

**CITY OF LEAWOOD  
GOVERNING BODY  
MEETING AGENDA**

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

SEPTEMBER						
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11	12	13	14	15	16	17
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OCTOBER						
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30	31					

**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**

**Stepfamily Day, September 16, 2005  
Payroll Week, September 4-10, 2005**

**5. PRESENTATIONS/RECOGNITIONS**

**Fire Battalion Chief Wayne Harder &  
Fire Captain John Hinman**

**6. SPECIAL BUSINESS**

A. Request Approval for helicopter landing, in accordance with Code § 11-211, on Wednesday, September 14, 2005 between 5:00 PM and 7:00 PM for the 3<sup>rd</sup> annual Community Block Party to be held at Plaza Pointe Town and Country Bank, located on the southwest corner of 135<sup>th</sup> Street and Roe

## 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. 1032B, 1033A and 1033B
- B. Accept minutes of the August 15, 2005 Governing Body meeting
- C. Accept minutes of the June 14, 2005 Historic Commission meeting
- D. Accept minutes of the May 11, 2005 Leawood Foundation meeting
- E. Accept minutes of the July 12, 2005 Parks and Recreation Advisory Board meeting
- F. Accept minutes of the July 28, 2005 Ironhorse Advisory Board meeting
- G. Accept minutes of the August 19, 2005 Stormwater Management Committee meeting
- H. Approve renewal of Retail Liquor License for Ranchmart Wine & Spirit Shoppe, located at 3748 W. 95<sup>th</sup> Street
- I. Approve payment to Precision Printing, in the amount of \$17,427.50, pertaining to the Fall Activity Guide for the Parks and Recreation Department
- J. Resolution approving and authorizing the Mayor to execute a Maintenance Agreement in the amount of \$35,128.00, between the City and Commercial Waterproofing Company, pertaining to the City Hall courtyard
- K. Resolution approving and authorizing the Mayor to execute an Inter-local Agreement between the City of the Leawood and the City of Overland Park, pertaining to the Public Improvement of Roe Avenue between College Boulevard and Tomahawk Creek Parkway [2005 Arterial Street Program]
- L. 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 IRONHORSE Golf Club NC-04-001 Stormwater SMAC Project
- M. Resolution approving and authorizing the Mayor to execute a Professional Service Agreement in the amount of \$21,000, between the City and Brungardt Honomichi & Company, P.A., pertaining to surveying services for the 2006 Residential Street Reconstruction Program
- N. Resolution accepting and approving the City of Leawood's designated portion of the Johnson County Mitigation Plan
- O. Resolution accepting Public Infrastructure Improvements for the Highlands Creek Subdivision 4<sup>th</sup> Plat [GASB-34]
- P. Resolution approving a Final Site Plan for Nall Valley Shops - Walgreen located north of 151<sup>st</sup> Street and east of Nall Avenue [*from the August 23, 2005 Planning Commission meeting*]
- Q. Resolution approving a Final Site Plan for Bi-State Business Park - Speculative Office/Storage Building located south of 143<sup>rd</sup> Street and east of Kenneth Road [*from the August 23, 2005 Planning Commission meeting*]

- R. Resolution approving a Final Plat for Plaza Pointe, 2<sup>nd</sup> Plat, located south of 135<sup>th</sup> Street and west of Roe Avenue *[from the August 23, 2005 Planning Commission meeting]*
- S. Resolution approving a Final Plat for Village of Camden Woods, 82<sup>nd</sup> Plat located south of 143<sup>rd</sup> Street and west of Kenneth Road *[from the August 23, 2005 Planning Commission meeting]*
- T. Resolution approving a Final Plat for Village of Camden Woods, 83<sup>rd</sup> Plat located south of 143<sup>rd</sup> Street and west of Kenneth Road *[from the August 23, 2005 Planning Commission meeting]*
- U. Resolution approving a Final Site Plan for Parkway Plaza Lot 10 located north of 135<sup>th</sup> Street and east of Briar Street *[from the August 23, 2005 Planning Commission meeting]*

**8. MAYOR'S REPORT**

**9. COUNCILMEMBERS' REPORT**

- A. Councilmember Jim Rawlings' request for the Governing Body to have the applicant of Mission Corner appear at a future Work Session in October, 2005, to discuss plan development options

**10. STAFF REPORT**

**11. COMMITTEE RECOMMENDATIONS**

*[from August 19, 2005 Stormwater Management Committee meeting]*

- A. Recommendation of an extension to that certain Construction Agreement dated November 15, 2004, between the City and Wiedenmann & Godfrey Construction, Inc., pertaining to the Dykes Branch Channel Improvement [Phase II] SMAC DB-04-024 Project [CIP # 106]

*[from August 23, 2005 Planning Commission meeting]*

- B. Resolution approving a Final Site Plan and Final Plat for Tomahawk Pointe, First Phase, located north of College Boulevard and west of Mission Road

