

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, October 16, 2006  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

OCTOBER						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

NOVEMBER						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	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

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**

**5. PRESENTATIONS/RECOGNITIONS      Presentation of 2005 Life Safety Award by State Fire Marshall Jack Alexander to Leawood Fire Dept.**

**6. SPECIAL BUSINESS**

- A. Appointment of Major John Meier as new Police Chief [Effective Date: 12-08-2006]
- B. Resolution No. 2662 providing for the issuance by the City of Leawood, Kansas of General Obligation Refunding Bonds, Series 2006-B in the approximate amount of \$6,600,000 to provide funds to refund certain outstanding General

Obligation Bonds of the city; authorizing the underwriter to offer the Bonds for sale; and authorizing certain related matters and actions

- \*C. Discussion of application for a Swim-Spauna to be installed at 11203 Juniper Drive [Applicant: Jack Lashley]

## 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. 1060B, and 1061A
- B. Accept Minutes of the October 2, 2006 Governing Body meeting
- C. Accept Minutes of the October 4, 2006 Public Works Committee Meeting
- D. Accept Minutes of the August 24, 2006 Ironhorse Advisory Board meeting
- E. Accept Minutes of the July 25, 2006 Arts Council meeting
- F. Acceptance of 2007 renewal of Health and Dental Insurance Benefits for City employees
- G. Approve Change Order No. 2 in the amount of \$77,946.50 to Miller Paving Company, pertaining to the 2005 Street Reconstruction Project
- H. Resolution approving and authorizing the Mayor to execute a Construction Agreement between the City and Kincaid Construction in the amount of \$267,580.45, pertaining to the Town Center Drive Storm Sewer Improvement Project [CIP # 196]
- I. Resolution approving and authorizing the Mayor to execute a Construction Agreement between the City and Pyramid Contractors, Inc. in the amount of \$89,436.00, pertaining to the 2006 Storm Sewer Project non-SMAC Project at Cherokee Lane and 9800 blk. of Wenonga Road
- J. Resolution approving and authorizing the Mayor to execute Amendment No. 2 to that certain Consulting Engineer Agreement dated July 18, 2005, between the City and Continental Consulting Engineers for an amount not to exceed \$25,000, pertaining to the Villaggio Development [CIP # 198]
- K. Resolution to approve Inter-local Agreement between the City of Leawood and the Board of County Commissioners of Johnson County, Kansas, the City of Overland Park, Kansas for the public improvements to Nall Avenue, 143<sup>rd</sup> to 159<sup>th</sup> Street [CIP 80143]
- L. Resolution accepting Storm Sewer Easements from Park Place Developers, LLC [a/k/a Place Partners, LLC] pertaining to property located on Town Center Drive
- M. Resolution accepting Temporary Construction Easements from Baptist Foundation of Kansas City, Lot 2 Grace Gardens; Baptist Senior Ministries, Inc., d/b/a Grace Gardens Villas, Lot 2 Grace Gardens; Michael W. Reeder and Amy E. Reeder, 5417 W. 153<sup>rd</sup> Street; Allen B. Pease, 15200 Birch; Nall Valley, LLC, a Kansas Limited Liability Company; and Lot 1 Nall Valley Shops, pertaining to the Nall Avenue Improvement Project; 143<sup>rd</sup> to 159<sup>th</sup> Street [CIP 80143]

- N. Resolution accepting a Permanent Gas Line Easement from Baptist Senior Ministries, Inc. d/b/a Grace Gardens Villas, Lot 2 Grace Gardens pertaining to the Nall Avenue Improvement Project; 143<sup>rd</sup> to 159<sup>th</sup> Street [CIP 80143]
- O. Fire Department Monthly Report
- P. Municipal Court Monthly Report
- Q. Police Department Monthly Report
- \*R. Resolution approving and authorizing the Mayor to execute a Professional Services Agreement between the City and Orion Management Solutions pertaining to the management of IRONHORSE Golf Facility, located at 15400 Mission Road

**8. MAYOR’S REPORT**

**\*9. COUNCILMEMBERS’ REPORT**

Councilmember Rasmussen’s report on the Public Works Committee recommendation regarding the Brookwood School sidewalk issue located on 103<sup>rd</sup> Street between Wenonga Road and Mohawk. The recommendation is to establish a sub-committee to review the traffic/sidewalk safety concerns along 103<sup>rd</sup> Street.

*Staff Comment: It is the position of the City Administrator that this should be considered by the entire Governing Body at a future work session.*

**10. STAFF REPORT**

**COMMITTEE RECOMMENDATIONS**

**11. PLANNING COMMISSION**

*[from the September 26, 2006 Planning Commission meeting]*

- A. Ordinance approving a Special Use Permit [SUP] for Town Village of Leawood, located at 4400 W. 115th Street [Roll Call Vote]
- B. Resolution approving a Final Site Plan for Siena - Lot 32 Cabana/Pool house, located at 3716 W. 140th Street
- C. Resolution approving a Revised Final Site Plan for Waterway Gas and Wash, located at 4200 W. 119th Street
- D. Ordinance approving a rezoning from SD-NCR [Planned Neighborhood Retail] to SD-CR [Planned General Retail], a Revised Preliminary Site Plan and a Final Site Plan for Ironhorse Centre, located on the southeast corner of 151<sup>st</sup> Street and Nall Ave [Roll Call Vote]
- E. Ordinance approving a Special Use Permit [SUP] for Ironhorse Centre Lot 8, for a restaurant drive-thru located on the southeast corner of 151<sup>st</sup> Street and Nall Avenue [Roll Call Vote]

**12. OLD BUSINESS**

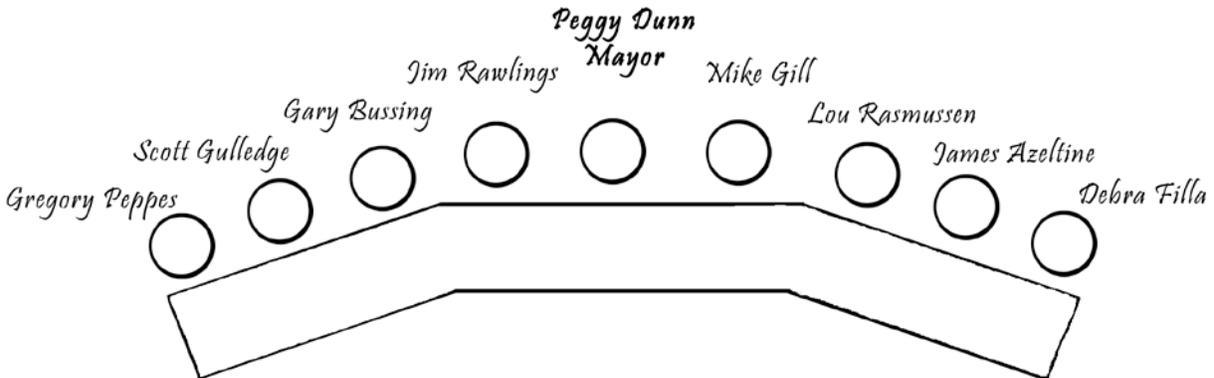
**13. NEW BUSINESS**

**\*14. OTHER BUSINESS**

- A. Schedule an Executive Session immediately following the Governing Body meeting to discuss matters related to the attorney-client privilege

**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.