

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, October 2, 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
					1	2	1	2	3	4	5	6	7
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				

*AMENDED 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

**Fire Prevention Week, October 8-14, 2006
Double Tenth Day, October 10, 2006**

5. PRESENTATIONS/RECOGNITIONS

Recognition of the retirement of 2 Police K-9s and introduction of 2 new Police K-9s

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. 1058C, 1059A, 1059B, and 1060A

- B. Accept Minutes of the September 5, 2006 Governing Body meeting
- C. Accept Minutes of the August 23, 2006 Public Works Committee meeting
- D. Accept Minutes of the July 11, 2006 Park and Recreation Advisory Board meeting
- E. Accept Minutes of the June 20, 2006 Historic Commission meeting
- F. Accept Minutes of the August 8, 2006 Historic Commission meeting
- G. Approve purchase in the amount of \$40,215.57 to ICOP, for the purchase of in-car video recording equipment for police units
- H. Approve Change Order No. 3 in the amount of \$36,848.00, to Continental Construction Company, for the stone retaining wall and fabric west detention pond, pertaining to the Parkway Plaza Project, located at 135th & Roe [CIP # 80195]
- I. Approve Change Order No. 10 in the amount of \$20,288.95, to APAC, Kansas, Inc., pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- J. Approve 2nd and Final Pay Request in the amount of \$47,705.98 to Ron Weers Construction Company, pertaining to the Parkway Plaza Benefit District, CIP # 195
- K. Resolution approving and authorizing the Mayor to execute an Inter-local Agreement between the City and the Board of County Commissioners for Johnson County, Kansas, pertaining to the 2007 County Assisted Road System [CARS] Program, for 143rd Street between Kenneth Road and Nall Avenue
- * **L. Resolution declaring it necessary to appropriate private property for the use of the City of Leawood, Kansas for street right-of-way for the improvement of Nall Avenue from 143rd Street to 151st Street, in the City of Leawood, Johnson County, Kansas- THIS ITEM IS REMOVED**
- M. Resolution accepting Temporary Construction Easements and Storm Sewer Easements from UMB Bank [formerly Overland Park State Bank & Trust Co.] and Jane Kasten, Co-Trustees, pertaining to real property located on Lot 778, at 8304 Cherokee Lane, pertaining to the Dykes Branch Improvement Project [SMAC Project DB-04-024, Phase II] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road
- N. Resolution accepting Temporary Construction Easements from Matthew and Sandra F. Miller, 5305 W. 148th Street; Douglas W. and Michelle Hutton, 14906 Birch; Thomas C. & Rebecca S. Beiser, 14902 Birch; David A. and Robin A. Love, 5409 W. 148 Terrace; William J. and Dianne M. Dunn, 14914 Birch; Roger A. and Dana J. Gondek, 14824 Birch; Mary T. Roberts, 14918 Birch; Christopher and Karen Rogers, 5452 W. 153 Terrace; Richard and Andria Fuller, 5449 W. 153 Terrace; and Loretta L. Ammon, 5320 W. 154 Street, pertaining to the Nall Avenue Improvement Projects from 143rd Street to 159th Streets [CIP # 80143 & 80152]
- O. Resolution approving a Final Plat and Final Plan for LeaBrooke 6th Plat, located south of 145th Street and west of Kenneth Road [*from the September 26, 2006 Planning Commission meeting*]
- P. Resolution approving a Final Plat and Final Plan for LeaBrooke 7th Plat, located south of 145th Street and west of Kenneth Road [*from the September 26, 2006 Planning Commission meeting*]
- Q. Fire Department Monthly Report [August, 2006]

- R. Municipal Court Monthly Report [August, 2006]
- S. Police Department Monthly Report [August, 2006]

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

***10. STAFF REPORT**

- A. **Golf Course Buffer Zone**

COMMITTEE RECOMMENDATIONS

11. PUBLIC WORKS COMMITTEE

[from the August 23, 2006 Public Works Committee meeting]

- A. Recommendation regarding the Residential Street Reconstruction Program

12. PARK AND RECREATION ADVISORY BOARD

[from the September 12, 2006 Park and Recreation Advisory Board meeting]

- A. Recommendation regarding the use of the Pedestrian/Bicycle Trails by organized groups

13. PLANNING COMMISSION

[from the August 22, 2006 Planning Commission meeting]

- A. Ordinance amending § 16-4-3 of the Leawood Development Ordinance entitled Special Use Provisions [Roll Call Vote]

[from the August 8, 2006 Planning Commission meeting]

- B. 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] – *Continued from the September 5, 2006 Governing Body meeting*
- C. 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] – *Continued from the September 5, 2006 Governing Body meeting*
- D. 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] – *Continued from the September 5, 2006 Governing Body meeting*
- E. 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] – *Continued from the September 5, 2006 Governing Body meeting*

- F. 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] – *Continued from the September 5, 2006 Governing Body meeting*

14. OLD BUSINESS

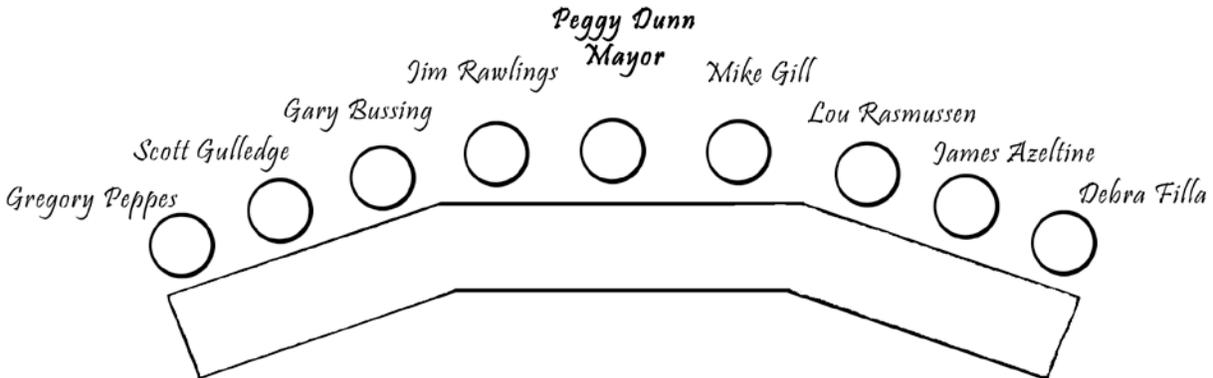
15. NEW BUSINESS

- A. Ordinance amending Chapter XI, Article 2 of the Code of the City of Leawood, Kansas, 2000, by adding new Section 11-212, Entitled, ‘Carrying of Firearms Prohibited.’ [Roll Call Vote]

16. 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.