

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, December 15, 2008
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

ACTION 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	Louis Rasmussen	Gary Bussing	Julie Cain
Gregory Peppes	Jim Rawlings	Mike Gill	James Azeltine

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF AGENDA – **Item No. 7J - PULLED**

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 **Recognition of Kevin Jeffries, 10 years as President and CEO of Leawood Chamber of Commerce**

Recognition of Alice & Mel Hawk, dedicated service; City's 60th Anniversary Celebration 1948-2008

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. 1116B and 1117A - **Accepted**
- B. Accept Minutes of the November 17, 2008 Governing Body meeting - **Accepted**
- C. Accept Minutes of the October 10, 2008 Stormwater Management Committee meeting - **Accepted**
- D. Accept Minutes of the September 16, 2008 Public Works Committee - **Accepted**
- E. Accept Minutes of the October 16, 2008 Green Initiative Citizens Task Force Committee - **Accepted**
- F. Approve renewal of Cereal Malt Beverage [CMB] license for Conoco # 445 located at 4821 W. 135th Street - **Approved**
- G. Approve renewal of Cereal Malt Beverage [CMB] license for Cosentino Price Chopper located at 3700 W. 95th Street - **Approved**
- H. Approve Mayoral appointment of Councilmembers Julie Cain and Mike Gill as Co-Chairmen on the Gezer Region Sister City Committee, until May 2010 - **Approved**
- I. Approve Mayoral appointment of James Pateidl to the Planning Commission to fill unexpired 3-year term ending May 2010 - **Approved**
- J. Approve Change Order No. 2 [3rd and Final Payment] in the amount of \$5,233.90 to Kevin Cowan Architects pertaining to the Master Plan of Amphitheatre Area at Ironwoods Park, 14701 Mission Road - **Pulled**
- K. Approve 12th and Final Payment in the amount of \$75,873.83, to Rosehill Gardens, Inc., pertaining to the Villaggio Landscaping Project [CIP # 83197] - **Approved**
- L. Approve Change Order No. 7 in the amount of \$48,761.68 to Miller Paving Construction, LLC, pertaining to the Nall Avenue and Town Center Drive Improvement Public Benefit District Project [CIP # 196] [Park Place Phase 3] - **Approved**
- M. Approve 10th and Final Pay Request in the amount of \$70,600.00 to Miller Paving Construction, LLC, pertaining to the Nall Avenue and Town Center Drive Improvement Public Benefit District Project [CIP # 196] [Park Place Phase 3] - **Approved**
- N. Approve expenditure in the amount of \$35,803 to Water One, pertaining to development fees for Gezer Park - **Approved**
- O. **Resolution No. 3141** authorizing the acceptance of a Gift of artwork from Todd Haenisch - **Approved**
- P. **Resolution No. 3142** to approve a Final Site Plan for Mission Farms Building E, located approximately at 105th Street and Mission Road (PC Case 90-08) *From the November 25, 2008 Planning Commission meeting* - **Approved**
- Q. **Resolution No. 3143** to approve a Final Plat for LeaBrooke Enclave 1st Plat, located at approximately 145th Street and Kenneth Road (PC Case 91-08) *From the November 25, 2008 Planning Commission meeting* - **Approved**

- R. **Resolution No. 3144** to approve a Final Site Plan for Villaggio M&I Bank at the Villaggio - Utility Box, located at the southwest corner of 135th Street and Fontana (PC Case 93-08) *From the November 25, 2008 Planning Commission meeting - Approved*
- S. **Resolution No. 3145** to approve a Final Site Plan for Parkway Plaza - Pizza Fusion Tenant Finish, located at the northwest corner of 135th Street and Roe Avenue (PC Case 95-08) *From the November 25, 2008 Planning Commission meeting - Approved*
- T. **Resolution No. 3146** to approve a Final Site Plan for Sabates Eye Center Utility Box, located south of 112th Street and east of Nall Avenue (PC Case 97-08) *From the November 25, 2008 Planning Commission meeting - Approved*
- U Police Department Monthly Report
- V. Fire Department Monthly Report
- W. Municipal Court Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT – Councilmember Gill

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. STORMWATER MANAGEMENT COMMITTEE MEETING

[from the November 14, 2008 Stormwater Management Committee meeting]

- A. Recommendation concerning drainage concern in Edgewood subdivision [behind City Hall] – ***CONTINUED FROM THE DECEMBER 1, 2008 GOVERNING BODY MEETING***

12. PLANNING COMMISSION

13. OLD BUSINESS

14. OTHER BUSINESS

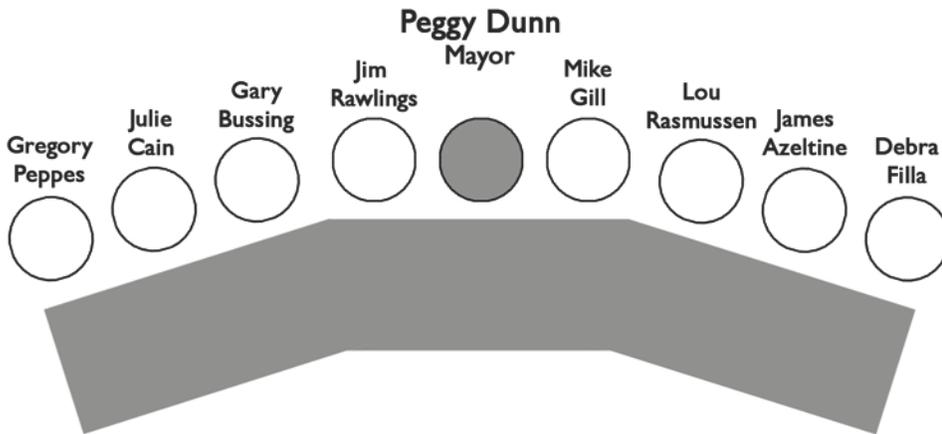
15. NEW BUSINESS

- A. **Ordinance No. 2378** appropriating the amounts set up in each fund in the budget for fiscal year 2009, providing for the payment of all claims and charges against the accounts provided for therein; and approving and ratifying the payment of all claims against the accounts - **Passed**
- B. **Resolution No. 3147** amending Resolution No. 2840, authorizing the improvement of a certain section of Nall Avenue, a main trafficway, between 143rd Street and 159th Street within the City of Leawood. [CIP #80143] - **Approved**

- C. Schedule a Governing Body Work Session meeting at 6:00 P.M. on Monday, January 5, 2009 to discuss Transportation Development District [TDD] for Village of Seville [133rd & State Line] – **Approved**
- D. Schedule a Governing Body Work Session meeting at 6:00 P.M. on Monday, January 12, 2009, to discuss 2009 Governing Body Near and Long Term Goals and Objectives - **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.