

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, November 17, 2008
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

*****ACTION 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

Julie Cain
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

6. SPECIAL BUSINESS

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. 1114C and 1115A - **Accepted**
- B. Accept Minutes of the October 20, 2008 Governing Body meeting - **Accepted**

- C. Accept Minutes of the November 3, 2008 Governing Body meeting - **Accepted**
- D. Approve Change Order No. 6 in the reduced amount of \$7,777.50 to Wiedenmann & Godfrey, pertaining to Phase II of the Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road [# 76009] - **Approved**
- E. 19th and Final Payment in the amount of \$10,442.20 to Wiedenmann & Godfrey, pertaining to Phase II of the Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road [# 76009] - **Approved**
- F. **Resolution No. 3122** calling for a public hearing on Monday, December 1, 2008, regarding amendments to the 2008 Fiscal Budget for the City of Leawood - **Approved**
- G. **Resolution No. 3123** approving and authorizing the Mayor to execute a First Amendment to that certain Agreement dated April 21, 2008, in the amount of \$9,894.00 between the City and HNTB Corporation, pertaining to the extension of Roe Avenue between 140th Street and 143rd Street - **Approved**
- H. **Resolution No. 3124** approving the conveyance of real property in connection with the Leawood Public Library addition project through a Quit Claim Deed from the City of Leawood to the Board of Directors of the Johnson County Library, for property located on the northeast corner of Town Center Drive and Roe Avenue - **Approved**
- I. Declaration of Surplus Property; Surplus Vehicles & Equipment [Public Works, Police & Parks & Recreation] - **Approved**
- J. **Resolution No. 3125** approving a Final Site Plan for a tenant finish for Mission Farms - Blanc Burgers & Bottles, located on the southeast corner of 105th Street and Mission Road. (PC Case # 86-08) [*From the October 28, 2008 Planning Commission meeting*] - **Approved**
- K. **Resolution No. 3126** approving a Sign Plan for Ironhorse Centre Lot 8 Menu Board, located on the southeast corner of 151st Street and Nall Avenue (Case 88-08) [*From the October 28, 2008 Planning Commission meeting*] - **Approved**
- L. Police Department Monthly Report
- M. Fire Department Monthly Report
- N. Municipal Court Monthly Report

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

- A. Request to refer to Stormwater Committee for improvement of open channel on Leawood South Golf Course, tying the City's stormsewer system to prevent flooding of adjacent single family homes next to this area of the Golf Course. Funding Source: 1/8 cent sales tax - **Approved**

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[From the September 23, 2008 Planning Commission meeting]

- *A. Resolution approving the Planning Commission's recommendation to deny a Rezoning, Preliminary Site Plan, and Preliminary Plat for Town Center Business Park - Walgreens, located on the northeast corner of 117th Street and Roe Avenue **CONTINUED FROM THE OCTOBER 20, AND NOVEMBER 3, 2008 GOVERNING BODY MEETINGS – CONTINUED TO THE JANUARY 5, 2009 GOVERNING BODY MEETING**
- *B. Resolution approving the Planning Commission's recommendation to deny a Special Use Permit for Town Center Business Park - Walgreens, located on the northeast corner of 117th Street and Roe Avenue **CONTINUED FROM THE OCTOBER 20, AND NOVEMBER 3, 2008 GOVERNING BODY MEETINGS – CONTINUED TO THE JANUARY 5, 2009 GOVERNING BODY MEETING**
- *C. Resolution approving the Planning Commission's recommendation to deny a Preliminary Site Plan for Town Center Business Park - Discover O, located at the north of 117th Street and east of Roe Avenue **CONTINUED FROM THE OCTOBER 20, AND NOVEMBER 3, 2008 GOVERNING BODY MEETINGS – CONTINUED TO THE JANUARY 5, 2009 GOVERNING BODY MEETING**

[From the October 14, 2008 Planning Commission Meeting]

- D. **Ordinance No. 2372** approving a Special Use Permit [SUP] for Leawood South Country Club - Wireless Tower, located at 3801 W. 123rd Street (PC Case # 62-08) [Roll Call Vote] - **Passed**
- E. **Ordinance No. 2373** approving a Rezoning, Preliminary Plat and Preliminary Site Plan for Leawood South Country Club - Wireless Tower, located at 3801 W. 123rd Street (PC Case # 62-08) [Roll Call Vote] - **Passed**

[From the October 28, 2008 Planning Commission Meeting]

- *F. Ordinance approving a Preliminary Site Plan and Final Site Plan for Parkway Plaza - Little Sunshine Playhouse, located on the northwest corner of 135th Street and Roe Avenue (PC Case 87-08) [Roll Call Vote] – **CONTINUED TO THE DECEMBER 1, 2008, GOVERNING BODY MEETING**
- *G. Ordinance approving a Special Use Permit [SUP] for Parkway Plaza - Little Sunshine Playhouse, located on the northwest corner of 135th Street and Roe Avenue (PC Case # 87-08) [Roll Call Vote] – **CONTINUED TO THE DECEMBER 1, 2008, GOVERNING BODY MEETING**

*H. Resolution approving a Sign Plan for Nall Valley Shops - Capitol Federal Savings Signs, located on the northeast corner of 151st Street and Nall Avenue – ***CONTINUED TO THE DECEMBER 1, 2008, GOVERNING BODY MEETING***

12. OLD BUSINESS

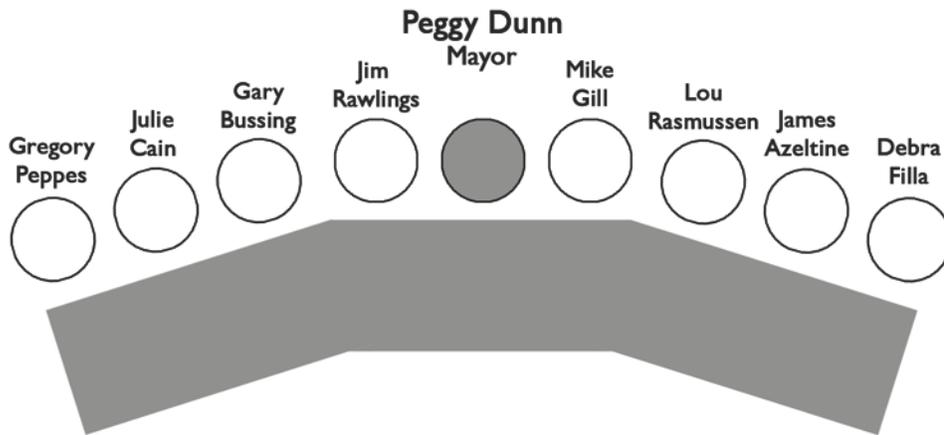
13. OTHER BUSINESS

14. NEW BUSINESS

A. Schedule a Governing Body Work Session meeting at 6:00 P.M. on Monday, December 1, 2008 to discuss Phase II on Gezer Park located at located at 133rd and Mission Road [# 76006] - **Approved**

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:** ¾ 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.