

**OCTOBER 29, 2015 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 GIVEN BY REVEREND KEN NETTLING, FAITH LUTHERAN CHURCH**
- IV. PLEDGE OF ALLEGIANCE**
- V. PROCLAMATION**
- VI. REVISIONS TO THE AGENDA**
- VII. 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.)
- VIII. PLANNING AND ZONING CONSENT AGENDA**
- IX. PLANNING AND ZONING NON-CONSENT AGENDA**
- X. MAYOR'S AGENDA**
- XI. NON-PLANNING CONSENT AGENDA**
- XII. PUBLIC HEARING AGENDA**
- XIII. STANDING COMMITTEES' AGENDA**
- XIV. ADMINISTRATOR'S AGENDA**
- XV. COMMISSIONERS' AGENDA**
- XVI. LAND BANK BOARD OF TRUSTEES' AGENDA**
- XVII. PUBLIC ANNOUNCEMENTS**
- XVIII. ADJOURN**

**SERGEANT-AT-ARMS: CAPTAIN GEORGE SIMS**

## V. PROCLAMATION

### 1. PROCLAMATION: JUNIPER GARDENS CHILDREN'S PROJECT DAY

**Synopsis:** A proclamation proclaiming Saturday, November 7, 2015, as Juniper Gardens Children's Project Day. (15177)

## VI. REVISIONS TO THE AGENDA

### XI. NON-PLANNING CONSENT AGENDA

#### REMOVE ITEM

#### ITEM NO. 2 – 15187.... PLAT: LEGENDS AUTO PLAZA SECOND PLAT

**Synopsis:** At the request of the developer, remove the Legends Auto Plaza Second Plat located at North 98<sup>th</sup> Street & Parallel Parkway, being developed by Schlitterbahn Water Parks and Resorts.

#### ADD ITEM

#### ITEM NO. 7 - 15204....APPOINTMENT TO BOARDS AND COMMISSIONS

**Synopsis:** Appointment of Deidra Tolon to the Alcohol & Drug Fund Advisory Committee, 10/29/15 – 5/30/17, submitted by Commissioner Philbrook.

### XIII. STANDING COMMITTEES' AGENDA

#### ADD ITEM

#### ITEM NO. 2 – 15168....GRANT: BODY-WORN CAMERAS

**Synopsis:** Action requested on a \$352,500 grant from the Federal Department of Justice for the Body-Worn Camera Policy and Implementation Program, submitted by Jenny Myers.

*On October 26, 2015, this item was presented to the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, for discussion only. Action needs to be taken on the grant by November 4, 2015.*

## PLANNING AND ZONING

### VIII. PLANNING AND ZONING CONSENT AGENDA

#### A. SPECIAL USE PERMIT APPLICATIONS

1. **#SP-2015-48 - ANTHONY NOVICH**

**SYNOPSIS:** Special Use Permit for a horse at 8731 Swartz Road, submitted by Robin H. Richardson, Director of Planning, 573-5774 (**RECOMMENDED FOR DENIAL**) (15178)

2. **#SP-2015-53 - EDMOND F. MUMMERT**

**SYNOPSIS:** Renewal of a Special Use Permit (#SP-2013-32) for ten (10) cats and one (1) dog at 4001 Booth Street, submitted by Robin H. Richardson, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR FIVE (5) YEARS**) (15179)

3. **#SP-2015-54 - MARIA VILLEGAS WITH SOCCER NATION**

**SYNOPSIS:** Renewal of a Special Use Permit (#SP-2013-32) for a youth athletic training facility at 520 South 55<sup>th</sup> Street, submitted by Robin H. Richardson, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR FIVE (5) YEARS**) (15180)

4. **#SP-2015-55 - ALISTAIR TUTTON WITH VOX THEATRE, LLC**

**SYNOPSIS:** Renewal of a Special Use Permit (#SP-2013-32) for a youth athletic training facility at 520 South 55<sup>th</sup> Street, submitted by Robin H. Richardson, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR FIVE (5) YEARS**) (15181)

5. **#SP-2015-57 - CASA AGAVE**

**SYNOPSIS:** Renewal of a Special Use Permit (#SP-2013-49) for live entertainment in conjunction with existing restaurant at 1340 Village West Parkway, submitted by Robin H. Richardson, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR FIVE (5) YEARS**) (15182)

6. **#SP-2015-58 - CINDY BURTON**

**SYNOPSIS:** Special Use Permit for ten (10) chickens at 816 South 72<sup>nd</sup> Street, submitted by Robin H. Richardson, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL FOR TWO (2) YEARS**) (15147)

7. **#SP-2015-59 - SARAH PURTEE WITH HIGH HEEL SWEETS**

**SYNOPSIS:** Home Occupation Special Use Permit for a bakery at 12516 Farrow Avenue, submitted by Robin H. Richardson, Director of Planning, 573-5774  
**(RECOMMENDED FOR APPROVAL FOR TWO (2) YEARS) (15149)**

