

**JULY 28, 2016 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 ARTRELL HARRIS, ROSWELL CHURCH OF CHRIST**
- IV. PLEDGE OF ALLEGIANCE**
- V. REVISIONS TO THURSDAY, JULY 28, 2016 AGENDA
BLUE SHEET**
- 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. NON-PLANNING 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 ROBERT ANGELL

PLANNING AGENDA

VII. PLANNING AND ZONING CONSENT AGENDA

A. CHANGE OF ZONE APPLICATIONS

1. **#3102 - STEVE WARGER WITH WARGER ASSOCIATES**

SYNOPSIS: Change of Zone from R-1 Single Family District to CP-3 Planned Commercial District for storage units at 7756 Holliday Drive, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL**)

Tracking #: 16698

2. **#3113 - JOE JENNINGS**

SYNOPSIS: Change of Zone from R-1 Single Family District to A-G Agriculture District to keep existing accessory buildings at 4600 Sortor Drive, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR DENIAL**)

Tracking #: 16699

3. **#3115 - KORB MAXWELL WITH POLSINELLI PC**

SYNOPSIS: Change of Zone from CP-1 Planned Limited Business District to CP-2 Planned General Business District for an 89-unit hotel at 3440 Rainbow Boulevard, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR APPROVAL**)

Tracking #: 16700

4. **#3116 - JENNIFER PAUTZ, PC WITH MDS REALTY INVESTMENT GROUP**

SYNOPSIS: Change of Zone from R-1(B) Single Family District to R-2 Two Family District for a duplex at 2912 North 47th Terrace, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR DENIAL**)

Tracking #: 16701

B. SPECIAL USE PERMIT APPLICATIONS

1. #SP-2016-48 - PARALLEL SENIOR VILLAS INC.

SYNOPSIS: Special Use Permit for a beauty salon at 6246 Parallel Parkway for current residents, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774
(RECOMMENDED FOR APPROVAL FOR 2 YEARS)

Tracking #: 16703

2. #SP-2016-51 - JAMI S. APPEGATE

SYNOPSIS: Special Use Permit for a kennel for five (5) dogs at 2819 North 100th Street, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774
(RECOMMENDED FOR APPROVAL FOR 2 YEARS)

Tracking #: 16704

C. PLAN REVIEW APPLICATION

1. #PR-2016-16 - JUSTIN HUNTING WITH CROSSLAND CONSTRUCTION

SYNOPSIS: Preliminary Plan Review for a new building for the KCK Police Department South Patrol Division at 2100R Metropolitan Avenue, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL)**

Tracking #: 16706

VIII. PLANNING AND ZONING NON-CONSENT AGENDA

A. SPECIAL USE PERMIT APPLICATION

1. #SP-2016-47 - ZACHARY RUBIO FOR LOS CUATES AUTO SALES

SYNOPSIS: Special Use Permit for a used car lot at 402 Osage Avenue, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 **(RECOMMENDED FOR APPROVAL FOR 1 YEAR - 5/1 VOTE)**

Tracking #: 16702

B. VACATION APPLICATION

1. #A-2016-7 - REZEK MUSLET WITH MUSLET LLC

SYNOPSIS: Vacation of an alley between 609 and 631 Central Avenue, submitted by Robin H. Richardson, AICP, Director of Planning, 573-5774 (**RECOMMENDED FOR DENIAL - 5/1 VOTE**)

Tracking #: 16705

TAX STATUS REPORT ***BOARD OF COMMISSIONERS AGENDA FOR JULY 28, 2016***

None of the properties included in applications to be considered on the Planning & Zoning agenda have delinquent taxes prior to 2013.

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. NON-PLANNING CONSENT AGENDA

1. ORDINANCES: AMENDMENTS TO VARIOUS CONSTRUCTION CODE SECTIONS

Synopsis: Proposed updates and amendments to the Unified Government's Electrical Code, Building Code, Fire Code, Plumbing Code, Property Maintenance Code, Mechanical Code, and Residential Code for One- and Two-Family Dwellings, submitted by Ryan Haga, Attorney.

On July 11, 2016, the Neighborhood and Community Development Standing Committee, chaired by Commissioner Walker, voted unanimously to approve and forward to full commission.

