

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, December 16, 2002
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

FDECEMBER						
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						
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26	27	28	29	30	31	

(This agenda is subject to changes, additions or deletions at the discretion of the City Council)

- Mayor Dunn Councilmembers
- Taylor Rasmussen Gill Story
- Dunn Rawlings Bussing Gullledge

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. Any presentation is for informational purposes only. 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

6. SPECIAL BUSINESS- Authorization for City Administrator to respond to State Budget Cuts for 2003

7. CONSENT AGENDA

Consent agenda items have been studied by the Governing Body and determined to be routine enough to be acted on 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. Approval of Appropriation Ordinance No. 961
- B. Minutes of the November 18, 2002, Governing Body meeting
- C. Minutes of the December 2, 2002, Governing Body meeting
- D. Minutes of the December 2, 2002, Special Call Governing Body meeting
- E. Minutes of the November 12, 2002, Parks & Recreation Advisory Board meeting

- F. Minutes of the October 15, 2002, Historic Commission meeting
- G. Mayoral appointment of Councilmember Pat Dunn, on the County Stormwater Management Advisory Council [SMAC] as the Leawood Representative
- H. Approve Change Order No. 2, in the amount of \$5,100.00, to Pyramid Contractors, improvements to the east bank of Indian Creek near State Line Road, pertaining to the Indian Creek Bank Stabilization Project, SMAC Project # IC-04-039
- I. Approve 7th and Final Payment in the amount of \$52,547.36, to Pyramid Contractors, Inc., pertaining to the Indian Creek Bank Stabilization Project, SMAC Project # IC-04-039
- J. Approve 3rd and Final Payment in the amount of \$3,573.00, to George Butler Associates, pertaining to the Bridge Inventory Project
- K. Approve 5th and Final Payment in the amount of \$17,837.78, to Seal-O-Matic Paving Company, Inc., pertaining to the 2002 Residential Street Mill & Overlay Program
- L. Approve 2nd and Final Payment in the amount of \$72,516.61, to Kansas Gas Service, a division of ONEOK, Inc., pertaining to the relocation of utility lines for the 119th & Mission Road Intersection Improvement Project [CIP # 159]
- M. Approve purchase in the amount of \$3,795.00, to Kustom Signal, for the purchase of a Pro Laser-3 Speed Measuring Device
- N. Approve purchase in the amount of \$15,000.00, to Rosehill Gardens, for landscaping located at the 133rd Street and Mission Road Park [‘Price Chopper’]
- O. Resolution approving and authorizing the Mayor to execute a Consulting Agreement in the amount of \$116,400.00, between the City and Continental Consulting Engineers, to conduct a preliminary engineering study, pertaining to the IRONHORSE Golf Club Stormwater Project, SMAC No. NC-04-001
- P. Resolution approving and authorizing the Mayor to execute a Letter of Understanding between the City and Johnson County Department of Human Services & Aging to provide City funding for an amount not to exceed \$1,351.00, for the 2003 Utility Assistance Program
- Q. Resolution approving and authorizing the Mayor to execute a Grant Agreement between the City and Board of County Commissioners of Johnson County, [BOCC], pertaining to the granting of \$41,000.00, for the Oxford Schoolhouse Project
- R. Resolution approving and authorizing the Mayor to execute Addendum One to an Agreement, between the City and United Missouri Bank [UMB], pertaining to the Section 125 Plan, increasing the maximum contribution for health care reimbursements to \$3,000, in accordance with revisions to the Federal Tax Law
- S. Resolution approving and authorizing the Mayor to execute an Amendment One to an Engineering Service Agreement in the amount of \$9,825.00, between the City and Black and Veatch Corporation, pertaining to the Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024]

- T. Resolution adopting the reporting requirements relating to Public Infrastructure in accordance with the criteria established by the Governmental Accounting Standards Board [GASB]
- U. Resolution approving acceptance of Public Infrastructure Improvements located within the following subdivisions: Mission Prairie, 142nd & Mission Road; Camden Woods 2nd Plat, 143rd & Aberdeen; Market Square, 135th & Pawnee; Steeplechase 4th Plat, 147th & Canterbury; and Whitehorse 4th Plat, 151st & Rosewood, in accordance with the GASB-34 Guidelines of Reporting Inventory of Assets
- V. Police Department Monthly Report
- W. Fire Department Monthly Report
- X. Municipal Court Monthly Report
- Y. Renewal of Employee Long Term Disability [LTD] and Life Insurance Plans

8. MAYOR'S REPORT

- A. Acceptance of \$500.00, donation from Wal-Mart [Sam's Club] to the Oxford School House Project

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[from November 26, 2002, Planning Commission meeting]

- A. Resolution approving a preliminary site plan and preliminary plat for Mission Farms, located at 105th & Mission Road
- B. Resolution approving a preliminary site plan for Associated Plastic Surgeons, located at 115th Street & Granada
- C. Resolution approving a preliminary plat for Leawood Pines, located at 103rd Street & Lee Boulevard

