

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, November 17, 2003
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

NOVEMBER							DECEMBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
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2	3	4	5	6	7	8	7	8	9	10	11	12	13
9	10	11	12	13	14	15	14	15	16	17	18	19	20
16	17	18	19	20	21	22	21	22	23	24	25	26	27
23	24	25	26	27	28	29	28	29	30	31			
						30							

****AMENDED AGENDA**

(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 Hunger & Homelessness Awareness Week;
November 16-22, 2003
Christmas Bureau Day, November 18, 2003**

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

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. 987

- B. Accept Minutes of the November 3, 2003, Governing Body meeting
- C. Accept Minutes of the October 14, 2003, Historic Commission meeting
- D. Accept Minutes of the September 25, 2003, IRONHORSE Advisory Board meeting
- E. Renewal of Cereal Malt Beverage [CMB] license for Hy-Vee Foods, Inc., located at 12200 State Line
- F. Approve Change Order No. 3, in the amount of \$5,651.51, to Walton Construction Company pertaining to the Cornerstone & Church of the Resurrection Public Improvement Projects [CIP # 190-194]
- G. Resolution approving and authorizing the Mayor to execute an Inter-local Agreement between the City and Johnson County Board of County Commissioners [BOCC] pertaining to the Roe Avenue Improvement Project [between Tomahawk Creek Parkway and 135th Street] [CIP # 110] [relating to 2004 CARS Program]
- H. Resolution approving and authorizing the Mayor to execute Amendment No. 1 to that certain Inter-local Federal AID Road Construction Agreement dated October 20, 2003, between the City and Bucher Willis Ratliff [BWR] pertaining to the Roe Avenue Improvement Project between 124th Street and 135th Street [CIP # 110]
- I. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$57,900.50 between the City and Miles Excavating, Inc., pertaining to the Storm Sewer Maintenance Project 03-601
- J. Approve 4th and Final Pay Request in the amount of \$26,212.52, to Seal-O-Matic Paving Company, pertaining to the 2003 Residential Mill & Overlay Program
- K. Resolution designating holidays for the year 2004, in accordance with the Personnel Rules & Regulations of the City of Leawood, Kansas
- L. Resolution calling for a public hearing regarding amendments to the 2003 Fiscal Budget for the City of Leawood, Kansas
- M. Affirmation of City Administrator's Approval of Certified Statement regarding the conditions to Article II of that certain Construction Agreement dated August 4, 2003, between the City and Walton Construction Company, L.L.C., pertaining to the construction of public improvements, including streets and stormwater, located in the vicinity of 135th Street and Nall Avenue – *[Continued from the November 3, 2003, Governing Body meeting]*
- N. Fire Department Monthly Report
- O. Municipal Court Monthly Report
***Due to a Police Department computer conversion- the Monthly Police Reports will not be available until January 2004.*

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[from the October 28, 2003, Planning Commission meeting]

- **A. Ordinance approving a Special Use Permit for Eckerd’s Drug Store located on the southwest corner of 135th Street and Briar, within Cornerstone Development [Roll Call Vote]

- **A1. Ordinance approving Preliminary Site Plan for Eckerd’s Drug Store located on the southwest corner of 135th Street and Briar, within Cornerstone Development [Roll Call Vote]

- B. Ordinance rezoning from RP-1, Planned Single Family Residential to RP-2, Planned Cluster Detached Residential, preliminary Site Plan and Preliminary Plat for Highlands Creek, located south of 143rd Street and east of Nall Avenue [Roll Call Vote]

- C. Ordinance amending § 16-2-10.3, of the Leawood Development Ordinance [LDO] Materials and Colors, specifically colors for Asphalt Composition Roofing [Roll Call Vote]

[from the November 11, 2003, Planning Commission meeting]

- D. Ordinance approving a Preliminary Site Plan and Preliminary Plat for Pinnacle IV Office Building located north of 115th Street and West of Tomahawk Creek Parkway [Roll Call Vote]

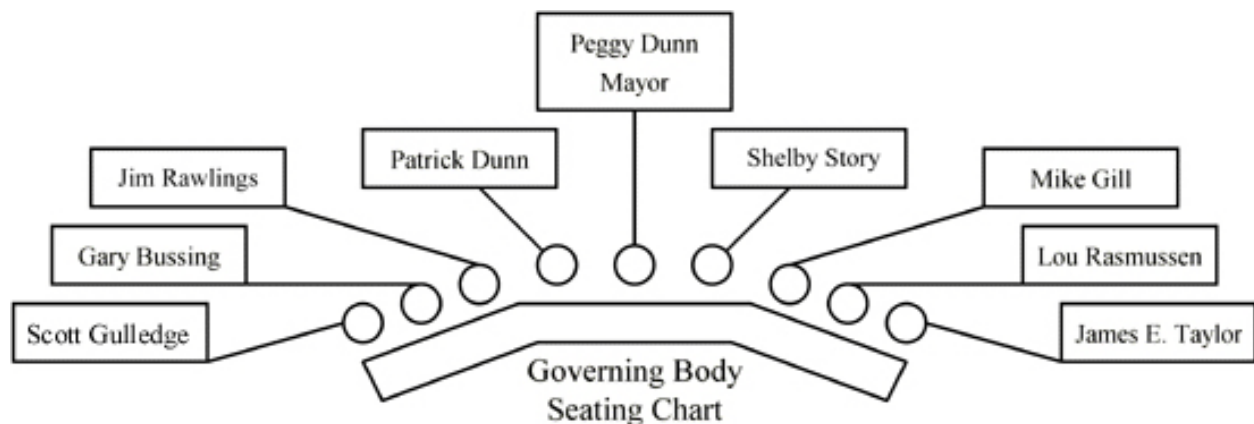
12. OLD BUSINESS

13. NEW BUSINESS

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 councilpersons. 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.