

**ACTION AGENDA
SEPTEMBER 27, 2018 UNIFIED GOVERNMENT BOARD OF
COMMISSIONERS MEETING
ORDER OF BUSINESS
MEETING TO CONVENE AT 7:00 PM**

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. INVOCATION DR. CLARENCE MILLER, III, CALVARY MISSIONARY BAPTIST CHURCH**
- IV. PLEDGE OF ALLEGIANCE**
- V. REVISIONS TO THURSDAY, SEPTEMBER 27, 2018 AGENDA**
- VI. CLERK'S STATEMENT**
(Anyone wishing to speak about a particular item on the Consent Agenda must notify the Mayor when he asks if there are any "set-asides" on the Consent Agenda. Your item will then be discussed and voted on separately. All remaining items on the Consent Agenda are viewed as a single group and voted on with one vote.)
- VII. PLANNING AND ZONING CONSENT AGENDA**
- VIII. PLANNING AND ZONING NON-CONSENT AGENDA**
- IX. MAYOR'S AGENDA**
- X. REGULAR CONSENT AGENDA**
- XI. PUBLIC HEARING AGENDA**
- XII. STANDING COMMITTEES' AGENDA**
- XIII. ADMINISTRATOR'S AGENDA**
- XIV. COMMISSIONERS' AGENDA**
- XV. LAND BANK BOARD OF TRUSTEES' CONSENT AGENDA**
- XVI. PUBLIC ANNOUNCEMENTS**
- XVII. ADJOURN**

SERGEANT-AT-ARMS: CAPTAIN RONALD SCHUMAKER

PLANNING AGENDA

VII. PLANNING AND ZONING CONSENT AGENDA

A. CHANGE OF ZONE APPLICATION

1. #3167 - DWIGHT REAGAN

Synopsis: Change of Zone from R-1 Single Family District to A-G Agriculture District for agricultural activities at 3504 North 49th Drive, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL**)

Tracking #: 18420

APPROVED

B. SPECIAL USE PERMIT APPLICATIONS

1. #SP-2018-64 - DALLAS WOLFE WITH 12TH STREET AUTO SALES

Synopsis: Renewal of a Special Use Permit (#SP-2016-25 - expired 4/28/2018) for auto sales and repair shop at 914 South 12th Street, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR 2 YEARS**)

Tracking #: 18413

APPROVED FOR 2 YEARS

2. #SP-2018-66 - DARREN ALLEN WITH LOUNGE 42

Synopsis: Special Use Permit for a drinking establishment with live entertainment at 4220 Leavenworth Road, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR 2 YEARS**)

Tracking #: 18421

APPROVED FOR 2 YEARS

3. #SP-2018-69 - JACK MCDONALD WITH ENVIRONMENTAL MANAGEMENT OF KC

Synopsis: Renewal of a Special Use Permit (#SP-2008-13 - expired 5/1/2018) for an oil recycling facility at 861 South 66th Terrace, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR 10 YEARS**)

Tracking #: 18414

APPROVED FOR 10 YEARS

4. #SP-2018-70 - LILIANA S. GONZALEZ WITH LILIANA'S HAIR HOUSE

Synopsis: Renewal of a Home Occupation Special Use Permit (#SP-2013-31 - expired 5/30/2018) for a beauty shop at 4402 Roswell, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR 10 YEARS**)

Tracking #: 18415

APPROVED FOR 10 YEARS

5. #SP-2018-71 - STEVE SENECA WITH TANNER'S BAR AND GRILL

Synopsis: Special Use Permit for live entertainment in conjunction with Tanner's Bar and Grill at 3900 Rainbow Boulevard, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 18425

APPROVED FOR 2 YEARS

6. #SP-2018-72 - ANDRE D. HAMPTON

Synopsis: Renewal of a Home Occupation Special Use Permit (#SP-2016-58 - expired 8/25/2018) for gun repair/sales at 1728 North 32nd Street, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 18416

APPROVED FOR 2 YEARS

7. #SP-2018-73 - SEAN TULIPANA WITH 5252 SPEAKER ROAD, LLC

Synopsis: Renewal of a Special Use Permit (#SP-2016-44 - expired 5/26/2018) for a maintenance/servicing facility for trucks at 5252 Speaker Road, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 10 YEARS)**

Tracking #: 18417

APPROVED FOR 10 YEARS

8. #SP-2018-74 - TERRY D. MASON WITH POSITIVE ROLE MODELS INTO DEMANDING EXCELLENCE

Synopsis: Renewal of a Special Use Permit (#SP-2016-62 - expired 8/25/2018) for a group home/emergency shelter for youth 12 to 17 at 1634 South 29th Street, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 18418

APPROVED FOR 2 YEARS

9. #SP-2018-75 - FARIS FARASSATI WITH KC OUTLOOK ROSEDALE, LLC

Synopsis: Special Use Permit for renovations and expansion for KC Outlook Rosedale Day Care at 2605 West 39th Avenue, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 18426