12. OLD BUSINESS

- A. Ordinance amending Chapter 13, Article 3, of the Code of the City of Leawood, 2000, by adding a new Section 13-337, pertaining to the placement of gates on public streets, and repealing Ordinance No. 1969C
- B. Ordinance amending Chapter 16, of the Leawood Development Ordinance [LDO] by adding a new Section 16-1.7, pertaining to Planning Commission procedures of reviewing requests to install such gates, and repealing Ordinance No. 1969C

Staff Comment: *These ordinances are identical to the ordinances considered and passed on November 18, 2002. For clarification purposes only, staff requests the Governing Body vote on the Code ordinance and the LDO ordinance separately*

- C. Approve Item # 1, as described in Change Order No. 5, with Vanum Construction in an amount not to exceed \$19,080.00, pertaining to the construction of I-Lan Park located at 12601 Nall Avenue [CIP# 111] [*Continued from the December 2, 2002, Governing Body Meeting*]

Staff Comment: Staff is recommending this item be continued to the January 6, 2003, Governing Body meeting

13. NEW BUSINESS

- A. Ordinance amending Article 3, Chapter XIII, of the of the Code of the City of Leawood, 2000, regulating the use and excavation of public Right-of-Way [ROW]
- B. Resolution waiving the bidding process pertaining to the improvements of the Plaza Pointe Fountain and Amenity Features Project, in accordance with Charter Ordinance No. 32 [CIP # 174]
- C. Resolution approving and authorizing the Mayor to execute a Landscaping Agreement in the amount of \$218,912.40, between the City and the Sailors Group, pertaining to landscaping located at 135th Street & Roe Avenue [Plaza Pointe Development] [CIP # 174]

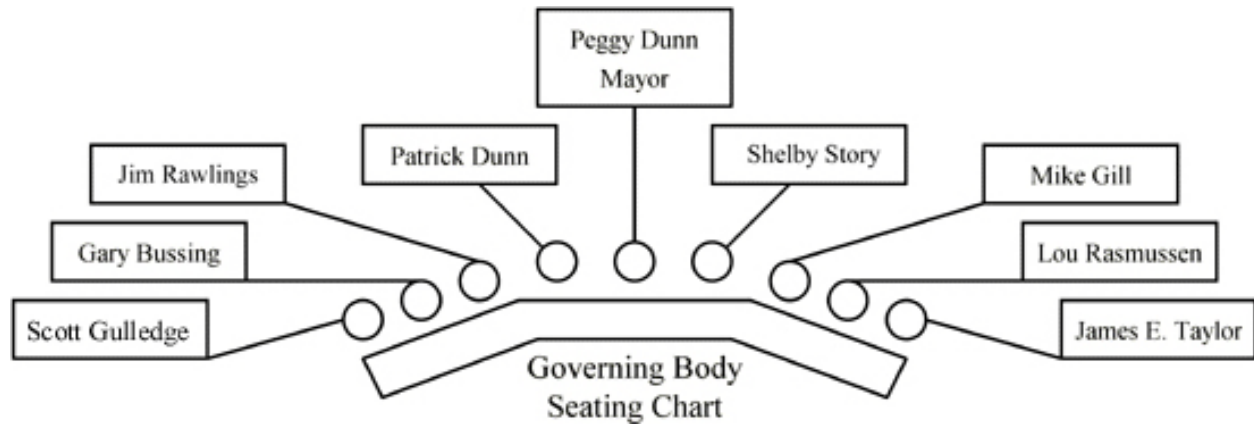
Staff Comment: This is part of the Special Benefit Financing District

- D. Resolution amending and restating Resolution Nos. 1524 as amended and restated by Resolution No. 1639, finding as to the advisability of and authorizing the improvement and construction of 133rd Street from Mission Road to Roe Avenue, [133rd Street Benefit District Improvement Project] pursuant to K.S.A. § 12-6a01 et seq.
- E. Resolution amending Resolution No. 1506, finding as to the advisability and authorizing the construction of improvements to 151st Street between Nall Avenue and Mission Road, [Project # 167] pursuant to K.S.A. § 12-685 et seq
- F. Resolution finding as to and authorizing the acquisition, construction and installation of Fire Station No. 3, located on certain real property at 14801 Mission Road, [Project # 151] pursuant to K.S.A. § 12-1736 et seq
- G. Schedule Governing Body Work Session on Monday, January 13, 2003, at 6:00 P.M., to discuss Governing Body 2003 Goals and Objectives

14. OTHER BUSINESS

ADJOURN

Mayor and City Council



Regular meetings of the Leawood City Council are held the first and third Mondays of each month beginning at 7:30 PM. Copies of the agenda are available at the Office of the City Clerk on the Friday prior to the meeting.

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.

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:** 3/4 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 members present ["Simple Majority"]
- **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.