Tracking #: 16679

2. ORDINANCE: EXPANDING UG'S ABILITY TO PLACE A LIEN FOR DAMAGE TO A STRUCTURE

Synopsis: Proposed amendments to expand the ability of the UG to place a lien on the proceeds of any covered claims for damage to a structure in excess of 75% of the face value of the insurance policy, submitted by Ryan Haga, Attorney.

On July 11, 2016, the Neighborhood and Community Development Standing Committee, chaired by Commissioner Walker, voted unanimously to approve and forward to full commission.

Tracking #: 16683

3. ORDINANCE: CENTRAL AVE. & 18TH ST. INTERSECTION, CMIP #1223

SYNOPSIS: An ordinance authorizing the Chief Counsel to institute proceedings to acquire land for the Central Avenue and 18th Street Intersection Improvement Project, CMIP 1223, No. 105-N-0649-01, submitted by Lideana Laboy, Engineering.

On December 4, 2014, the Commission unanimously adopted Resolution No. R-105-14, authorizing said improvement.

Tracking #: 16690

4. ORDINANCE: LEGACY APARTMENTS PARKING PROJECT

SYNOPSIS: An ordinance authorizing the issuance of \$14M of Community Improvement District (CID) sales tax revenue bonds (Legacy Apartments Parking Project), Series 2016, submitted by Kathleen VonAchen, Chief Financial Officer.

*On July 11, 2016, the **Economic Development and Finance Standing Committee**, chaired by Commissioner McKiernan, voted unanimously to approve and forward to full commission.*

Tracking #: 16684

5. RESOLUTION: RAINBOW VILLAGE PROJECT IRBs

SYNOPSIS: A resolution of intent to issue \$12M in industrial revenue bonds (IRBs) for Rainbow Legacy Investors, LLC, for the Rainbow Village Project, consisting of an 89-room hotel, submitted by Marlon Goff, Urban Redevelopment Manager. The TIF Project Plan and development agreement was approved on June 9, 2016.

*On July 11, 2015, the **Economic Development and Finance Standing Committee**, chaired by Commissioner McKiernan, voted unanimously to approve and forward to full commission.*

Tracking #: 16708

6. RESOLUTION: EPA BROWNFIELDS AREA-WIDE PLANNING GRANT APPLICATION

SYNOPSIS: A resolution authorizing the Unified Government to request a Brownfields Area-Wide Planning Grant from the Environmental Protection Agency (EPA), submitted by Angela Harshbarger, Economic Development. The deadline to submit the application is August 10, 2016.

*On July 11, 2016, the **Economic Development and Finance Standing Committee**, chaired by Commissioner McKiernan, voted unanimously to approve and forward to full commission.*

Tracking #: 16709

7. **NOMINATIONS: BOARDS AND COMMISSIONS**

SYNOPSIS: Nominations for Boards and Commissions:

Susan Maier, Demolition Appeals Board, 7/28/16 to 3/31/20, submitted by Commissioner Bynum

David H. Spero, Wyandotte Leavenworth Advisory Council on Aging, 7/28/16 to 3/31/18, submitted by Commissioner Walker

Dwight Depriest, Demolition Appeals Board, 7/28/16 to 3/31/18, submitted by Commissioner Walker

Carolyn Wyatt, UG Board of Park Commission, 7/28/16 to 3/31/18, submitted by Commissioner Townsend

Carole Newton, Demolition Appeals Board, 7/28/16 to 3/31/18, submitted by Commissioner Townsend

Paul Soptic, Demolition Appeals Board, 7/28/16 to 3/31/20, submitted by Commissioner McKiernan

Erin Stryka, Demolition Appeals Board, 7/28/16 to 3/31/20, submitted by Commissioner Murguia

Bob Laubsch, Demolition Appeals Board, 7/28/16 to 3/31/20, submitted by Commissioner Johnson

Jim Grohusky, Demolition Appeals Board, 7/28/16 to 3/31/18, submitted by Commissioner Kane

Don Jolley, Demolition Appeals Board, 7/28/16 to 3/31/20, submitted by Commissioner Markley

Don Bozich, Demolition Appeals Board, 7/28/16 to 3/31/18, submitted by Commissioner Walters

Lou Braswell, Demolition Appeals Board, 7/28/16 to 3/31/18, submitted by Commissioner Philbrook

Revised: Paul Soptic, Law Enforcement Advisory Board, 6/30/16 to 3/31/20, submitted by Commissioner Johnson

Tracking #: 16712

8. **MINUTES**

SYNOPSIS: Minutes from special sessions of June 30 and July 7, 2016.