APPROVED FOR 2 YEARS

10. #SP-2018-77 - JENNIFER L. RIOS

Synopsis: Special Use Permit for a day care for children ages 2 to 12 at 6601 Leavenworth Road, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774

(RECOMMENDED FOR APPROVAL FOR 2 YEARS)

Tracking #: 18427

REFERRED BACK TO PLANNING

11. #SP-2018-78 - JEFFREY ZIMMERMAN

Synopsis: Renewal of a Special Use Permit (#SP-2016-45 - expired 7/11/2018) for an auto repair shop and used car dealership at 6863 State Avenue, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 18419

APPROVED FOR 2 YEARS

12. #SP-2018-79 - JOE HEIDRICK WITH CACTUS BED PROPERTIES LLC

Synopsis: Special Use Permit for short-term rental AIRBNB at 3841 Lloyd Street, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 1 YEAR)**

Tracking #: 18428

APPROVED FOR 1 YEAR

C. PLAN REVIEW APPLICATIONS

1. #PR-2018-18 - BRIAN HILL WITH MKEC ENGINEERING

Synopsis: Preliminary Plan Review for an elementary school (Brune Elementary School) at 8833 Waverly, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 18436

APPROVED OPTION 2B

2. #PR-2018-24 - TIM CONRAD WITH PIPER UNIFIED SCHOOL DISTRICT #203

Synopsis: Preliminary and Final Plan Review for a new elementary school with parking and play areas to eventually become a high school at 13021 Leavenworth Road, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 18429

APPROVED

3. #PR-2018-25 - BRIAN HILL WITH MKEC ENGINEERING, INC.

Synopsis: Preliminary Plan Review for a new elementary school for USD 500 (New West Elementary) at 2600 North 44th Street, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 18430

APPROVED

D. MISCELLANEOUS - ORDINANCES (Final action on previously approved items)

1. AN ORDINANCE regarding mobile grocery operations; amending Sections 27-340, 276-

609, 27-610, and 27-612 through 27-614 to Chapter 27, Article VIII, of the 2008 Code of Ordinances and Resolutions of the Unified Government of Wyandotte County/Kansas City, Kansas, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774
(RECOMMENDED FOR APPROVAL)

Tracking #: 1848

ORDINANCE NO. O-35-18 APPROVED

2. **AN ORDINANCE** rezoning property at 13120 Leavenworth Road (#3166) from A-G Agriculture District to R-1 Single Family District, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 18375

ORDINANCE NO. O-36-18 APPROVED

E. MISCELLANEOUS

1. **ORDINANCE AMENDMENT** removing the special use permit requirement for mobile grocery markets and a new definition for "mobile market", submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 1848

APPROVED

VIII. PLANNING AND ZONING NON-CONSENT AGENDA

TAX STATUS REPORT

BOARD OF COMMISSIONERS AGENDA FOR SEPTEMBER 27, 2018

None of the properties included in applications to be considered on the Planning & Zoning agenda have delinquent taxes prior to 2017.

NOTE: This information cannot serve as the basis for approval or denial of an application. It is not among the factors to be considered as set by ordinance or among accepted zoning factors and criteria. However, such information in certain cases might be relevant to evaluating accepted factors or as an accompaniment to other valid purposes and/or factors.

REGULAR AGENDA

IX. MAYOR'S AGENDA

X. REGULAR CONSENT AGENDA

1. **RESOLUTION: INTERLOCAL AGREEMENT WITH JOHNSON COUNTY, KS**

Synopsis: A resolution authorizing approval of an interlocal agreement with Johnson County, KS, related to the use of My Resource Connection, an application developed by Johnson County for improving coordination among social service providers, submitted by Alan Howze, Chief Knowledge Officer; Casey Meyer, Assistant Counsel; Terry Brecheisen, Director of Public Health; and Crystal Sprague, Municipal Court Administrator. Funding is included in the budget.

*On September 17, 2018, the **Administration and Human Services Standing Committee**, chaired by Commissioner Markley, voted unanimously to approve and forward to full commission.*

Tracking #: 18372

RESOLUTION NO. R-46-18 ADOPTED

2. **ORDINANCE: MODIFY CURRENT STANDING COMMITTEE TIMES**

Synopsis: An ordinance modifying current standing committee meeting times to clarify that the Economic Development & Finance Committee would meet immediately after the earlier Neighborhood & Community Development Committee; and the Administration & Human Services Committee would meet immediately after the earlier Public Works & Safety Committee, submitted by Jeffrey Conway, Assistant Counsel. In addition, if an earlier committee is not meeting that day, the later committee would move into the 5:00 pm slot for that day.

