

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, May 1, 2006
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					1	2	3
7	8	9	10	11	12	13	4	5	6	7	8	9	10
14	15	16	17	18	19	20	11	12	13	14	15	16	17
21	22	23	24	25	26	27	18	19	20	21	22	23	24
28	29	30	31				25	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			
	Ward One	Ward Two	Ward Three	Ward Four
	Debra Filla	Louis Rasmussen	Gary Bussing	Scott Gullede
	Gregory Peppes	Jim Rawlings	Mike Gill	James Azeltine

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, April 30-May 6, 2006**
 - Building Safety Week, May 7-May 13, 2006**
 - National Trails Day, June 3, 2006**
5. **PRESENTATIONS/RECOGNITIONS**
 - Distinguished Awards Program**
 - Budget**
 - Presentation**
6. **SPECIAL BUSINESS**
 - A. Presentation of 2005 Annual Audit
 - B. Resolution accepting the 2005 Comprehensive Annual Financial Report [Audit] for the City of Leawood, Kansas

- C. Request from Mid-America Chapter of the Leukemia-Lymphoma Society to conduct Special Fundraising event on Saturday, May 6, 2006 from 10:00 AM – 3:00 P.M.
- *D. Ratify Resolution No. 2588 approving and authorizing the execution and delivery of a State & Municipal Lease/Purchase Agreement between Clayton Holdings, LLC, and the City of Leawood, Kansas with respect to certain golf carts for the City’s Public Golf Course Facility

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. 1049A, 1049B and 1050A
- B. Accept Minutes of the April 17, 2006 Governing Body meeting
- C. Accept Minutes of the March 20, 2006 Governing Body Work Session meeting
- D. Accept Minutes of the March 24, 2006 Stormwater Management Committee meeting
- E. Accept Minutes of the March 16, 2006 IRONHORSE Advisory Board meeting
- F. Approve issuance of Temporary Alcohol Permit to conduct The Taste of Leawood Fundraising Event on Saturday, June 17, 2006, in accordance with Code § 3-216
- G. Approve Renewal of Cereal Malt Beverage [CMB] License for Hallbrook Country Club, 11300 Overbrook Road
- H. Approve Renewal of Retail Liquor Store License for Wolff’s Fine Wines and Spirits, 11841 Roe Avenue
- I. Approve bid in the amount of \$87,459.00, from Dean Machinery, Company, for the purchase of a back hoe
- J. Mayoral Appointment for Governing Body Presiding Officers from May 2006 through April 2007
- K. Mayoral Appointments of Council Liaisons and Volunteers for Committees, Commissions and Boards
- L. Resolution approving and authorizing the Mayor to execute an Agreement in the amount of \$154,000 between the City and Vanum Construction Co., Inc., for that certain Construction Agreement dated May 29, 2002, pertaining to the Ironwoods Park Project, 14701 Mission Road [CIP # 116]
- M. Resolution accepting Temporary Construction Easements from property owners, Richard H & Mary M Dolginow, 8645 Overhill Road; Robert J. & Nancy C. Hack, 8308 Cherokee Lane; Charles M. Pacunski & Jean A. Roberts, Lot 355; Gail L. Wally, 2701 W. 86 Street; J. Paul & Janis R. Duffendack, 8403 Cherokee Lane; George Bahorich & Mary Jo Sawicki, 8306 Cherokee Lane; Nancy Lea Morris, 8405 Cherokee Lane; Arthur B. & Diane G. Federman, 8229 Cherokee Circle, Peter R & Jacqueline S. Hermann, 2901W. 83 Street; Donald Loncasty, 8302 Cherokee Lane; Kimberly Warner, Trustee, 8308 Wenonga Road; Donna Calvery & A.A. Apathy, 8211 Wenonga Road; Bob Price Holloway & Mary Louisa Holloway, 3004 W. 82 Terrace; and James & Lori Vines, 8225 Cherokee Circle, pertaining to the Dykes Branch Channel Improvement Project, [SMAC

