

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, February 16, 2009
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

MARCH						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	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

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. 2009-4, 2009-5, and 1120C - **Accepted**
- B. Accept February 2, 2009 Governing Body minutes - **Accepted**
- C. Accept January 15, 2009 Green Initiative Citizens Task Force Committee minutes - **Accepted**

- D. Accept January 13, 2009 Parks and Recreation Advisory Board minutes - **Accepted**
- E. Approve purchase in the amount of \$17,554.00 from Simmons Gun Specialists, Inc., for the purchase of ammunition for police firearms training - **Approved**
- F. Approval of 2009 Governing Body Goals & Objectives - **Approved**
- G. **Resolution No. 3161** approving and authorizing the Mayor to execute a Professional Service Agreement between the City and Phelps Engineering, Inc., in the amount of \$34,800, pertaining to the 2010 Street Reconstruction Survey Project - **Approved**
- H. **Resolution No. 3162** approving and authorizing the Mayor to execute a Professional Service Agreement between the City and Uhl Engineering, Inc., in the amount of \$29,990.00 pertaining to the 2009 Residential Street Mill & Overlay Project - **Approved**
- I. **Resolution No. 3163** approving and authorizing the Mayor to execute an Inter-local Agreement between the City and Board of County Commissioners of Johnson County, pertaining to the County Assistance Road Program [CARS] 2010-2014 Five Year Program - **Approved**
- J. **Resolution No. 3164** revising the fee schedule, not specifically provided for in the Code of the City of Leawood, 2000, specifically for the IRONHORSE Golf Course fees, in accordance with Section 1-701 of the Code of the City of Leawood, 2000 - **Approved**
- K. **Resolution No. 3165** approving and authorizing the Mayor to execute a Professional Service Agreement between the City and Xtreme Turf and Landscape, for an amount not to exceed \$20,000, pertaining to the installation of a tee-line at Ironhorse Golf Course - **Approved**
- L. **Resolution No. 3166** approving a Final Site Plan for a tenant finish for Mission Farms - Vico's, located on the northeast corner of Mission Road and I-435 (PC Case # 05-09) [*From the January 27, 2009 Planning Commission meeting*] - **Approved**
- M. Police Department Monthly Report
- N. Fire Department Monthly Report
- O. Municipal Court Monthly Report
- *P. Approval of reallocation of funds in the amount of \$40,000 from landscaping to pond construction, pertaining to the contract between the City and Mega Industries, Inc., for the Gezer Park Improvement Project, located at 133rd and Mission Road [# 76006] - Approved**

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

- A. Councilmember Rasmussen
- B. Councilmember Filla

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[From the January 27, 2009 Planning Commission meeting]

- A. **Ordinance No. 2383** approving a Special Use Permit [SUP] for an AT&T VRAD Cabinet, located at 10342 Lee Boulevard (PC Case # 92-08) [Roll Call Vote] - **Passed**

- B. Resolution approving a Revised Final Site Plan for Madden McFarland Interiors, located on the southwest corner of State Line Road and 135th Street. (PC Case # 06-09) – **REMANDED TO THE PLANNING COMMISSION**

[From the January 13, 2009 Planning Commission meeting]

- C. **Resolution No. 3167** approving a Revised Final Plan for Mission Farms Trash Enclosure, located approximately at 105th Street and Mission Road (PC Case # 85-08) – *[Continued from the February 2, 2009 Governing Body meeting]* - **Approved**

12. OLD BUSINESS

13. OTHER BUSINESS

14. NEW BUSINESS

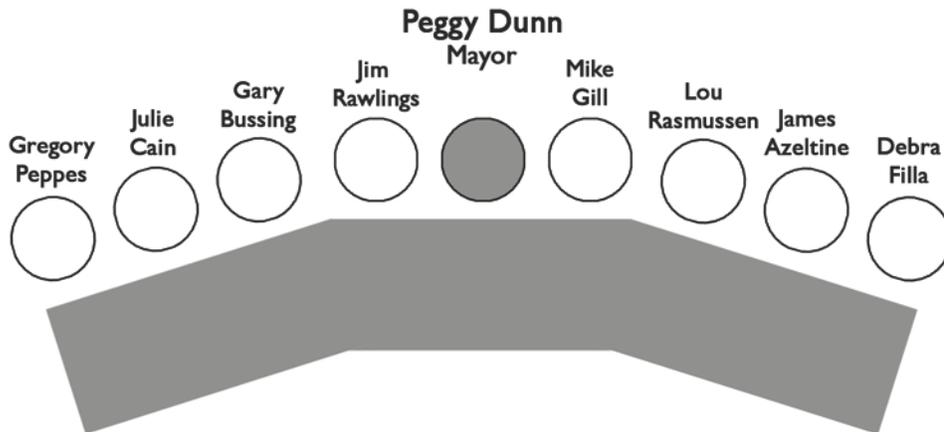
- A. **Ordinance No. 2384** authorizing and providing for the acquisition of lands or interests therein by condemnation for the Roe Avenue Improvement Project, between 140th and 143rd Street [CIP # 80189] [Roll Call Vote] - **Passed**

- B. **Resolution No. 3168** authorizing the improvement of a certain section of Roe Avenue, a Main Trafficway, between 140th Street and 143rd Street within the City of Leawood; providing for issuance of General Obligation Improvement Bonds of the City to pay the costs thereof and for the issuance of Temporary Notes of the City pending the issuance of said Bonds; and expressing the intent to reimburse costs of the project so incurred from proceeds of General Obligation Bonds; and authorizing and improving certain related matters and actions - **Approved**

- C. Schedule a Governing Body Executive Session on Monday, February 16, 2009, immediately following the regular Governing Body meeting to discuss matters related to the acquisition of real property – **CONTINUED TO THE MARCH 2, 2009, GOVERNING BODY MEETING**

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:** $\frac{3}{4}$ 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.