CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA
Monday, July 20, 2009
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

Mayor Peggy Dunn
Councilmembers
Ward One  Ward Two  Ward Three  Ward Four
Debra Filla  Louis Rasmussen  Gary Bussing  Julie Cain
Gregory Peppes  Jim Rawlings  Mike Gill  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  National Parks & Recreation Month, July 2009

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS
/from the June 23, 2009 Planning Commission meeting/
A. Ordinance No. 2399 amending § 16-2-8.2 (Flood Hazard Overlay District) of the Leawood Development Ordinance [LDO], pertaining to the Flood Hazard Overlay District. (PC Case # 35-09) [Roll Call Vote] - Passed

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. 2009-26 and 2009-27 - Accepted
B. Accept Minutes of the July 6, 2009 Governing Body meeting - Accepted

If you require any accommodation (i.e. qualified interpreter, hearing assistance, etc.) in order to attend this meeting, please notify this office at 913.334.6700/td 913.339.6225 no later than 48 hours prior to the scheduled commencement of the meeting.
C. Accept Minutes of the May 28, 2009 Ironhorse Advisory Board meeting - Accepted
D. Accept Minutes of the May 12, 2009 Parks and Recreation Advisory Board meeting - Accepted
E. Accept Minutes of the May 13, 2009 Historic Commission meeting - Accepted
F. Accept Minutes of the April 28, 2009 Leawood Arts Council meeting - Accepted
G. Approve purchase in the amount of $33,600 to Challenger Teamwear, pertaining to soccer uniforms - Approved
H. Approve issuance of Temporary Alcohol Permit to Rose Brooks for a fundraising event at Park Place, to be held on September 10, 2009, in accordance with Code § 3-216 - Approved
I. Resolution No. 3236 calling for a Public Hearing to be held on August 17, 2009, to consider the vacation of a drainage easement, located on Lot 2, The Villaggio at Leawood, [Pawnee Place, LLC] a subdivision of land located in the City of Leawood, common situs address, approximately 137th & Roe Avenue - Approved
J. Resolution No. 3237 approving and authorizing the Mayor to execute Consent to Assignment for the Maintenance Agreement between the City and Harris Corporation [f/n/a M/A-COM Private Radio Systems, Inc.] for the annual maintenance of police radio equipment - Approved
K. Resolution No. 3238 approving and authorizing the Mayor to execute a Second Amendment to that certain a Maintenance Agreement dated November 18, 2002, between the City and the City of Overland Park in the amount of $37,134.34, pertaining to the Intergraph Software System for the Police Department [Intergraph Public Safety, Inc.] - Approved
L. Resolution No. 3239 accepting a Permanent Access Easement to the City from Lawrence D. and Janet L. Moran, for property located at 5100 W. 153rd Street, in connection with Ironhorse Golf Course - Approved
M. Resolution No. 3240 approving and authorizing the Mayor to execute an Inter-local Agreement between the City and the Kansas Department of Transportation [KDOT], pertaining to the 103rd Street from State Line to Mission Road Improvement Project; grading surfacing [46N-0449-01; Agreement No. 181-09] - Approved
N. Declaration of surplus property; Kustom Signal Smart Radar Trailer; last 4 VIN/8796 - Approved
O. Police Department Monthly Report
P. Fire Department Monthly Report
Q. Municipal Court Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT
Councilmember Gill- Request to refer to Public Works Committee for consideration of installation of audio pedestrian crossing at 119th and Tomahawk Creek Parkway

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION
The next regular meeting of the Leawood Governing Body will be
Monday, August 3, 2009

[from the June 23, 2009 Planning Commission meeting]

A. **Resolution No. 3241** approving a Revised Final Site Plan for a tenant finish for Ranchmart - O'Neill’s Restaurant and Bar, located on the northeast corner of 95th Street and Mission Road. (PC Case # 33-09) - Approved

B. **Ordinance No. 2400** approving a Special Use Permit [SUP] for Leawood South Country Club - Tower-Co., located at 12700 Overbrook Road. (PC Case # 26-09) [Roll Call Vote] - Passed

C. **Ordinance No. 2401** approving a Preliminary Site Plan and Final Site Plan for Leawood South Country Club - Tower-Co., located at 12700 Overbrook Road. (PC Case # 26-09) [Roll Call Vote] - Passed

D. **Ordinance No. 2402** approving a Special Use Permit [SUP] for Leawood South Country Club – Sprint Nextel, located at 12700 Overbrook Road. (PC Case # 27-09) [Roll Call Vote] - Passed

E. **Ordinance No. 2403** approving a Preliminary Site Plan and Final Site Plan for Leawood South Country Club - Sprint Nextel, located at 12700 Overbrook Road. (PC Case # 27-09) [Roll Call Vote] - Passed

F. **Resolution No. 3242** approving a Final Site Plan for a tenant finish for Park Place - Michael Shae Salon & Day Spa, located at 11520 Ash Street. (PC Case # 15-09) - Approved

G. **Resolution No. 3243** approving a Revised Final Site Plan for Madden McFarland Interiors, located at the southwest corner of State Line Road and 135th Street. (PC Case # 06-09) - Approved

H. **Ordinance No. 2404** approving a Revised Preliminary Site Plan and Revised Preliminary Plat for Neighborhood Retail Containing a Bank with Drive-thru at 151st Street and Mission Road, located at the southeast corner of 151st Street and Mission Road. (PC Case # 28-09) [Roll Call Vote] - Passed

I. Ordinance approving the Planning Commission's recommendation for denial of a Revised Final Site Plan for State Line Executive Office Park, located at 8010 and 8014 State Line Road. (PC Case # 31-09) [Roll Call Vote] – **CONTINUED TO THE AUGUST 3, 2009, GOVERNING BODY MEETING**

12. OLD BUSINESS

13. OTHER BUSINESS

14. NEW BUSINESS

A. Schedule a Governing Body Work Session on Monday, October 19, 2009, at 6:00 P.M., to Discuss Informational Signs - Approved
B. Schedule a Governing Body Work Session on Monday, August 10, 2009, at 6:30 P.M., to Discuss Transportation Development District [TDD] for One Nineteen Development Project, located at 119th and Roe Avenue [Project # 80456] - Approved

C. Schedule an Executive Session immediately following the Governing Body meeting to discuss a personnel matter - Approved

ADJOURN

Please find below a list of Work Sessions that have been scheduled through October 5th:

<table>
<thead>
<tr>
<th>DATE</th>
<th>TIME</th>
<th>SUBJECT</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>July 20</td>
<td>6:00 PM</td>
<td>Proposed Amphitheatre Project</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>August 3</td>
<td>6:00 PM</td>
<td>Front Yard Accessory Uses</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>August 17</td>
<td>6:00 PM</td>
<td>TDD for Seville Square [133 &amp; State Line]</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>September 8</td>
<td>6:15 PM</td>
<td>Land Use of State Line Business Park</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>September 21</td>
<td>6:30 PM</td>
<td>Personnel matter; City Administrator’s 6-month review</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>October 5</td>
<td>6:00 PM</td>
<td>Recycle Bins at area schools</td>
<td>Main Conf. Room</td>
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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]
- Zoning Ordinances and other Planning Commission Recommendations:

The next regular meeting of the Leawood Governing Body will be Monday, August 3, 2009
• **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.