

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, March 20, 2006
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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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

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

- A. Appeal of Administrative Appeal regarding the parking of a Recreational Vehicle [motor home and sailboat] at 3200 W 82nd Terrace [John Gall], in accordance with § 4-4 of the Leawood Development Ordinance [Ord. No. 1956]
- B. Appeal of Administrative Appeal regarding the parking of a Recreational Vehicle [fishing boat] at 8007 Meadow Lane [Larry Klien], in accordance with § 4-4 of the Leawood Development Ordinance [Ord. No. 1956]

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. 1046A, 1046B, 1047A, and 1047B
- B. Accept Minutes of the February 20, 2006 Governing Body meeting
- C. Accept Minutes of the February 20, 2006 Governing Body Work Session meeting
- D. Accept Minutes of the February 6, 2006 Governing Body Work Session meeting
- E. Accept Minutes of the January 19, 2006 IRONHORSE Golf Advisory Board
- F. Accept Minutes of the February 21, 2006 Parks & Recreation Advisory Board Meeting
- G. Approval of the Governing Body 2006 Goals & Objectives
- H. Approve Certified Cost Summary for Transportation Development District [TDD] [CIP # 190] [Roe/Nall & 137th Street] [CHURCH OF THE RESURRECTION]
- I. Approve Certified Cost Summary for Transportation Development District [TDD] [CIP # 191] [137th & Briar] [CORNERSTONE]
- J. Approve purchase in the amount of \$635,742 from Pierce Manufacturing for the purchase of 2006 Pierce Dash 75' Ladder Truck
- K. Approve bid in the amount of \$49,676.00, to Mobile Data Systems for the purchase of mobile data computers for the Fire Department
- L. Resolution adopting Amended GASB-34 Policy in accordance with the criteria established by the Governmental Accounting Standards Board [GASB], and repealing Resolution No. 1932
- M. Resolution calling for a public hearing regarding amendments to the 2006 Fiscal Budget for the City of Leawood, Kansas
- N. Resolution approving Shane Gardner as General Manager for the IRONHORSE Golf Club, 15400 Mission Road
- O. Resolution approving and authorizing the Mayor to execute Addendum No. 2, to that certain Purchase and Service Agreement dated May 5, 2003, in the amount of \$34,325.00, between the City and Eden Systems, Inc., pertaining to the Integrated Finance Software System [Eden Project] for 2 additional modules, GASB-34 and Contract Management
- P. Approve selection of Design Sense, Inc., to provide Design Engineering Services for the City in the amount of \$18,865.00, pertaining to the new facilities at Ironwoods Park, located at 14701 Mission Road
- Q. Resolution approving and authorizing the Mayor to execute a Lease/Purchase Agreement between the City and Commerce Bank, in the amount of \$220,000, for the leasing of golf cars for a 4-year term for IRONHORSE Golf Club – *Continued From The February 20, 2006 Governing Body Meeting*

- R. Resolution approving and authorizing the Mayor to execute a Relocation Agreement between the City and Water District No. 1 of Johnson County, Kansas [WATERONE] located at 117th and Nall Avenue, pertaining to the Park Place for sections of Roe Avenue, and 135th Street & Mission Road, pertaining to the Park Place Benefit District [CIP # 196]
- S. Resolution approving and authorizing the Mayor to execute Construction Agreement in the amount of \$231,250.00 between the City and Musselman & Hall Contractors, LLC, pertaining to the 2006 Slurry Seal Program
- T. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$1,535,005.90, between the City and Miller Paving, pertaining to the Residential Street Reconstruction Program [CIP # 80202]
- U. Resolution consenting to the enlargement of Consolidated Main Sewer District of Johnson County, Kansas, [JCUWD] by the Board of County Commissioners of Johnson County, Kansas [BOCC], pursuant to Johnson County Charter Resolution No. 29-92, for property located in the vicinity of 140th Drive & Mission Road, [Merry Lea Farms 3rd Plat]
- V. Resolution approving a Final Site Plan for signage for Realty Executives, located at 11401 Ash Street [*from the February 14, 2006 Planning Commission meeting*]
- W. Resolution approving a Final Site Plan for Merry Lea Farms, 3rd Plat, located on the south side of 140th Drive and west of Mission Road [*from the February 28, 2006 Planning Commission meeting*]
- X. Fire Department Monthly Report
- Y. Municipal Court Monthly Report
- Z. Police Department Monthly Report

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[from the February 14, 2006 Planning Commission meeting]