8. **#SP-2015-60 - CURTIS PETERSON WITH POLSINELLI**

**SYNOPSIS:** Renewal of a Special Use Permit for an existing skilled nursing and assisted living facility (change of ownership only) at 8900 Parallel Parkway, submitted by Robin H. Richardson, Director of Planning, 573-5774  
**(RECOMMENDED FOR APPROVAL) (15183)**

9. **#SP-2015-61 - MICHAEL A. RHODES/COMMERCIAL LANDSCAPERS**

**SYNOPSIS:** Home Occupation Special Use Permit for a commercial landscaping business at 10702 Donahoo Road, submitted by Robin H. Richardson, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR TWO (2) YEARS) (15184)**

**B. MISCELLANEOUS - ORDINANCE (Final action on previously approved item)**

1. **ORDINANCE: VACATE UTILITY EASEMENTS**

**SYNOPSIS:** An ordinance vacating utility easements (#U/E-2015-8) at 1405 North 98<sup>th</sup> Street, submitted by Robin H. Richardson, Director of Planning, 573-5774  
**(15185)**

**IX. PLANNING AND ZONING NON-CONSENT AGENDA**

**A. SPECIAL USE PERMIT APPLICATION**

1. **SP-2015-56 - CLAUDINE BARNETT**

**SYNOPSIS:** Renewal of a Special Use Permit (#SP-2013-37) to keep three (3) horses at 3814 Leavenworth Road, submitted by Robin H. Richardson, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR TWO (2) YEARS – 7/2 VOTE) (15186)**

**TAX STATUS REPORT**  
***BOARD OF COMMISSIONERS AGENDA FOR OCTOBER 29, 2015***

None of the properties included in applications to be considered on the Planning & Zoning agenda have delinquent taxes prior to 2014.

**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 SESSION

### X. MAYOR'S AGENDA

No items of business

### XI. NON-PLANNING CONSENT AGENDA

#### 1. **PLAT: ELDRIDGE CUSTOM HOMES**

**SYNOPSIS:** Plat of Eldridge Custom Homes located at 47th Terrace & County Line Road and being developed by Cary W. Eldridge, submitted by Brent Thompson, County Surveyor, and William Heatherman, County Engineer. **(15189)**

#### 2. **PLAT: LEGENDS AUTO PLAZA SECOND PLAT**

**SYNOPSIS:** Plat of Legends Auto Plaza Second Plat located at North 98th Street & Parallel Parkway and being developed by Schlitterbahn Water Parks and Resorts, submitted by Brent Thompson, County Surveyor, and William Heatherman, County Engineer. **(15187)**

#### 3. **PLAT: MELROSE MANOR**

**SYNOPSIS:** Plat of Melrose Manor located at 1002 County Line Road and being developed by Ellen R. Melrose, submitted by Brent Thompson, County Surveyor, and William Heatherman, County Engineer. **(15188)**

#### 4. **APPOINTMENT/REAPPOINTMENT: BOARDS & COMMISSIONS**

**SYNOPSIS:** Appointment/Reappointment to Boards and Commissions:

Appointment of Melissa Bynum to the KCATA, 10/29/15 – 6/1/19, submitted by Mayor Holland

Reappointment of Barbara Jolley to the SSMID Board, 10/29/15 – 5/30/19, submitted by Commissioner Markley **(15193)**

#### 5. **WEEKLY BUSINESS MATERIAL**

**SYNOPSIS:** Weekly business material dated October 15 and 22, 2015.

#### 6. **MINUTES**

**SYNOPSIS:** Minutes from regular session of September 24, 2015.

## **XII. PUBLIC HEARING AGENDA**

No items of business

## **XIII. STANDING COMMITTEES' AGENDA**

### 1. **REQUEST: CDBG REALLOCATION AND GRANT APPLICATION PROCESS**

**SYNOPSIS:** Request approval of the 2016 application for CDBG funding and approve a timeline to implement the CDBG grant application process for allocated dollars from 2015 and 2016, submitted by Wilba Miller, Community Development Director. **(15164)**

*This item was scheduled to appear before the **Administration and Human Services Standing Committee**, co-chaired by Commissioner Bynum, on October 26, 2015. It was requested, and approved by the Mayor, to fast track this item to the October 29, 2015 full commission meeting.*

## **XIV. ADMINISTRATOR'S AGENDA**

No items of business

## **XV. COMMISSIONERS' AGENDA**

No items of business

## **XVI. LAND BANK BOARD OF TRUSTEES' AGENDA**

No items of business

## **XVII. PUBLIC ANNOUNCEMENTS**

## **XVIII. ADJOURN**