

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, June 6, 2005
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

JUNE						
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		

JULY						
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						

***AMENDED AGENDA**

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

Mayor Peggy Dunn

Councilmembers

Ward One

Debra Filla
Gregory Peppes

Ward Two

Louis Rasmussen
Jim Rawlings

Ward Three

Gary Bussing
Mike Gill

Ward Four

Scott Gullede
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

National Nursing Assistants' Week, June 9-16, 2005

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

A. **PUBLIC HEARING:** Proposed Assessments for the Roe/Nall & 137th Street Improvement Project [CIP # 190]

B. **Ordinance No. 2103**, levying assessments on lots, pieces and parcels of property located in the City of Leawood, Kansas, for the purpose of paying for the cost for the Roe Avenue, Nall Avenue and 137th Street Improvement Project [CIP # 190] [Roll Call Vote]

- C. **PUBLIC HEARING:** Proposed Assessments for the 137th Street and Briar Improvement Project [CIP # 191]
- D. **Ordinance No. 2104**, levying assessments on lots, pieces and parcels of property located in the City of Leawood, Kansas, for the purpose of paying for the cost for construction of Briar Street between 135th Street and 137th Street, construction of improvements to 135th Street from immediately east of Briar Street to Nall Avenue and construction of improvements to 137th Street between Briar Street and Nall Avenue Improvement Project [CIP # 191] [Roll Call Vote]
- E. **PUBLIC HEARING:** Proposed Assessments for the 135th Street and Roe Avenue Improvement Project [CIP # 194]
- F. **Ordinance No. 2105**, levying assessments on lots, pieces and parcels of property located in the City of Leawood, Kansas, for the purpose of paying for the cost for the 135th Street and Roe Avenue Improvement Project [CIP # 194] [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. 1026B & 1027A
- B. Accept minutes of the May 16, 2005 Governing Body meeting
- C. Accept minutes of the May 16, 2005 Governing Body Work Session meeting
- D. Accept minutes of the May 2, 2005 Governing Body Work Session meeting
- E. Accept minutes of the April 29, 2005 Public Works Committee
- F. Accept minutes of the March 8, 2005 Parks and Recreation Advisory Board
- G. Approve bid request in the amount of \$40,260.12, from Turf Technology, pertaining to the purchase of Park and Recreation maintenance equipment
- H. Approve bid request in the amount of \$10,605.00 from Commercial Turf & Tractor, pertaining to the purchase of Park and Recreation maintenance equipment
- I. Declaration of Surplus Property [PW Vehicles]
- J. Resolution approving and authorizing the Mayor to execute a Service Agreement between the City and Town & Country Building Services, in the amount of \$98,934.00, pertaining to city-wide janitorial services
- K. Resolution approving a Final Site Plan for Leawood Fountain Plaza – Building 3 located at 11100 Ash Street [*from the May 24, 2005 Planning Commission meeting*]
- L. Resolution approving a Final Site Plan for Nall Valley Shops – Buildings A and G located at the northeast corner of 151st Street and Nall Avenue [*from the May 24, 2005 Planning Commission meeting*]
- M. Resolution approving a Final Site Plan for 10308 State Line Road – Medical Office [*from the May 24, 2005 Planning Commission meeting*]

- N. Resolution approving a Final Site Plan for Plaza III located at the southwest corner of 135th Street and Briar within the Cornerstone of Leawood development *[from the May 24, 2005 Planning Commission meeting]*
- O. Resolution approving a Final Site Plan for Winstead's located at the southeast corner of 135th Street and Brian within the Cornerstone of Leawood development *[from the May 24, 2005 Planning Commission meeting]*
- P. Acceptance of donated funds to the Leawood Fire Department from the Leawood Woman's Club [\$3000.00 annual philanthropic donation and \$3000.00 donation for the purchase of the Leawood Fire Department 1949 fire truck]

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[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 the April 18, 2005 and May 2, 2005 Governing Body meetings]*

[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 from the May 16, 2005 Governing Body meeting*

[from the April 26, 2005 Planning Commission meeting]

- C. Ordinance approving a rezoning for a portion of the property from SD-CR [Planned General Retail] to SD-O [Planned Office], Preliminary Site Plan and Preliminary Plat for the 135th and Mission development located on the northwest corner of 135th Street and Mission Road [Roll Call Vote] –*Continued from the May 16, 2005 Governing Body meeting*

[from the May 10, 2005 Planning Commission meeting]

- D. Ordinance approving a rezoning from RP-4 (old zoning) to RP-2, Preliminary Site Plan and Preliminary Plat for Villas at Highlands Ranch located north of 138th Street and east of Chadwick [Roll Call Vote]

[from the May 10, 2005 Planning Commission meeting]

- E. Ordinance amending Section 16-5-2.1 of the Leawood Development Ordinance pertaining to the Planning Commission Review [Roll Call Vote]

12. OLD BUSINESS

- A. Resolution supporting the multi-jurisdictional effort for the planning and construction of a new Southern Highway

13. NEW BUSINESS

- A. Appointment of Councilmember Lou Rasmussen to be the City Representative for Johnson County's Task Force, Transit and Transportation Future-Focused Forum

- B. Request from Black and Veatch Consulting Engineers to execute Amendment No. 5, to that certain Consulting Engineering Agreement, dated April 26, 2001, for additional funds pertaining to the Dykes Branch Channel Improvement SMAC DB-04-024 Project, between 83rd Street and Wenonga Road south to 86th Street and Overhill Road

Staff Comment: The Public Works Director is not in support of this request.

- C. Ordinance adding a new Section 12-210A of Article 2 of Chapter XII of the Code of the City of Leawood, 2000, entitled 'Commercial Use of Parks' [Roll Call Vote]

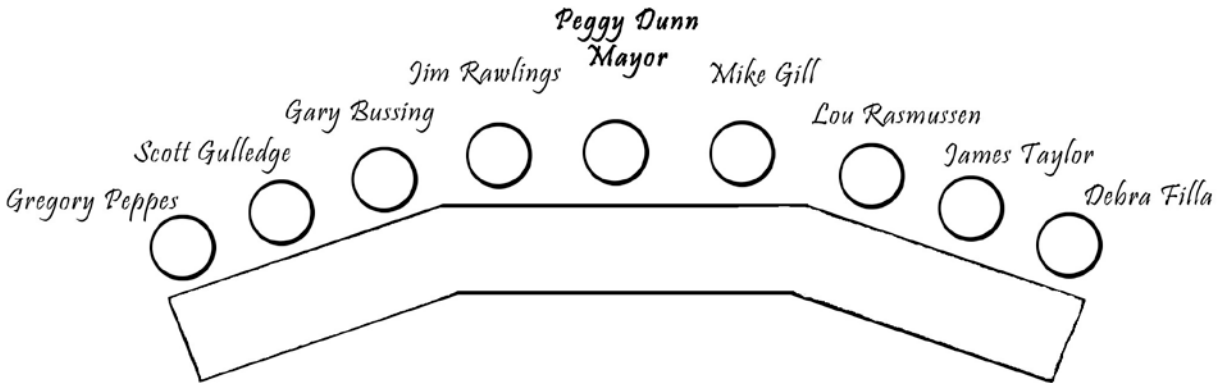
- D. Schedule an Executive Session immediately following the regular meeting to discuss acquisition of real property

14. OTHER BUSINESS

- *A. Discussion regarding possibly revising the Joint Governing Body/Budget & Finance Committee Work Sessions scheduled for June 13-15, 2005

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.