**12. OLD BUSINESS**

**13. NEW BUSINESS**

- A. Ordinance No. 2127, authorizing the issuance and delivery of \$4,090,000, principal amount of General Obligation Improvement Bonds, Series 2005-A, of the City of Leawood, Kansas providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on the Bonds as they become due; and making certain covenants with respect thereto [Roll Call Vote]
- B. Resolution No. 2455, prescribing the form and details of and authorizing the delivery of \$4,090,000 principal amount of General Obligation Improvement Bonds Series 2005-A, of the City of Leawood, Kansas, authorized by Ordinance No. 2127, of the City; providing certain covenants and agreements with respect thereto; and providing for execution of certain agreements in connection therewith

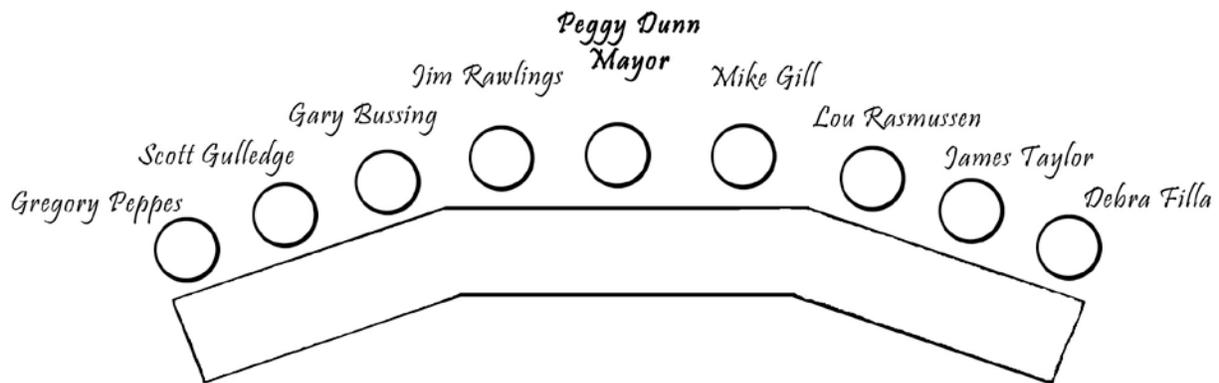
- C. Ordinance No. 2128, authorizing and providing for the issuance and delivery of \$33,200,000 principal amount of General Obligation Temporary Notes, Series 2005-A, of the City of Leawood, Kansas, to provide funds to finance the cost of certain public improvement projects within the City; and making certain covenants with respect thereto [Roll Call Vote]
- D. Resolution No. 2456, authorizing the issuance and delivery of \$33,200,000 principal amount of General Obligation Temporary Notes, Series 2005-A, of the City of Leawood, Kansas, for the purpose of financing a portion of the costs of certain public improvements in the City; and prescribing the terms and details of said notes and certain covenants and agreements with respect thereto
- E. Ordinance granting to Telcove Investment, LLC, a contract franchise to construct, operate, and maintain a telecommunications system in the City of Leawood, Kansas and prescribing the terms of said contract franchise [Roll Call Vote]
- F. Ordinance authorizing the creation of a Transportation Development District in the City of Leawood, Kansas; authorizing the development of certain transportation project improvements relating thereto; approving the estimated costs of such transportation project improvements; and providing for the method of financing therefor. [Utilities; Church of the Resurrection; CIP # 190] [Roll Call Vote]
- G. Ordinance authorizing and providing for the issuance and delivery of Transportation Development District Temporary Notes, Series 2005 of the City of Leawood, Kansas, in the principal amount of \$150,000 to provide temporary financing of the cost of a Transportation Development District Public Improvement Project in the City of Leawood, Kansas [Church of the Resurrection; CIP # 190] [Roll Call Vote]
- H. Resolution authorizing the issuance and delivery of Transportation Development District Temporary Notes, Series 2005 of the City of Leawood, Kansas, in the principal amount of \$150,000 to provide temporary financing of the costs of a Transportation Development District Public Improvement Project in the City; and prescribing the terms and details of said notes [Church of the Resurrection; CIP # 190]
- I. Ordinance authorizing the creation of a Transportation Development District in the City of Leawood, Kansas; authorizing the development of certain transportation project improvements relating thereto; approving the estimated costs of such transportation project improvements; and providing for the method of financing therefor. [Utilities; Cornerstone; CIP # 191] [Roll Call Vote]

- J. Ordinance authorizing and providing for the issuance and delivery of Transportation Development District Temporary Notes, Series 2005, of the City of Leawood, Kansas, in the principal amount of \$460,000 to provide temporary financing of the cost of a Transportation Development District Public Improvement Project in the City of Leawood, Kansas [Cornerstone; CIP # 191] [Roll Call Vote]
- K. Resolution authorizing the issuance and delivery of Transportation Development District temporary notes, Series 2005 of the City of Leawood, Kansas, in the principal amount of \$460,000 to provide temporary financing of the costs of a Transportation Development District Public Improvement Project in the City of Leawood, Kansas [Cornerstone; CIP # 191]
- L. Resolution waiving the bidding process in accordance with Charter Ordinance No. 32, to construct and repair improvements to Overbrook Road, from 103<sup>rd</sup> Street to approximately 600 feet north
- M. Resolution approving and authorizing the Mayor to execute a Construction Agreement for an amount not to exceed \$200,000 between the City and Seal-O-Matic Inc., pertaining to street repair of Overbrook Road north of 103<sup>rd</sup> Street

**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.