CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA
Monday, June 4, 2007
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

*AMENDED AGENDA
(This agenda is subject to changes, additions or deletions at the discretion of the City Council)

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<th>Mayor Peggy Dunn</th>
<th>Councilmembers</th>
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<td>Ward One</td>
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<td>Debra Filla</td>
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<td>Gregory Peppes</td>
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<td>Louis Rasmussen</td>
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<td>Jim Rawlings</td>
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<td>Gary Bussing</td>
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<td>Mike Gill</td>
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<td>Scott Gulledge</td>
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<td>James Azeltine</td>
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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

6. SPECIAL BUSINESS
   A. PUBLIC HEARING: Proposed Assessments for the 135th Street and Briar Improvement Project [CIP # 193] [135th & Briar]
   B. Ordinance No. 2234, levying assessments on lots, pieces and parcels of property located in the City of Leawood, Kansas, for the purpose of paying for the cost for the 135th Street and Briar Improvement Project [CIP # 193] [135th & Briar] [Roll Call Vote]

If you require any accommodation (i.e. qualified interpreter, hearing assistance, etc.) in order to attend this meeting, please notify this office at 913.339.6700/tdd 913.339.6225 no later than 48 hours prior to the scheduled commencement of the meeting.
C. Resolution approving and authorizing the Mayor to execute an amended Inter-
local Agreement between the City of Leawood, Kansas and the City of Prairie
Village, Kansas, 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’ – CONTINUED
TO THE JUNE 18, 2007 GOVERNING BODY MEETING

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. 1079A, and 1079B
B. Accept Minutes of the May 21, 2007 Governing Body meeting
C. Accept Minutes of the February 22, 2007 Ironhorse Advisory Board meeting
D. Approve Mayoral Appointment of Councilmember Jim Rawlings to the Artist
Selection Panel
E. Approve Change Order No. 1 in the amount of $31,760.00 to Dennis Johnson
Construction Company, pertaining to the IRONHORSE Golf Course Creek Bank
Stabilization Project [# 80171]
F. Approve Change Order No. 3 in the amount of $7,361.57, to J.M. Fahey
Construction, pertaining to the 2006 Mill & Overlay Project
G. Approve 7th and Final Pay Request in the amount of $21,930.01 to JM Fahey
Construction, pertaining to the 2006 Mill & Overlay Project
H. Resolution No. 2826, ordering a public hearing to be held on June 18, 2007, at
7:30 P.M. or as soon thereafter as may be heard on proposed assessments for the
burying of power lines along 135th Street, Villaggio Transportation Development
District [TDD] [CIP # 80452]
I. Resolution approving the transfer of South Leawood Impact Fee funds to the Roe
Avenue [south of 135th Street] Project # 80189
J. Resolution approving the transfer of funds in the amount of $250,000 from the K-
150 Impact Fee Fund to the Arterial Fund for use on the overlay of Roe Avenue
Project # 72011
K. Resolution accepting Permanent Storm Sewer Easement from Tuscany Reserve,
Inc., located with the Tuscany Reserve subdivision
L. Resolution approving and authorizing the Mayor to execute an Engagement Letter
between the City and Stinson Morrison Hecker, LLP, pertaining to the Oddo
Development Litigation
M. Resolution to approve a Final Plat for Parkway Plaza 6th Plat, located at the
northwest corner of 135th Street and Briar [from the May 22, 2007 Planning
Commission meeting]
N. Resolution approving and authorizing the Mayor to execute an Amendment to that
certain agreement, dated October 16, 2006, between the City of Leawood, Kansas
and Orion Management Solutions, Inc., for the management of the IRONHORSE
Golf Course [2007-2009]

8. MAYOR’S REPORT

The next regular meeting of the Leawood Governing Body will be
Monday, June 18, 2007
9. COUNCILMEMBERS’ REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS
11. ARTS COUNCIL
[From the January 23, 2007 Arts Council meeting]
A. Accept recommendation to purchase public art piece, "Anagenisi apo Koinonia," in the amount of $12,000 from artist Reilly Hoffman

  Staff Comment: The City Administrator is recommending the Council not purchase the above described art piece

B. Accept recommendation to purchase public art piece, "Sentinel," in the amount of $6,000 from artist Tex Jernigan

  Staff Comment: The City Administrator is recommending the Council not purchase the above described art piece

COMMITTEE RECOMMENDATIONS
12. PLANNING COMMISSION
[From the May 8, 2007 Planning Commission meeting]
A. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 12015 Mission Road [Roll Call Vote]

B. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 4300 W. 111th Terrace [Roll Call Vote]

C. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 5202 W. 112th Street [Roll Call Vote]

D. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 11501 Roe Ave [Roll Call Vote]

E. Ordinance to approve a Special Use Permit [SUP] for an existing Sprint wireless communication antenna, located 5200 W. 135th Street [Roll Call Vote]

F. Ordinance to approve a Special Use Permit [SUP] for an existing Nextel wireless communication antenna, located 5200 W. 135th Street [Roll Call Vote]

[From the May 22, 2007 Planning Commission meeting]
G. Resolution to approve a Final Site Plan for Pinnacle IV, located north of 115th Street and west of Tomahawk Creek Parkway

13. OLD BUSINESS

The next regular meeting of the Leawood Governing Body will be
Monday, June 18, 2007
14. **OTHER BUSINESS**
   A. Discussion and possible action regarding the proposed City reorganization/establishment of a Community Development Department

15. **NEW BUSINESS**
   A. Ordinance authorizing and providing for the imposition of a Transportation District Sales Tax within the Park Place Transportation Development District, located east of Nall Avenue between 117th Street and Town Center Drive, in the City of Leawood, Johnson County, Kansas; establishing a method of collection of such sales tax; and providing for the segregation of such sales tax revenues for the payment of costs of certain transportation projects within the Transportation Development District [80453] [Roll Call Vote]

**ADJOURN**

[Diagram of Mayor and City Council members]

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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.

**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.