Tracking #: MINUTES

9. **WEEKLY BUSINESS MATERIAL**

SYNOPSIS: Weekly business material dated June 30, July 7, 14, and 21, 2016.

Tracking #: WEEKLY BUSINESS MATERIAL

XI. PUBLIC HEARING AGENDA

XII. STANDING COMMITTEES' AGENDA

XIII. ADMINISTRATOR'S AGENDA

1. **ORDINANCE: ESTABLISHING A DOWNTOWN SSMID**

SYNOPSIS: An ordinance establishing a Downtown Self-Supported Municipal Improvement District (SSMID), submitted by Patrick Waters, Attorney.

On June 30, 2016, the Commission unanimously voted to approve establishment of a Downtown SSMID; however, amendments made to the boundaries was approved by an 8/2 vote.

Tracking #: 16623

2. **BUDGET ITEMS: 2016 AMENDED BUDGET, 2017 BUDGET, AND ANNUAL ACTION PLAN AND CITIZEN PARTICIPATION PLAN**

SYNOPSIS: Adoption of the following resolutions and ordinances regarding the 2016 Amended Budget, the 2017 Proposed Budget, and the 2016-2017 Annual Action Plan and the Citizen Participation Plan.

a. **RESOLUTION: LIBRARY BOARD TAX RATE**

A resolution expressing the property taxation policy of the Unified Government with respect to financing of the 2017 annual budget for the Wyandotte County Library; approving and adopting the 2017 budget of the Wyandotte County Library; levying a tax for the Library to fund the budget set by the Wyandotte County Library Board within the Wyandotte County Library District (Piper, Edwardsville, and Turner); and appropriating the funds on the behalf of the Wyandotte County Library.

b. **ORDINANCE: DOWNTOWN SSMID**

An ordinance expressing the property taxation policy of the Unified Government with respect to financing of the 2017 annual budget for the Self-Supported Municipal Improvement District (SSMID) and approving, adopting, and appropriating the budget of the SSMID and levying a tax for the year, beginning January 1, 2017.

c. ORDINANCE: SEWER SERVICE RATE

An ordinance adopting a regulation establishing the rate for sewer service charges effective January 1, 2017.

d. RESOLUTION: BPU PILOT RATE

A resolution setting the percentage of gross revenues to be set over by the Board of Public Utilities to the Unified Government for 2017 (the PILOT).

e. RESOLUTION: 2016-2017 ANNUAL ACTION PLAN AND AMENDED CITIZEN PARTICIPATION PLAN

A resolution approving and authorizing submission of the 2016-2017 Annual Action Plan and Amended Citizen Participation Plan to the U.S. Department of Housing and Urban Development.

f. RESOLUTION AND ORDINANCE: 2016 AMENDED BUDGET AND 2017 ANNUAL BUDGET

A resolution and an ordinance approving, adopting, and appropriating the budget of the Unified Government of Wyandotte County/Kansas City, Kansas, for the amended 2016 budget and the 2017 budget for the year beginning January 1, 2017, as submitted by the County Administrator and amended by Attachment A.
(Information forthcoming)

Tracking #: 16710

XIV. COMMISSIONERS' AGENDA

XV. LAND BANK BOARD OF TRUSTEES' CONSENT AGENDA

1. **COMMUNICATION: LAND BANK APPLICATIONS**

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.

Side-lots

36 S. Hallock St. - Distant Vista Properties, LLC
38 S. Hallock St. - Distant Vista Properties, LLC
3014 N. 17th St. - Maria Fernandez
1716 N. 25th St. - Claude Johnson

Rehab

3023 S. 23rd Cir. - Residential Revival, LLC

Transfer from Land Bank

4714 Vista Dr. - Argentine Betterment Corporation (ABC)
(ABC will be building a single-family home using CDBG funds)

*On July 11, 2016, the **Neighborhood and Community Development Standing Committee**, chaired by Commissioner Walker, voted unanimously to approve and forward to the Land Bank Board of Trustees.*

Tracking #: 16682

XVI. PUBLIC ANNOUNCEMENTS

XVII. ADJOURN