020 Planning Commission meeting]

- E. **Ordinance No. 3019** approving a Rezoning from AG (Agricultural) to R-1 (Planned Single Family Low Density Residential), Preliminary Plan, Preliminary Plat, Final Plan and Final Plat for Cocherl Estates, located south of 141st Street and east of Canterbury Street. (PC 87-20) [ROLL CALL] - **Passed**
- F. **Ordinance No. 3020** approving a Preliminary Plan and Final Plan for Parkway Plaza – Umstattd Medical Office, located north of 135th Street and east of Briar Street. (PC 90-20) [ROLL CALL] – **Passed with override of Planning Commission**

STORMWATER MANAGEMENT COMMITTEE

[from the October 28, 2020 Stormwater Management Committee meeting]

- G. Public Works recommends approval of the Committee’s recommendation and proceed with a Phase 2 Study for solutions with the affected properties along with Lee Boulevard Improvements [ROLL CALL] – **Approved recommendation**

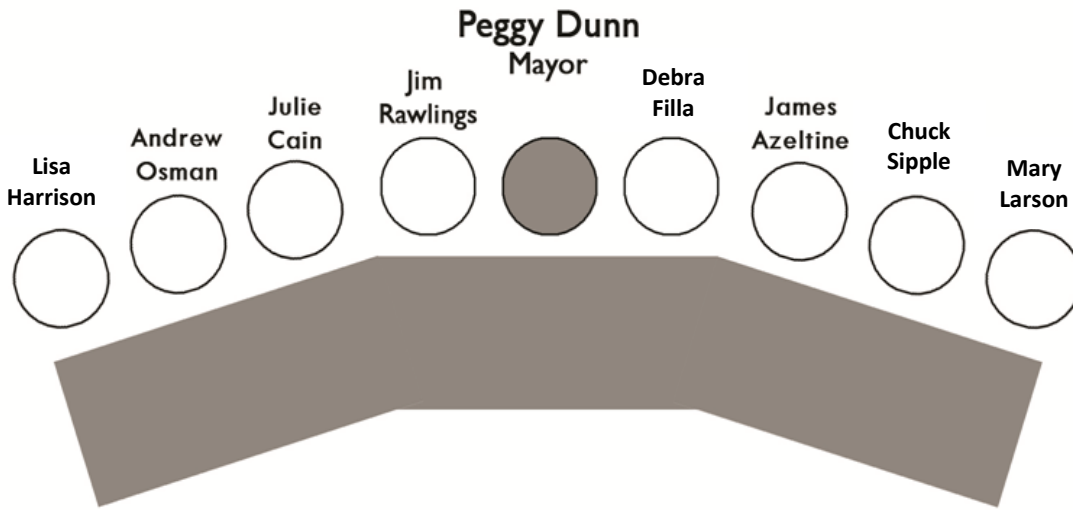
14. OLD BUSINESS

15. NEW BUSINESS

- A. **Resolution No. 5460** declaring the City’s intent to reimburse certain costs of acquiring a fire truck and appurtenant equipment from proceeds of a lease purchase agreement (FD)
- **Approved**
- B. **Ordinance No. 3021** amending Sections 5-510 and 5-518 of the Code of the City of Leawood, 2000, pertaining to Massage Establishments and Massage Therapists and repealing existing Sections 5-510 and 5-518, and other sections in conflict herewith (CC) - **Passed**
- C. Schedule Work Session for Monday, December 7, 2020 at 6:00 P.M. - **Withdrawn**
- D. Schedule Governing Body meeting Monday, December 7, 2020 at 7:30 P.M.
- **Approved to start meeting at 7:00 P.M.**

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.

DATE	TIME	SUBJECT	LOCATION
Monday, Dec. 7, 2020	6:00 P.M.	Work Session	Council Chamber
Monday, Dec. 7, 2020	7:30 P.M.	Governing Body Meeting	Council Chamber
Monday, Dec. 21, 2020	7:00 P.M.	Governing Body Meeting	Council Chamber
Tuesday, Jan. 19, 2021	6:00 P.M.	Work Session - Review residential above ground swimming Pools	Council Chamber
Monday, Jan. 25, 2021	6:00 P.M.	Governing Body Short, Near & Long-Term Goals	Council Chamber
Monday, Feb. 15, 2021	6:00 P.M.	Work Session – Review Climate Action KC Review	Council Chamber
Monday, March 1, 2021	7:00 P.M.	Governing Body Meeting	Council Chamber
Monday, April 5, 2021	6:00 P.M.	Work Session – C.I.P Presentation 2022-2026 Budget Model Assumptions	Council Chamber