

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Tuesday, September 5, 2006  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

SEPTEMBER							OCTOBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
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3	4	5	6	7	8	9	8	9	10	11	12	13	14
10	11	12	13	14	15	16	15	16	17	18	19	20	21
17	18	19	20	21	22	23	22	23	24	25	26	27	28
24	25	26	27	28	29	30	29	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 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**

**Payroll Week; September 3-9, 2006**

**5. PRESENTATIONS/RECOGNITIONS**

**6. SPECIAL BUSINESS**

A. Accept Recommendation from the Leawood Arts Council/APPI for the "Porch Light" Art Piece to be located at the intersection of Somerset and Lee Boulevard

B. Request to approve 2<sup>nd</sup> extension to September 30, 2007, for Preliminary Plan and Preliminary Plat, for property located at 137<sup>th</sup> & Mission Road, Pine Lakes

**Staff Recommendation:** *Staff is in support of the request for a 6-month extension to March 31, 2007.*

## 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. 1058A, and 1058B
- B. Accept Minutes of the August 21, 2006 Governing Body meeting
- C. Accept Minutes of the June 6, 2006 Parks and Recreation Advisory Board meeting
- D. Accept Minutes of the July 27, 2006 IRONHORSE Advisory Board meeting
- E. Approve renewal of Retail Liquor License for Ranchmart Wine & Spirit Shoppe, located at 3748 W. 95<sup>th</sup> Street
- F. Approve issuance of Temporary Alcohol Permit to sell/serve alcoholic liquor for the Fundraiser for DeLaSalle Education Center, to be held at 11701 Nall [AMC Movie Theatre] on November 28, 2006
- G. Approve retainer letter from Tim Orrick for representation in the Condemnation Appeal 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
- H. Approve purchase in the amount of \$23,000 from Ka-Communication for the replacement of light bars on police units
- I. Resolution approving and authorizing the Mayor to execute a Master Lease Agreement between the City and Ricoh Customer Finance Corporation for a 5-year lease for various copy machines
- J. Resolution approving and authorizing the Mayor to execute a Master Maintenance Agreement between the City and Foto Office Systems for a 5-year maintenance agreement for various copy machines
- K. Resolution approving and authorizing the Mayor to execute an Amendment No. 1 to that certain Professional Engineering Services Agreement, dated May 16, 2006, between the City and George Butler Associates, in the amount of \$1,500, to conduct structural inventory and appraisals on bridges
- L. Resolution approving and authorizing the Mayor to execute an Inter-local Agreement between the City of Leawood and the City of Overland Park, pertaining to the Nall Improvement Project between 143<sup>rd</sup> Street and 159<sup>th</sup> Street [CIP # 80152]
- M. Resolution approving and authorizing the Mayor to execute a Professional Architectural Design Service Agreement in the amount of \$45,000 between the City and Clark Enterprises, LLC, for architectural services at IRONHORSE Golf Course; Greens Renovation Project
- N. Resolution approving a Final Site Plan and Final Plat for Tuscany Reserve Village, located north of 137<sup>th</sup> Street and west of Chadwick [*from the August 22, 2006 Planning Commission meeting*]
- O. Resolution approving a Final Site Plan and Final Plat for LeaBrooke 8th Plat, located south of 143<sup>rd</sup> Street and west of Kenneth Road [*from the August 22, 2006 Planning Commission meeting*]

- P. Resolution approving a Final Site Plan for I-Lan Park, located approximately 127<sup>th</sup> Street and Nall Ave *[from the August 22, 2006 Planning Commission meeting]*

