

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, May 21, 2007
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						1	2
6	7	8	9	10	11	12	3	4	5	6	7	8	9
13	14	15	16	17	18	19	10	11	12	13	14	15	16
20	21	22	23	24	25	26	17	18	19	20	21	22	23
27	28	29	30	31			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

Emergency Medical Services Week, May 20-26, 2007

Nat'l Public Works Week, May 20-26, 2007

5. PRESENTATIONS/RECOGNITIONS

Joe Johnson, Top Ten National Public Works Leaders of the Year by the American Public Works Association

6. SPECIAL BUSINESS

- A. Resolution accepting the 2007 Orion Management Solutions, Inc., Marketing Plan for IRONHORSE Golf Course

Staff Comment: The City Administrator is recommending the Council reject the Marketing Plan, as submitted because of the proposed increase in marketing expenses that is contrary to the City's contract with Orion and due to the question of the qualifications of the individual proposed to do the marketing.

- B. Consideration of proposal from the City of Prairie Village pertaining to the use of land located at Somerset and Lee Boulevard in Prairie Village and Leawood, Kansas, for the installation and maintenance of the Public Art Piece known as 'Porch Lights'

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. 1078A and 1078B
- B. Accept Minutes of the May 7, 2007 Governing Body meeting
- C. Accept Minutes of the March 27, 2007 Arts Council meeting
- D. Accept Minutes of the March 13, 2007 Historic Commission meeting
- E. Accept Minutes of the February 28, 2007 Leawood Foundation meeting
- F. Accept Minutes of the April 10, 2007 Parks and Recreation Advisory Board
- G. Mayoral Appointment of Dick Shaw to Planning Commission for 3-year term Expires: 2010]
- H. Certification of Cost in the amount of \$835,000 pertaining to the burying of power lines along 135th Street, Villaggio TDD, [CIP # 80452]
- I. Approve Final Pay Request in the amount of \$13,195.12 to Bucher Willis & Ratliff [BWR] Corporation, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- J. Resolution No. 2808, ordering a public hearing to be held on June 4, 2007, at 7:30 P.M. or as soon thereafter as may be heard on proposed assessments for the 135th Street and Briar Improvement Project, and directing the City Clerk to publish notice thereof and provide written notice to owners of property of such assessments [CIP # 193] [135th & Briar]
- K. Resolution approving and authorizing the Mayor to execute a Service Agreement in the amount of \$10,000 between the City and CBIZ to provide actuarial services for the City's Employee Benefit Program as it relates to GASB-45 *-[Continued from the April 16, 2007 Governing Body meeting]*
- L. Resolution approving and authorizing the Mayor to execute a Letter of Engagement Agreement for an amount not to exceed \$30,800, between the City and Cochran, Head & Company, P.C., pertaining to the 2007 audit

- M. Resolution approving and authorizing the Mayor to execute Supplemental Agreement No. 1, to that certain Engineering Service Agreement dated April 18, 2005, in the amount of \$25,000 between the City and Continental Consulting Engineers pertaining to the IRONHORSE Golf Club NC-04-001 Stormwater Project [CIP # 73001]
- N. Resolution approving and authorizing the Mayor to execute Supplemental Agreement No. 2, to that certain Engineering Service Agreement dated April 18, 2005, in the amount of \$50,000 between the City and Continental Consulting Engineers pertaining to the Leawood IRONHORSE Golf Club Floodplain Repair Project [80171]
- O. Resolution approving and authorizing the Mayor to execute a Professional Service Agreement in the amount of \$25,725.00 between the City and Olsson & Associates, pertaining to design of traffic signalization at 128th & State Line Road [CIP #80400]
- P. Resolution approving and authorizing the Mayor to execute a Rental Agreement between the City of Leawood, Kansas and the City of Greensburg, Kansas, pertaining to the usage of fire apparatus equipment
- Q. Resolution accepting Permanent Storm Sewer Easement from George Arthur Andreopoulos and Mary Ann Apple, Co-Trustee; 8432 Cherokee, pertaining to the 2007 Storm Drainage Project, Phase I [*Last easement for project*]
- R. Resolution accepting a Permanent Sidewalk Easement from Park Place Developers, LLC, pertaining to the Park Place Benefit District [CIP # 196; CIP # 80196]
- S. Resolution approving and authorizing the Mayor to execute a Public Crossing Agreement between the City and Union Pacific Railroad, pertaining to the railroad crossing located at 148th Street and Kenneth Road
- T. Resolution approving a \$122,820.00 grant request from the National Fire Protection Association [NFPA] to assist with funding of fire equipment and bunker gear
- U. Resolution ordering a Public Hearing to be heard on June 18, 2007, for a Permanent Easement Vacation located at 14604 Juniper, Highlands Creek 4th Plat, Lot 74
- V. Resolution approving a final plat for Mission Farms 5th Plat, located at the southeast corner of 105th Street and Mission Road [*from the May 8, 2007 Planning Commission meeting*]
- W. Resolution approving a final site plan for Bi-State Centennial Park Monument Signs, located at the northeast corner of 143rd Street and Kenneth Road [*from the May 8, 2007 Planning Commission meeting*]
- X. Resolution approving a revised Final Site Plan for Park Place Sign Criteria, located at the northeast corner of 117th Street and Nall Ave [*from the May 8, 2007 Planning Commission meeting*]
- Y. Fire Department Report
- Z. Municipal Court Report
- AA. Police Department Report