Project DB-04-024] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road

- N. Resolution accepting Permanent Storm Sewer Easements from property owners, John E. and Joyce Abraham, 8633 Overhill Road; Richard H. & Mary M. Dolginow, 8645 Overhill Road; Robert J. & Nancy C. Hack, 8308 Cherokee Lane; Charles M. Pacunski & Jean A. Roberts, Lot 355; Gail L. Wally, 2701 W. 96 Street; J. Paul & Janis R. Duffendack, 8403 Cherokee Lane; George Bahorich & Mary Jo Sawicki, 8306 Cherokee Lane; Nancy Lea Morris, 8405 Cherokee Lane; Arthur B. & Diane G. Federman, 8229 Cherokee Circle; Ethel I. Ballinger, 8400 Cherokee Lane; Donald W. Loncasty and Bonnie Souder-Loncasty, 8302 Cherokee Lane; Kimberly A. Warner Trust, 8208 Wenonga Road; Donna J. Calvert & A.A. Apathy, 8211 Wenonga Road; Bob Price Holloway, Trustee & Mary Louisa Holloway Trustee, 3004 W. 82 Terrace; and James and Lori Ann Vines, 8225 Cherokee Circle; pertaining to the Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road
- O. Resolution approving a Final Plat and Final Site Plan for LeaBrooke 4th Plat, located south of 143rd Street and west of Kenneth Road. *[from the April 25, 2006 Planning Commission meeting]*
- P. Resolution approving a Final Plat and Final Site Plan for LeaBrooke 5th Plat, located south of 143rd Street and west of Kenneth Road *[from the April 25, 2006 Planning Commission meeting]*

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[From the March 28, 2006 Planning Commission meeting]

- A. Resolution approving a Final Site Plan for 2020 W. 89th Street Parking Lot located at 2020 W. 89th Street – *[Continued from the April 17, 2006 Governing Body meeting]* – **CONTINUED TO THE MAY 15, 2006 GOVERNING BODY MEETING**

[From the April 11, 2006 Planning Commission Meeting]

- B. Ordinance approving a Preliminary Plat and Preliminary Site Plan rezoning from SD-NCR [Planned Neighborhood Retail] and SD-O [Planned Office] to MXD [Mixed Use Development], for Mission Corner, located on the southeast corner of 135th Street and Mission Road [Roll Call Vote]
- C. Ordinance amending § 16-8-3.1 of the Leawood Development Ordinance, pertaining to Design Requirements: All Streets [Roll Call Vote]

[From the April 25, 2006 Planning Commission Meeting]

- D. Ordinance amending § 16-2-6.4 of the Leawood Development Ordinance, pertaining to MXD: Mixed Use Development District [Roll Call Vote]

12. OLD BUSINESS

- A. Ordinance amending Code § 4-304 of the City of Leawood, Kansas 2000, pertaining to the Building and Construction; National Electrical Code, Conductors [Roll Call Vote]

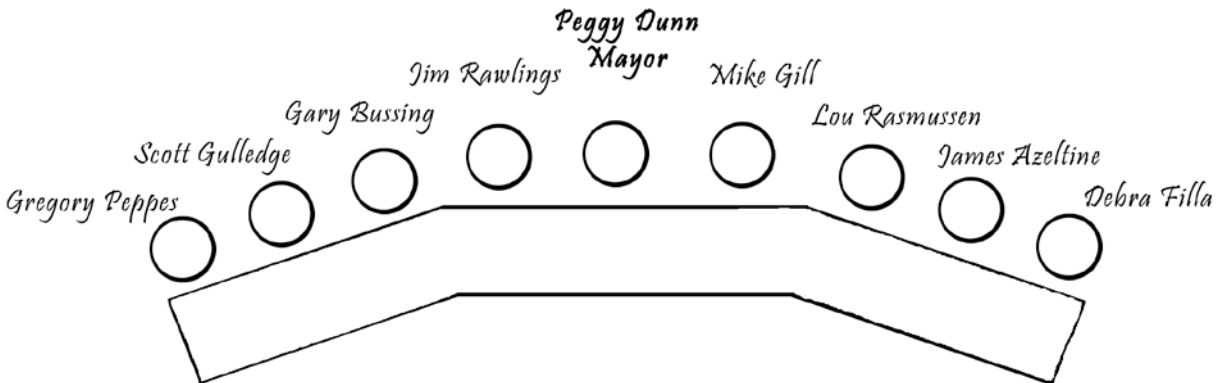
13. NEW BUSINESS

- A. Schedule Governing Body Work Session at 6:15 P.M. on Monday, May 15, 2006, to discuss the proposed Smoking Ordinance
- B. Schedule Governing Body Work Session at 5:45 P.M. on Monday, June 5, 2006, to discuss vacating the existing Police Department building at 9617 Lee Boulevard; disposition of city owned property on Tomahawk Creek Parkway; and design-build authority for the new Justice Center to be located at 115th & Tomahawk Creek Parkway
- C. Discussion regarding possible amendment to § 16-4-6.15 of the Leawood Development Ordinance, pertaining to the number of temporary signs on a site

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.