*On September 17, 2018, the **Administration and Human Services Standing Committee**, chaired by Commissioner Markley, voted unanimously to approve and forward to full commission.*

Tracking #: 18403

ORDINANCE NO. O-37-18 APPROVED

3. **RESOLUTION: MODIFY EXISTING 2018-2020 STANDING COMMITTEES SCHEDULE**

Synopsis: A resolution modifying the existing 2018-2020 schedule for standing committee meetings to reflect that start times for both the Economic Development & Finance and the Administration & Human Services standing committee meetings would be moved up to start at the conclusion of the earlier standing committee meetings, submitted by Jeffrey Conway, Assistant Council. Also, if the earlier committee meeting is cancelled, the later committee meeting can start at 5:00 pm.

*On September 17, 2018, the **Administration and Human Services Standing Committee**, chaired by Commissioner Markley, voted unanimously to approve and forward to full commission.*

Tracking #: 18400

RESOLUTION NO. R-47-18 ADOPTED

4. CHARTER ORDINANCE: PROPOSED REVISIONS TO TRANSIENT GUEST TAX

Synopsis: A charter ordinance proposing revisions to the transient guest tax, submitted by Kathleen VonAchen, Chief Financial Officer.

*On September 17, 2018, the **Administration and Human Services Standing Committee**, chaired by Commissioner Markley, voted unanimously to approve and forward to full commission.*

Tracking #: 18402

CHARTER ORDINANCE NO. CO-01-18 APPROVED

5. PLAT: LEGACY PARK ESTATES

Synopsis: Plat of Legacy Park Estates, located along 65th and Riverview, being developed by Belmont Development Company LLC, submitted by Brent Thompson, County Surveyor, and Troy Shaw, County Engineer.

Tracking #: 18439

APPROVED

6. PLAT: HOWARD'S HOMESTEAD

Synopsis: Plat of Howard's Homestead, located along 131st and Leavenworth Road, being developed by the Miller Family, submitted by Brent Thompson, County Surveyor, and Troy Shaw, County Engineer.

Tracking #: 18440

APPROVED

7. PLAT: WYANDOTTE CITY, A REPLAT OF PART OF BLOCK 159

Synopsis: Plat of Wyandotte City, a Replat of Part of Block 159, located at 7th and Barnett Avenue, being developed by the Unified Government of Kansas City, Wyandotte County, Kansas, submitted by Brent Thompson, County Surveyor, and Troy Shaw, County Engineer.

Tracking #: 18441

APPROVED

8. NOMINATION: BOARDS AND COMMISSIONS

Synopsis: Nomination for Boards and Commissions:
Law Enforcement Advisory Board, Jonas Cruz, 9/27/2018-6/30/2022, submitted by Commissioner Murguia

Tracking #: 18422

APPROVED

9. **MINUTES**

Synopsis: Minutes from special session of August 30, 2018; and regular session of August 30, 2018.

Tracking #: MINUTES

APPROVED

10. **WEEKLY BUSINESS MATERIAL**

Synopsis: Weekly business material dated September 13 and 20, 2018.

Tracking #: WEEKLEY BUSINESS MATERIAL

RECEIVED AND FILED

XI. PUBLIC HEARING AGENDA

XII. STANDING COMMITTEES' AGENDA

1. **ORDINANCE: LATE FEES/INTEREST ASSOCIATED WITH A DEMOLITION LIEN ON 3840 LLOYD ST.**

Synopsis: An ordinance removing the late fees and interest associated with a demolition lien on 3840 Lloyd St. in the amount of \$4,711.55, submitted by Patrick Waters, Senior Attorney.

*On September 10, 2018, the **Economic Development and Finance Standing Committee**, chaired by Commissioner Burroughs, voted unanimously to approve the request and forward to full commission. The ordinance has been prepared to effectuate action.*

Tracking #: 18434

ORDINANCE NO. O-38-18 APPROVED

XIII. ADMINISTRATOR'S AGENDA

XIV. COMMISSIONERS' AGENDA

XV. LAND BANK BOARD OF TRUSTEES' CONSENT AGENDA

1. **LAND BANK BUSINESS**

Synopsis: Communication requesting consideration of the following Land Bank applications, submitted by Chris Slaughter, Land Bank Manager. The Land Bank Advisory Board has recommended approval.

Applications for yard extension, unless noted otherwise

1219 Haskell Ave. - Guadalupe Holguin

297 S. Mill St. - Sanjuanita Ortiz

327 S. Boeke St. - Rafael Hernandez

1935 N. 27th St. - Juan Campillo
1338 N. 48th St. - Oscar Mendoza Mera
135 S. 14th St. - Rosario Martinez Bernal, property acquisition

Transfer to Land Bank
344 Cambridge St. - City of Kansas City, KS
(The owner of 340 Cambridge St. would like to purchase property to build a driveway.)

Tax Sale Transfers
127 properties from Tax Sale 341 (8/16/18)

Changes to Land Bank Policy

*On September 10, 2018, the **Neighborhood and Community Development Standing Committee**, chaired by Commissioner Burroughs, voted unanimously to approve and forward to the Land Bank Board of Trustees.*

Tracking #: 18393

APPROVED

XVI. PUBLIC ANNOUNCEMENTS

XVII. ADJOURN