

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, April 2, 2007  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

APRIL						
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					

MAY						
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		

## 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**

**Public Safety Telecommunicators Week,  
April 8-14, 2007**

**5. PRESENTATIONS/RECOGNITIONS**

**6. SPECIAL BUSINESS**

- A. Resolution authorizing the City to acquire certain easements through the City's condemnation authority, located in the Woods of Ironhorse, adjacent to the Ironhorse Golf Course, for purposes of constructing storm drainage improvements in accordance with SMAC project # NC-04-001; IRONHORSE Golf Club Stormwater Project [CIP # 80172]

- B. Resolution expressing intent for the issuance of General Obligation Bonds of the City of Leawood, Kansas pursuant to K.S.A. § 12-6a.01 *et seq.* to provide funds to pay the costs acquisition of interests in property and construction of stormwater and erosion control improvements along the west side of Ironhorse Golf Course within the City, 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 [CIP # 80172]
  
- C. Resolution finding as to the advisability and authorizing the construction of improvements to the intersection of 135<sup>th</sup> Street and Fontana Street, located within the City of Leawood Kansas; and accepting a Petition for an Improvement District, pursuant to K.S.A. § 12-6a01 *et seq*

**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. 1073B, 1074A, 1074B, and 1075A
- B. Accept Minutes of the March 5, 2007 Governing Body meeting
- C. Accept Minutes of the March 5, 2007 Governing Body Work Session
- D. Accept Minutes of the March 12, 2007 Governing Body Work Session
- E. Accept Minutes of the February 13, 2007 Parks and Recreation Advisory Board meeting
- F. Accept Minutes of the December 13, 2006 Ironhorse Advisory Board meeting
- G. Accept Minutes of the January 9, 2007 Historic Commission meeting
- H. Accept Minutes of the November 8, 2006 Leawood Foundation meeting
- I. Approve Purchase in the amount of \$36,720.00, to Dell Computers for the purchase of computers
- J. Approve Purchase in the amount of \$23,594.00 to Gades Sales Co., Inc., for traffic signal equipment to be placed at 115<sup>th</sup> & Town Center Drive and 117<sup>th</sup> & Nall, pertaining to the Park Place Benefit District [CIP # 80196]
- K. Approve Co-Op Bids in the amount of \$376,409, for the purchase of capital equipment for the Public Works and Parks and Recreation Departments
- L. Approve Change Order No. 1 in the amount of \$812.50 to Kincaid Construction, Inc., for Town Center Drive Storm Sewer Improvements; pertaining to the Park Place Benefit District [CIP # 80196]
- M. Approve Fifth and Final Pay Request in the amount of \$18,110.27 to Kincaid Construction, Inc., for storm sewer improvements pertaining to the Park Place Benefit District [CIP # 80196]
- N. Approve Twenty-Seventh and Final Pay Request in the amount of \$69,715.29 to APAC-Kansas, Inc., pertaining to the Roe Avenue Improvement Project [CIP #110]

- O. Resolution calling for a pre-budget Public Hearing to be held on Monday, April 16, 2007, at 7:30 P.M., regarding the 2008 Fiscal Budget for the City of Leawood, Kansas
- P. Resolution approving and authorizing the Mayor to execute a Maintenance Agreement in the amount of \$88,400 between the City and Custom Lighting Services for street and traffic lights located throughout the City
- Q. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$928,549.27, with APAC-Kansas, Inc., pertaining to the 2007 Residential Mill & Overlay Project
- R. Resolution approving and authorizing the Mayor to execute an Inter-local Agreement between the City and the Board of Johnson County Commissioners [BOCC] pertaining to the Stormwater Management Advisory Council I-Lan Park SMAC Project TM-04-800, located at 12601 Nall Avenue
- S. Resolution approving and authorizing the Mayor to execute Amendment No. 1 to that certain Right-of-Way Maintenance Agreement, dated April 3, 2006, in the original amount of \$54,604.20 between the City and S&F Mowing and R&R Mowing, pertaining to extending the term of the agreement
- T. Resolution approving and authorizing the Mayor to execute Amendment No. 3 to that certain Purchase and Service Agreement dated May 5, 2003, in the amount of \$100,275.00, between the City and Tyler Technologies, Inc., [formerly known as Eden Systems, Inc., pertaining to the Integrated Finance Software System [Eden Project] for Permits and Inspections modules
- U. Resolution approving a Final Site Plan for Villas of Highlands Ranch, located north of 138th Street and east of Chadwick.*[from the February 27, 2007 Planning Commission meeting]*
- V. Resolution approving a Final Site Plan for Parkway Plaza Retail 9 Wall Signs, located northwest corner of 135th Street and Roe Ave *[from the March 13, 2007 Planning Commission meeting]*
- W. Fire Department February Monthly Report
- X. Municipal Court February Monthly Report
- Y. Police Department February Monthly Report
- Z. Declaration of Surplus Property; Plotter/Scanner printer