- A. Ordinance rezoning from AG [Agriculture] to RP-3 [Planned Cluster Detached Residential], and Preliminary Site Plan and Preliminary Plat for Colton Creek, located north of 143rd Street and east of Nall Avenue [Roll Call Vote] – ***CONTINUED TO THE MAY 1, 2006 GOVERNING BODY MEETING***
- B. Ordinance approving Parkway Plaza Starbuck's for a Special Use Permit for a drive-thru, preliminary site plan, final site plan and final plat, located at the northwest corner of 135th Street and Roe Ave [Roll Call Vote]
- C. Resolution approving a Revised Final Site Plan and Revised Final Plat for Estates at Old Leawood, located at 8901 Sagamore

12. OLD BUSINESS

13. NEW BUSINESS

- A. Ordinance No. 2155 accepting an Amended and Restated Petition for the creation of a Resurrection Transportation Development District [TDD] 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. [CIP # 190] [Utilities: Roe/Nall & 137th Street] [CHURCH OF THE RESURRECTION]

- B. Resolution No. 2549, ordering a public hearing to be held on April 3, 2006 at 7:30 P.M., or as soon thereafter as may be heard on proposed assessments for the burying of power lines located within the Resurrection Transportation Development District [TDD] immediately east of Nall Avenue between 137th and 139th Streets and directing the City Clerk to publish notice thereof and provide written notice to owners of property of such assessments [CIP # 190] [Roe/Nall & 137th Street] [CHURCH OF THE RESURRECTION]

- C. Ordinance No. 2156 accepting an Amended and Restated Petition for the creation of a Cornerstone Transportation Development District [TDD] 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. [CIP # 191] [Utilities: 137th & Briar] [CORNERSTONE] [Roll Call Vote]

- D. Resolution No. 2550, ordering a public hearing to be held on April 3, 2006, at 7:30 P.M., or as soon thereafter as may be heard on proposed assessments for the for the burying of power lines located within the Cornerstone Transportation Development District [TDD], between Briar Street and Nall Avenue and 135th and 137th Streets, and directing the City Clerk to publish notice thereof and provide written notice to owners of property of such assessments [CIP # 191] [137th & Briar] [CORNERSTONE]

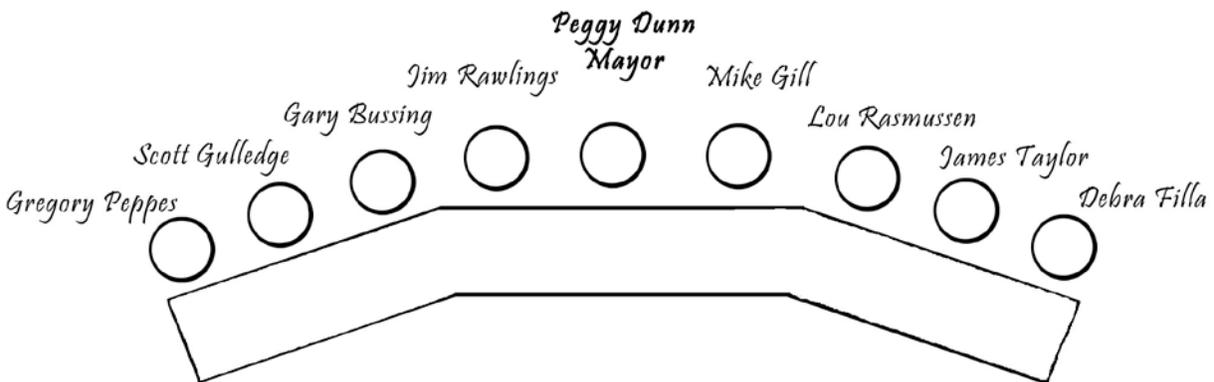
- E. Resolution No. 2551, amending Resolution No. 1681, authorizing the construction of improvements to Roe Avenue, a main trafficway, between 124th Street and 135th Street, located within the City of Leawood, Kansas, pursuant to K.S.A. § 12-685 ET SEQ., and authorizing certain related matters and actions; [Roe Avenue CIP# 110]

- F. Resolution No. 2552 authorizing the City to purchase land located at the southwest corner of 117th Street and Tomahawk Creek Parkway, Leawood, Johnson County, Kansas for the purposes of constructing public buildings, including a Justice Center
- G. Resolution No. 2553 authorizing the acquisition of certain real property located at the southwest corner of 117th Street and Tomahawk Creek Parkway, within the City of Leawood, Kansas and construction and installation of a public building or buildings thereon; providing for the issuance of General Obligation Bonds of the City pursuant to K.S.A. § 12-1737 to provide funds to pay the costs thereof, and for the issuance of Temporary Notes of the City pending the issuance of said Bonds; expressing the intent to reimburse costs of the project so incurred from proceeds of such Temporary Notes and General Obligation Bonds; and authorizing and approving certain related matters and actions
- H. Resolution declaring it necessary to appropriate private property for the use of the City of Leawood, Kansas for Phase II of the Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024] from 83rd Street and Wenonga, south to 86th Street and Overhill Road, in the City of Leawood, Johnson County, Kansas

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.