

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, April 7, 2008
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
5:30 P.M.

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

*ACTION AMENDED AGENDA

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

Mayor Peggy Dunn

Councilmembers

| <u>Ward One</u> | <u>Ward Two</u> | <u>Ward Three</u> | <u>Ward Four</u> |
|-------------------------------|---------------------------------|---------------------------|---------------------------------|
| Debra Filla Gregory Peppes | Louis Rasmussen Jim Rawlings | Gary Bussing Mike Gill | 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

**Nat'l Crime Victims' Rights Week,
April 13-19, 2008**

**Public Safety Telecommunicators' Week,
April 13-19, 2008**

**Lord of Life Church; 20th Anniversary
[1988-2008]**

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

- A. **Ordinance No. 2309** authorizing the issuance and delivery of \$6,560,000 principal amount of General Obligation Refunding Bonds, Series 2008-A, of the City of Leawood, Kansas for the purpose of providing funds to refund certain outstanding General Obligation Bonds of the City; prescribing the form and details of said bonds; making provision for the levy and collection of an annual tax for the purpose of paying the principal of and interest on the bonds as they become due; and making certain covenants with respect thereto - **Passed**
- B. **Resolution No. 2980** prescribing the form and details of and authorizing the delivery of \$6,560,000 principal amount of General Obligation Refunding Bonds, Series 2008, of the City of Leawood, Kansas, authorized by Ordinance No. 2309 of the City; providing certain covenants and agreements with respect thereto; and providing for execution of certain agreements in connection therewith - **Approved**
- C. Resolution approving Final Site Plan located approximately at the southeast corner of 137th Street and Mission Road for multi-family housing [Applicant: Oddo Development]- *[Continued from the March 31, 2008 Governing Body meeting] - TO BE CONTINUED TO MAY 12, 2008 AT 7:00 P.M.*
- D. Request to establish a Transportation Development District [TDD] and a Special Benefit District [SBD] along 135th Street between State Line Road and Fontana for the burying of power lines and a third lane, respectively – **Approved**
- *E. Resolution approving and authorizing the Mayor to execute a Lease Agreement between the City and Orion Management Systems, Inc., for the purpose of the sale of alcoholic beverages at Ironhorse Golf Club, located at 15400 Mission Road – **CONTINUED TO THE APRIL 21, 2008 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. 1098B, 1099A, 1099B, 1100A, 1100B - **Accepted**
- B. Accept Minutes of the March 3, 2008 Governing Body meeting - **Accepted**
- C. Accept Minutes of the March 3, 2008 Governing Body Work Session meeting - **Accepted**
- D. Accept Minutes of the February 8, 2008 Stormwater Management Committee meeting - **Accepted**
- E. Accept Minutes of the February 4, 2008 Arts Council meeting - **Accepted**
- F. Accept Minutes of the January 8, 2008 Parks and Recreation Advisory Board meeting - **Accepted**
- G. Mayoral Appointments of Volunteers to Green Initiative Task Force - **Approved**
- H. Approve renewal of Cereal Malt Beverage [CMB] license for Hallbrook Country Club, located at 11200 Overbrook Road - **Approved**

- I. Approve issuance of Temporary Alcohol Permit to conduct The Taste of Leawood Fundraising Event on Saturday, June 21, 2008, in accordance with Code § 3-216 - **Approved**
- J. Approve request for services for an amount not to exceed \$20,000 to American Micro Company, pertaining to the Legal Systems Scanning Project - **Approved**
- K. Approve Massage Therapy Establishment License for CiCi Coffee of Natural Body Spa and Shoppe located at 4431 W. 119th Street - **Approved**
- L. Approve Co-op Bid in the amount of \$860,579.75 for purchase of Police, Parks, and Public Works Vehicles - **Approved**
- M. Approve 6th and Final payment in the amount of \$10,000 to Miller Paving pertaining to the 2007 Residential Street Reconstruction Project [#80206] - **Approved**
- N. Approve Final Pay request in the amount of \$1,000.00 to UHL Engineering, Inc., pertaining to the 2008 Mill & Overlay Program - **Approved**
- O. Approve Final Pay request in the amount of \$1,000.00 to UHL Engineering, Inc., pertaining to the Storm Drainage Improvement Project at 8311 Meadow Lane - **Approved**
- P. Approve purchase in the amount of \$23,940.00 from Extreme Turf and Landscape for the purchase and installation of an artificial tee line at the driving range at Ironhore Golf Course, 15400 Mission Road - **Approved**
- Q. Approve Change Order No. 3 in the amount of \$9,671.56, to Barge Turley, pertaining to the 2006 Storm Sewer Project non-SMAC Project at Cherokee Lane, North of 86th Street Project [# 72025] - **Approved**
- R. **Resolution No. 2981** calling for a pre-budget public hearing to be held on Monday, April 21, 2008, for the 2009 fiscal budget - **Approved**
- S. **Resolution No. 2982** appointing a Kansas Public Employee Retirement System [KPERS] Designated Agent - **Approved**
- T. **Resolution No. 2983** appointing a Kansas Eastern Region Insurance Trust [KERIT] Trustee and KERIT Alternate Trustee - **Approved**
- U. **Resolution No. 2984** appointing a Kansas Police and Fire Retirement System [KP&F] Designated Agent - **Approved**
- V. **Resolution No. 2985** authorizing the acceptance of a Memorandum of Gift from the Leawood Foundation, of the Prairie Lessons Art Sculpture located near the Oxford Schoolhouse in Ironwoods Park, 14701 Mission Road - **Approved**
- W. **Resolution No. 2986** accepting an easement from Avodah, LLC, pertaining to property located at 133rd and Roe Avenue, specifically Lot 2 [#80195] to enter upon, locate, construct and maintain amenity features, water feature facilities and a storm water collection system or authorize the same together with all rights of ingress and egress, over and through areas described in the Parkway Plaza Retail/Office Owners Association [Project # 83195] - **Approved**
- X. **Resolution No. 2987** approving and authorizing the Mayor to execute a Service Agreement in the amount of \$16,635.00, between the City and Beautiful Outdoors Lawn and Landscape, Inc., pertaining to the construction of a permanent footbridge on Hole No. 11 at Ironhorse Golf Course, 15400 Mission Road - **Approved**
- Y. Fire Department February Monthly Report
- Z. Municipal Court February Monthly Report