**8. MAYOR'S REPORT**

**9. COUNCILMEMBERS' REPORT**

- A. Report from Councilmember Bussing
- B. Report from Councilmember Rasmussen

**10. STAFF REPORT**

## **COMMITTEE RECOMMENDATIONS**

### **11. PLANNING COMMISSION**

*[From the February 20, 2007 Planning Commission meeting]*

- A. Resolution approving the Planning Commission's recommendation to approve a Final Site Plan and Final Plat for Siena, located on the southeast corner of 137<sup>th</sup> Street and Mission Road, and to direct staff to develop appropriate stipulations

*Staff Comment: If the resolution is approved, this item should be remanded to the Planning Commission for consideration of any proposed stipulations developed by staff.*

*[from the February 27, 2007 Planning Commission meeting]*

- B. Resolution approving a Final Site Plan for Village of Seville Lot 6, located at the northwest corner of 133rd Street and State Line Road
- C. Resolution approving a Final Plat for Gardens of Villaggio Lots 1 through 4, located north of 137th Street and east of Roe Ave

*[from the March 13, 2007 Planning Commission meeting]*

- D. Resolution approving a Final Site Plan for St. Michael the Archangel Catholic Church, located north of 143rd Street and east of Nall Ave

### **12. OLD BUSINESS**

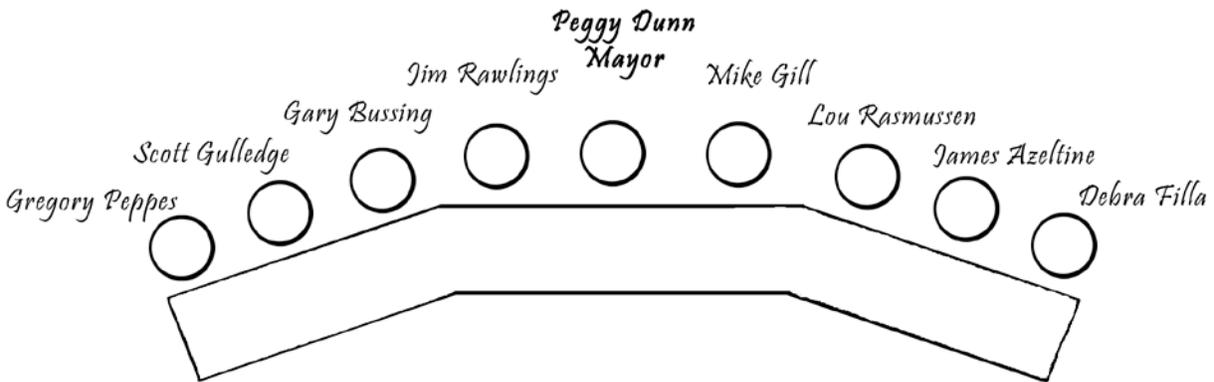
### **13. OTHER BUSINESS**

### **14. NEW BUSINESS**

- A. Resolution accepting an Amended Petition for establishment of an Improvement District within the City of Leawood, Kansas pursuant to the provisions of K.S.A. § 12-6a01 et seq. providing for construction of stormwater improvements to that parcel of land bounded by Mission Road and Roe Avenue and 135<sup>th</sup> Street and 137<sup>th</sup> Street within the City for the creation of a Special Benefit District [SBD] for the construction of stormwater detention and improvements to that parcel of land bounded by Mission Road and Roe Avenue, and 135<sup>th</sup> Street and 137<sup>th</sup> Street, also known as the Villaggio Development, located within the City of Leawood, Kansas; and accepting an Amended Petition for establishment of an Improvement District, pursuant to K.S.A. § 12-16a01 et seq. [Villaggio Development] [CIP # 198]
- B. Resolution approving the transfer of Economic Development Sales Tax to the Public Safety Fund for the New Justice Center located at Tomahawk Creek Parkway and 117<sup>th</sup> Street

## **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 the members-elect of the City Council [5]
- **Approving, Overriding, Amending or Revising Recommendation after Remand:** Majority of the members-elect of the City Council [5]
- **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.