

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, October 17, 2005
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

OCTOBER							NOVEMBER						
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												

***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 Gregory Peppes	Louis Rasmussen Jim Rawlings	Gary Bussing Mike Gill	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

5. PRESENTATIONS/RECOGNITIONS Joint Committee [Foundation/Historic Commission/Arts Council] Arts Project

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. Accept Appropriation Ordinance Nos. 1035B & 1036A
- B. Accept minutes of the October 3, 2005 Governing Body meeting

If you require any accommodation (i.e. qualified interpreter, hearing assistance, etc.) in order to attend this meeting, please notify this office at 913.339.6700/tdd 913.339.6225 no later than 48 hours prior to the scheduled commencement of the meeting.

- C. Accept minutes of the September 6, 2005 Historic Commission meeting
- D. Acceptance of Health, AD&D, LTD and Life Insurance Benefits renewal for City Employees
- E. Resolution approving and authorizing the Mayor to execute a Financial Services Agreement between the City and Commerce Bank to provide certain banking service needs to the City of Leawood
- F. Resolution approving a Final Site Plan for 810 Zone located at 4800 W. 119th Street
- G. Resolution approving a Final Site Plan and Final Plat for Parkway Plaza Lot 6, located north of 135th Street and west of Roe Avenue
- H. Authorize the Mayor to execute a letter to Kansas Department of Transportation [KDOT] asking for a new sound study to be conducted on I-435 Highway [Leawood section]
- I. Police Department Monthly Report
- J. Fire Department Monthly Report
- K. Municipal Court Monthly Report
- *L. Resolution approving and authorizing the Mayor to execute a Service Agreement in the amount of \$20,000 between the City and the Kansas City Symphony, pertaining to performance in 2006 *This item has been continued to the November 7, 2005 Governing Body meeting*
- *M. Resolution approving and authorizing the Mayor to execute a Service Agreement between the City and the United Methodist Church of the Resurrection for the rental of space pertaining to the 2006 performance of the Kansas City Symphony *This item has been continued to the November 7, 2005 Governing Body meeting*

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

Update Report from Deputy Fire Chief Randy Hill on the Gulf Region Hurricane Relief Effort

COMMITTEE RECOMMENDATIONS

11. IRONHORSE ADVISORY BOARD

[from the June 23, 2005 Ironhorse Advisory Board meeting]

- A. Accept recommendation for that certain Professional Service Agreement dated September 2, 2003, between the City and Orion Management Solutions, to provide for the management of the IRONHORSE Golf Facility be extended for a two-year period, ending December 31, 2008 *[Continued from the September 19, 2005 Governing Body meeting]* – **THIS ITEM HAS BEEN CONTINUED TO THE NOVEMBER 7, 2005 GOVERNING BODY MEETING**

Staff Comment: It is the position of the City Administrator that the course closure for construction in the fall of 2006 and spring of 2007 provides an opportunity to solicit bids for a long-term [4-5 year] management contract because if there is a change in management companies, then a 'seamless' transition could occur prior to the resumption of golfing activities in May, 2007.

12. OLD BUSINESS

13. NEW BUSINESS

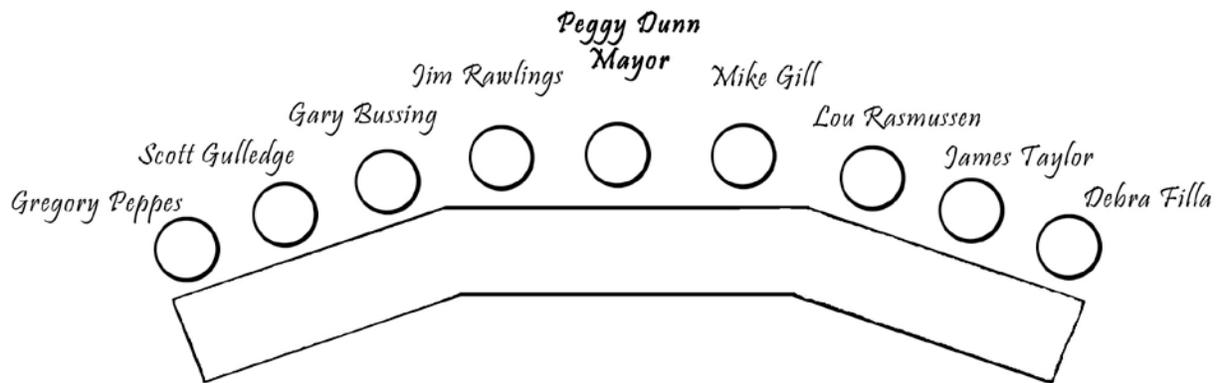
- *A. Ordinance authorizing the issuance and delivery of General Obligation Refunding Bonds, Series 2005-B, of the City of Leawood, Kansas for the purpose of providing funds to refund certain outstanding general obligation bonds of the City; prescribing the form and details of said Bonds; making provision 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] – ***THIS ITEM HAS BEEN REMOVED***
- *B. Resolution prescribing the form and details of and authorizing the delivery of General Obligation Refunding Bonds, Series 2005-B, of the City of Leawood, Kansas, authorized by Ordinance No. 2135 of the City; providing certain covenants and agreements with respect thereto; and providing for execution of certain agreements in connection therewith - ***THIS ITEM HAS BEEN REMOVED***
- C. Resolution waiving the bidding process, in accordance with Charter Ordinance No. 32, pertaining to Phase II of the Dykes Branch Channel Improvement SMAC DB-04-024 Project, between 83rd Street and Wenonga Road south to 86th Street and Overhill Road
- D. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$2,310,490.00, between the City and Wiedenmann & Godfrey Construction, Inc., pertaining to Phase II of the Dykes Branch Channel Improvement SMAC DB-04-024 Project, between 83rd Street and Wenonga Road south to 86th Street and Overhill Road
- E. Resolution approving and authorizing the Mayor to execute an Inter-local Agreement between the City and Board of Johnson County Commissioners for the construction of sewer line improvements pertaining to Phase II of the Dykes Branch Channel Improvement SMAC DB-04-024 Project, between 83rd Street and Wenonga Road south to 86th Street and Overhill Road
- F. Ordinance authorizing and providing for the acquisition of lands or interests therein by condemnation located on the southwest corner of 117th Street and Tomahawk Creek Parkway for the purposes of constructing public buildings, including a Justice Center [Roll Call Vote]
- G. Resolution approving and authorizing the Mayor to execute a Development Agreement between the City and Park Place Partners, LLC, for property located at 117 & Nall Avenue, pertaining to the Park Place Improvement Project [CIP # 196]

14. OTHER BUSINESS

- A. Schedule Governing Body Executive Session at 6:00 P.M. on Monday, November 7, 2005, to consult with attorney regarding matters subject to the attorney-client privilege

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.