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PARKS AND RECREATION ADVISORY BOARD

[From the February 13, 2007 Parks & Recreation Advisory Board meeting]

- A. Accept recommendation for Tree Donation Policy

- B. Resolution approving and accepting a Tree Donation Policy for the City of Leawood, Kansas

COMMITTEE RECOMMENDATIONS

***12. ARTS COUNCIL**

[From the February 27, 2007 Arts Council meeting]

- A. Resolution accepting the Art in Public Places Initiative [APPI] Guidelines - **WITHDRAWN**

COMMITTEE RECOMMENDATIONS

13. PLANNING COMMISSION

[From the February 13, 2007 Planning Commission meeting]

- A. Ordinance amending Section 16-2-10 of the Leawood Development Ordinance [LDO], pertaining to Architecture/Construction Standards [Roll Call Vote]- ***[CONTINUED FROM THE APRIL 16TH AND MAY 7, 2007 GOVERNING BODY MEETINGS]***

14. OLD BUSINESS

15. NEW BUSINESS

- A. Resolution amending Resolution No. 1683, as amended by Resolution No. 2521 authorizing the improvements of a certain section of State Line Road, a Main Trafficway at the intersection of 92nd Street, located within the City of Leawood, Kansas [CIP # 157]

- B. Approve Final Payment in the amount of \$222,295.08 to the City of Kansas City, Missouri pertaining to the 92nd Street and State Line Road Traffic Signal and Geometric Improvement Project [CIP # 157]

- C. Ordinance amending Chapter 11, Article 1 of the Code of the City of Leawood, 2000, by amending Section 11-103, entitled "Criminal Use of Weapons" [Roll Call Vote]

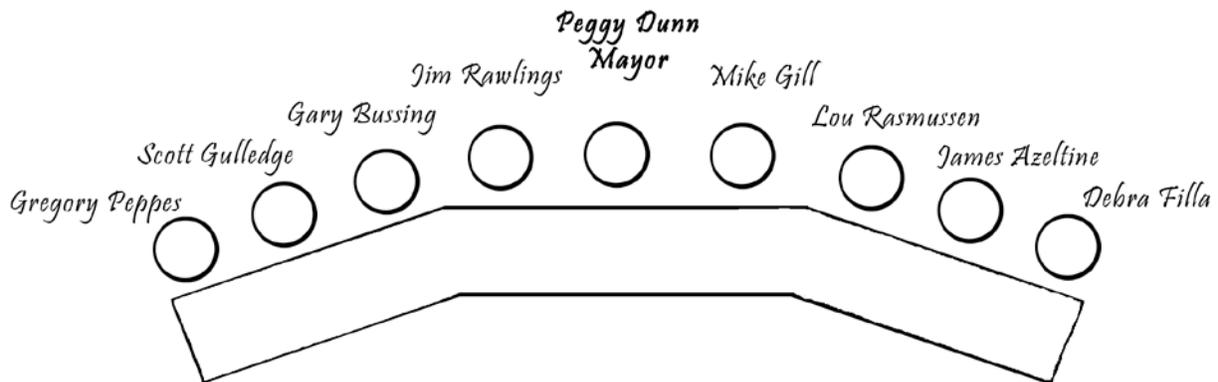
- D. Ordinance amending Chapter XI, Article 2 the Code of the City of Leawood, 2000, by amending Section 11-212, entitled "Carrying of Firearms Prohibited" [Roll Call Vote]

- E. Ordinance amending Chapter 1, Article 6 of the Code of the City of Leawood, 2000, entitled “Leawood Arts Council” and repealing existing Article 6 [Roll Call Vote]
- F. Ordinance amending Chapter 12, Article 6, of the Code of the City of Leawood, 2000 entitled “Public Art Impact Fee” and repealing existing Article 6 [Roll Call Vote]
- G. Schedule a Governing Body Work Session at 6:00 P.M. on Monday, June 4, 2007, to discuss Transportation Development District [TDD] financing for Park Place Improvement District [CIP # 80196]
- H. Schedule a Governing Body Work Session at 6:30 P.M. on Monday, June 18, 2007, to discuss the Revised ‘Draft’ Capital Improvement Projects [C.I.P.] 2008-2012

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 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.