

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, May 3, 2004
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

MAY							JUNE						
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	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
30	31												

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

Mayor Peggy Dunn

Councilmembers

<u>Ward One</u>	<u>Ward Two</u>	<u>Ward Three</u>	<u>Ward Four</u>
Debra Filla	Louis Rasmussen	Gary Bussing	Scott Gullede
Gregory Peppes	Jim Rawlings	Mike Gill	James Taylor

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. It is not appropriate to comment on pending litigation, municipal court matters or personal issues. 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**
- **Municipal Clerks Week, May 2-8, 2004**
 - **Child Care Provider Appreciation Day, May 7, 2004**
 - **National Public Works Week, May 16-22, 2004**

5. RESOLUTION NO. 2210 OF APPRECIATION TO WARD ONE COUNCILMEMBER SHELBY STORY

6. OATH OF OFFICE ADMINISTERED TO COUNCILMEMBER-APPOINTED, GREGORY PEPPES, TO FILL UNEXPIRED TERM OF SHELBY STORY FROM 2004-2006

7. ROLL CALL OF NEW COUNCILMEMBERS

8. PRESENTATION/RECOGNITIONS

Recognition of the Ellis and Associates Platinum Award of Excellence to the Leawood Aquatic Center

9. SPECIAL BUSINESS

- A. Presentation of 2003 Annual Audit
- B. Resolution accepting the 2003 Comprehensive Annual Financial Report [Audit] for the City of Leawood, Kansas
- C. Request by the Johnson County Interfaith Hospitality Network, Inc., for the City of Leawood to be the lead agency for a CDBG Grant Application and for a public hearing to be set on Monday, May 17, 2004

10. 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. 997
- B. Accept Minutes of the April 19, 2004, Governing Body meeting
- C. Accept Minutes of the March 25, 2004, IRONHORSE Advisory Board meeting
- D. Mayoral Appointment for Governing Body Presiding Officers from May 2004 through April 2005
- E. Mayoral Appointments of Council Liaisons and Volunteers for Committees, Commissions and Boards
- F. Renewal of Cereal Malt Beverage [CMB] license for Hallbrook Country Club, located at 11300 Overbrook Road
- G. Approve Co-op Bids for certain PW Equipment [2004-1 and 2004-2, Platform Body; 2004-3, Dump Body; 2004-4, Material Spreader; 2004-5, Wheel Loader; and 2004-6, Truck Body]; and Fleet Vehicles
- H. Approve Change Order No. 2, in the amount of \$14,948.72, to Miles Excavating, Inc., pertaining to SMAC Stormwater Project No. JB-04-008, from Lee Boulevard to State Line and 103rd Street to I-435 Highway
- I. Approve Final Payment in the amount of \$701.29, to DeGasperi & Associates for architectural services pertaining to the Fire Station No. 2 Remodeling Project, 12701 Mission Road [CIP # 150]
- J. Resolution approving and authorizing the Mayor to execute Addendum No. 2, to that certain Design Engineering Agreement dated August 19, 2002, between the City and Continental Consulting Engineers, in the amount of \$44,360.00, pertaining to the JB-04-008 SMAC Project, Lee Boulevard to State Line and 103 Street to I-435 Highway
- K. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$2,000, between the City and Jeff Rumaner, pertaining to the Public Art Program

- L. Resolution approving a final plat for Village of Camden Woods, 60th Plat located south of 143rd Street and west of Kenneth Road
- M. Resolution approving a final plat for Village of Camden Woods, 61st Plat located south of 143rd Street and west of Kenneth Road
- N. Resolution approving a final plat for Village of Camden Woods, 62nd Plat located south of 143rd Street and west of Kenneth Road
- O. Resolution approving a final plat for Parkway Plaza located at the northwest corner of 135th Street and Roe Avenue
- P. Resolution amending the City's Debt Management Policy, previously adopted on April 3, 2000, and repealing Resolution No. 1518 –***CONTINUED FROM THE APRIL 19, 2004 GOVERNING BODY MEETING***
- Q. Resolution amending the City Special Benefit District Policy, previously adopted on September 2, 2003, and repealing Resolution No. 2072 –***CONTINUED FROM THE APRIL 19, 2004 GOVERNING BODY MEETING***
- R. Resolution adopting the 2005-2009 Capital Improvement Program [C.I.P.] for the City of Leawood, Kansas

11. MAYOR'S REPORT

12. COUNCILMEMBERS' REPORT

13. STAFF REPORT

COMMITTEE RECOMMENDATIONS

14. PLANNING COMMISSION

[from the February 24, 2004, Planning Commission meeting]

- A. Resolution approving a Final Site Plan for fence style modification for Village at Ironhorse, located at 151st and Granada

Staff Comment: The City Administrator does not support the applicant's request or the Planning Commission's recommendation to allow the fence installed at Village at Ironhorse to remain in place as currently constructed. A fence that resembles the other perimeter wrought iron fences around the golf course, including finials, and is in compliance with the original stipulation of approval for this development, should be required to be installed.

15. OLD BUSINESS

16. NEW BUSINESS

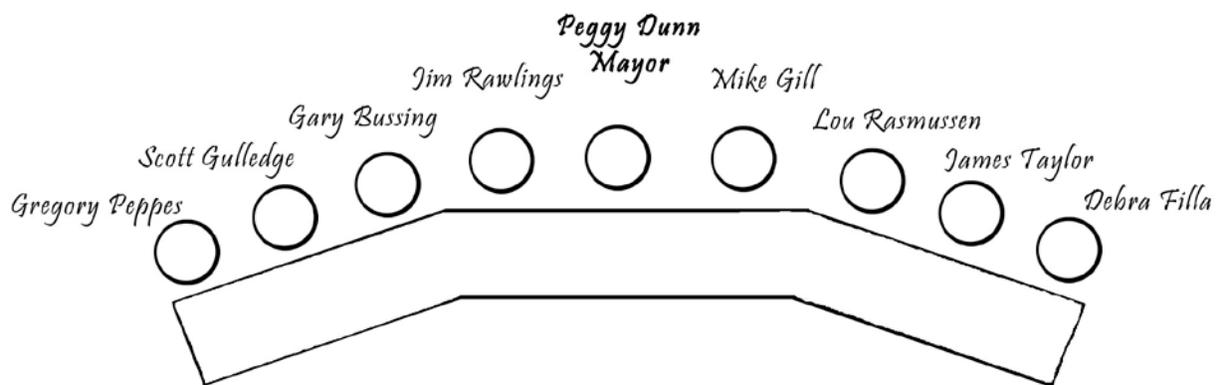
- A. Ordinance calling for an election to be held on August 3, 2004, for the purpose of voting on a proposition to re-authorize the City of Leawood, Kansas, to levy a one-eighth of one percent [.125%] City Retailers’ Sales Tax, in addition to the one percent (1.0%) currently levied, within the City of Leawood, Kansas, and to use the revenue from the additional tax to fund an accelerated residential and thoroughfare street improvement program and to make necessary stormwater improvements when such improvements are not otherwise eligible for funds from other governmental entities; such additional tax to take effect on July 1, 2005, and to end June 30, 2010. [Roll Call Vote]

- B. Schedule Governing Body Work Session on Monday, May 10, 2004, at 6:00 P.M., to discuss Transportation Development District Policy [TDD]

17. 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. 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.

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.