- AA. Police Department February Monthly Report
- BB. **Resolution No. 2988** approving a Final Site Plan for a tenant finish for Park Place - Craig Allen's, located at the northeast corner of 117th Street and Nall Avenue - **Approved**
- CC. **Resolution No. 2989** approving a Final Site Plan for revised sign criteria for Village of Seville, located at the northeast corner of 133rd Street and State Line Road - **Approved**
- DD. **Resolution No. 2990** approving a Final Site Plan for Parkway Plaza - Office/Retail Buildings 8, 9, 10 and 11 (Lots 3 and 4), located at the northwest corner of 135th Street and Roe Avenue - **Approved**

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT - Update on coyote issue in south part of Leawood.

COMMITTEE RECOMMENDATIONS

11. PARKS AND RECREATION ADVISORY BOARD

[From the March 11, 2008, Parks & Recreation Advisory Board meeting and February 26, 2008 Planning Commission meeting]

- A. Approve installation of two [2] sculptures by Jorge Blanco inside Leawood City Park, 10601 Lee Boulevard - **Approved**

12. PLANNING COMMISSION

[From the February 26, 2008, Planning Commission meeting]

- A. **Ordinance No. 2310** approving a Special Use Permit for T-Mobile Wireless Antenna, located at 10515 Mission Road [Roll Call Vote] - **Passed**
- B. **Ordinance No. 2311** approving a Preliminary Plat, Preliminary Site Plan, Final plat, and Final Site Plan for LeClaire Estates, located north of 103rd Street and east of Wenonga [Roll Call Vote] - **Passed**
- C. **Ordinance No. 2312** approving a Special Use Permit, Preliminary Site Plan and Final Site Plan for Parkway Plaza - Green Earth Cleaners, located at the northwest corner of 135th Street and Roe Avenue [Roll Call Vote] - **Passed**

[From the March 11, 2008 Planning Commission meeting]

- D. **Ordinance No. 2313** approving a Special Use Permit for AT&T SAI Cabinet, located at 11701 Nall Avenue [Roll Call Vote] - **Passed**

13. OLD BUSINESS

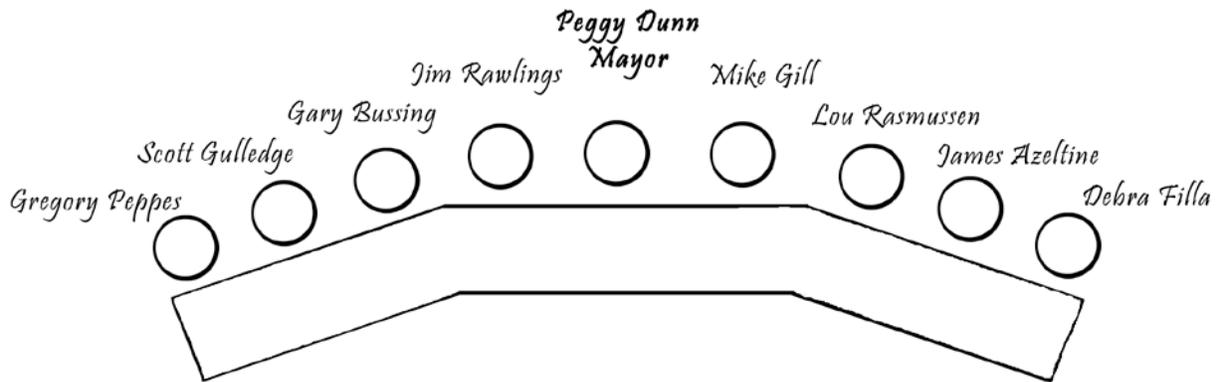
14. NEW BUSINESS

- A. Approve 'Draft' Citizen Survey in regards to the feasibility study of constructing a new indoor Community Center - **Approved**

15. 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.