**8. MAYOR'S REPORT**

**9. COUNCILMEMBERS' REPORT**

**10. STAFF REPORT**

***COMMITTEE RECOMMENDATIONS***

**11. PLANNING COMMISSION**

*[from the August 8, 2006 Planning Commission meeting]*

- A. Ordinance approving a Preliminary Site Plan for Gardens of Villaggio located north of 137<sup>th</sup> Street and east of Roe Avenue [Roll Call Vote]
- B. Ordinance amending § 16-2-5.6 of the Leawood Development Ordinance entitled RP-3 [Planned Cluster Attached Residential District - 6,000 sq.ft. Per Dwelling] [Roll Call Vote]
- C. Ordinance amending § 16-2-5.7 of the Leawood Development Ordinance entitled RP-4 [Planned Apartment Residential District - 4,000 sq.ft. Per Dwelling] [Roll Call Vote]
- D. Ordinance amending § 16-2-5.2 of the Leawood Development Ordinance entitled RP-A5 [Planned Rural Residential District - 5 Acres Per Dwelling] [Roll Call Vote]
- E. Ordinance amending § 16-2-5.3 of the Leawood Development Ordinance entitled R-1 [Planned Single Family Low Density Residential District - 15,000 sq.ft. Per Dwelling] [Roll Call Vote]
- F. Ordinance amending § 16-2-5.4 of the Leawood Development Ordinance entitled RP-1 [Planned Single Family Residential District - 12,000 sq.ft. Per Dwelling] [Roll Call Vote]
- G. Ordinance amending § 16-2-5.5 of the Leawood Development Ordinance entitled RP-2 [Planned Cluster Detached Residential District - 6,000 sq.ft. Per Dwelling] [Roll Call Vote]

**12. OLD BUSINESS**

**13. NEW BUSINESS**

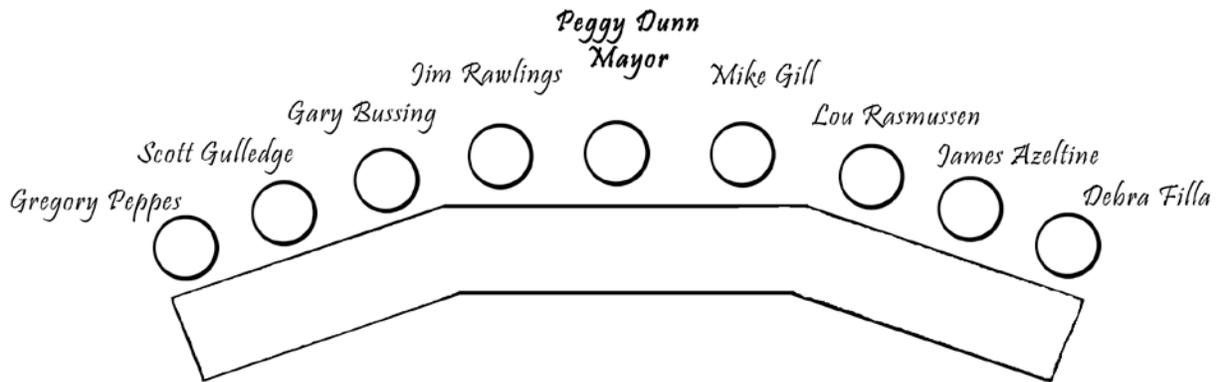
- A. Schedule a Special Call Governing Body meeting at 5:30 P.M. on Monday, September 25, 2006, to discuss personnel matter of non-elected personnel

- B. Schedule a Special Call Governing Body meeting at 7:00 P.M. on Monday, September 25, 2006, pertaining to an Ordinance approving a Preliminary Site Plan for One Nineteen Development, located on the southeast corner of 119<sup>th</sup> and Roe Avenue
- C. Schedule a Governing Body Executive Session immediately following the regular meeting on Tuesday, September 5, 2006, to discuss matters related to attorney-client privilege
- D. Ordinance No. 2180, authorizing the issuance and delivery of \$6,050,000, principal amount of General Obligation Improvement Bonds, Series 2006-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]
- E. Resolution No. 2646, prescribing the form and details of and authorizing the delivery of \$6,050,000 principal amount of General Obligation Improvement Bonds Series 2006-A, of the City of Leawood, Kansas, authorized by Ordinance No. 2180, of the City; providing certain covenants and agreements with respect thereto; and providing for execution of certain agreements in connection therewith
- F. Ordinance No. 2181, authorizing and providing for the issuance and delivery of \$26,625,000 in tax exempt General Obligation Temporary Notes, and \$6,300,000 in taxable General Obligation Temporary Notes, for a total of \$32,925,000 principal amount of General Obligation Temporary Notes, Series 2006-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]
- G. Resolution No. 2647, authorizing the issuance and delivery of \$26,625,000 in tax exempt General Obligation Temporary Notes, and \$6,300,000 in taxable General Obligation Temporary Notes, for a total of \$32,925,000 principal amount of General Obligation Temporary Notes, Series 2006-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

## **14. OTHER BUSINESS**

### **ADJOURN**

## Mayor and City Council



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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.

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### 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.