

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, May 2, 2005
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
1	2	3	4	5	6	7				1	2	3	4
8	9	10	11	12	13	14	5	6	7	8	9	10	11
15	16	17	18	19	20	21	12	13	14	15	16	17	18
22	23	24	25	26	27	28	19	20	21	22	23	24	25
29	30	31					26	27	28	29	30		

***AMENDED AGENDA**

(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 personnel 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 1-7, 2005

5. PRESENTATIONS/RECOGNITIONS Certificate of Achievement for Excellence in Financial Reporting

Distinguished Budget Presentation Awards Program

6. SPECIAL BUSINESS

[from the March 22, 2005 Planning Commission meeting]

- A. Ordinance approving a rezoning request from AG [Agriculture] to SD-O [Planned Office], Preliminary Site Plan and Preliminary Plat for Tomahawk Point located on the northwest corner of College Boulevard and Mission Road [Roll Call Vote] – *[Continued from April 18, 2005 Governing Body meeting]*

Staff Comment: *The applicant will provide the Governing Body with an update on the discussions between the applicant and area residents.*

- B. Presentation of 2004 Annual Audit
- C. Resolution accepting the 2004 Comprehensive Annual Financial Report [Audit] for the City of Leawood, Kansas
- D. Ordinance amending Chapter 1, Article 8, of the Code of the City of Leawood, 2000, by adding new Sections 1-827 through 1-830, establishing a Special Highway Fund for the City of Leawood, Kansas [Roll Call Vote]

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. Accept Appropriation Ordinance Nos. 1024B & 1025A
- B. Accept minutes of the April 18, 2005 Governing Body Work Session meeting
- C. Approve renewal of Cereal Malt Beverage [CMB] license for Hallbrook Country Club, 11200 Overbrook Road
- D. Mayoral Appointment for Governing Body Presiding Officers from May 2005 through April 2006
- E. Mayoral Appointments of Council Liaisons and Volunteers for Committees, Commissions and Boards
- F. Approve Co-op Bids for certain PW Equipment [2005-1, Equipment Trailer; 2005-2, 6-Yard Spreader; 2005-3, Dump Body; 2005-4, Platform Body; 2005-5, Snowplow; and 2005-6,[3] 2-Yard Spreaders
- G. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$22,000, pertaining to the July 4th fireworks display to be conducted at City Park, 10601 Lee Boulevard
- H. Resolution authorizing the acceptance of a Deed of Dedication from Leabrooke, 3rd Plat, to the City for property located at 145th & Kenneth Road, in accordance with the GASB-34 Guidelines of Reporting Inventory of Assets
- I. Resolution approving a final site plan for Mission Reserve located south of 151st Street and west of Mission Road *[from the April 12, 2005 Planning Commission meeting]*

- 8. **MAYOR’S REPORT**
- 9. **COUNCILMEMBERS’ REPORT**
- 10. **STAFF REPORT**
Report by Chief Ben Florance

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[from the March 29, 2005 Planning Commission meeting]

- A. Resolution approving a Final Site Plan and Final Plat for Estates of Old Leawood located at 8901 Sagamore [Leawood Country Club]

Staff Comment: *The City Administrator strongly opposes a portion of Stipulation No. 27, with regards to the reference of a possible future restriction to the access of the pedestrian bridge. It is the City Administrator’s position that the last sentence of Stipulation No. 27 should be removed.*

[from the April 12, 2005 Planning Commission meeting]

- * B. Resolution approving a Final Site Plan and Final Plat for Villaggio of Leawood - West located south of 135th Street and east of Roe Avenue – ***Continued to the May 16, 2005 Governing Body Meeting.***

12. OLD BUSINESS

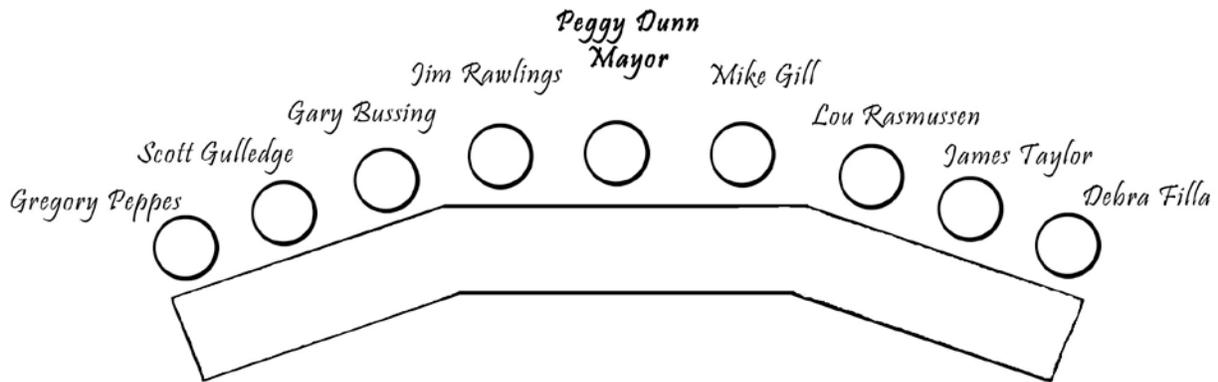
13. NEW BUSINESS

- A. Resolution amending and restating Resolution No. 2165, finding as to the advisability of and authorizing the improvement and construction of 133rd Street between Roe Avenue and the western city limit, Briar from 133rd Street South to 135th Street, 135th Street from the western city limit East to Roe Avenue and Roe Avenue between 133rd Street and 135th Street and other amenity features, located within the City of Leawood, Kansas, and accepting First Amended Petition for Improvement District, pursuant to K.S.A. § 12-16a01 Et Seq. [Parkway Plaza East/West CIP # 195]
- * B. Schedule Governing Body Work Session at 6:00 P.M., on Monday, May 16, 2005, to discuss Special Benefit Improvement District for Villaggio of Leawood-West located south of 135th Street and east of Roe Avenue

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. 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”]
- **Approving, Overriding, Amending or Revising Recommendation after Remand:** 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.