

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, October 5, 2009
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

Double Ten Day, October 10, 2009
Fire Prevention Week, October 4-10, 2009

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 – **Accepted**

- A. Accept Appropriation Ordinance Nos. 2009-37, and 2009-38 – **Accepted**
- B. Accept Minutes of the September 21, 2009 Governing Body meeting – **Accepted**
- C. Accept Minutes of the August 18, 2009 Public Works Committee meeting – **Accepted**
- D. Accept Mayoral Appointment of Jennifer Hassler to Green Initiative Task Force Committee – **Accepted**

- *E. **Approve Change Order No. 4 in the reduced amount of \$60,000 to O'Donnell & Sons, pertaining to the 2009 Residential Mill & Overlay Project [Project # 70006] - THIS ITEM HAS BEEN PULLED**
- F. Approve 3rd and Final Payment in the amount of \$3,400 to Delta Innovative for the Parks and Recreation material storage building [Project # 74034] - *Approved*
- G. Approve renewal of employee health insurance benefits with Blue Cross Blue Shield - *Approved*
- H. Approve renewal of employee dental insurance benefits with Delta Dental Insurance - *Approved*
- I. Approve amendments to the Leawood Flexible Benefit Plan to increase the healthcare FSA amount - *Approved*
- J. Approve amendments to the Leawood Flexible Benefit Plan regarding the HIPAA Privacy Plan; USERRA Amendment; and the definition of dependent - *Approved*
- K. Approve expenditure for an amount not to exceed \$20,000 pertaining to the maintenance of the golf cart fleet at Ironhorse Golf Club, located at 15400 Mission Road - *Approved*
- L. **Resolution No. 3271** designating holidays for the year 2010, in accordance with the personnel rules and regulations of the City of Leawood, Kansas - *Approved*
- M. **Resolution No. 3272** authorizing a grant in the amount of \$5,000 from the Med James, Inc., Heritage Rewards Program to the Leawood Fire Department - *Approved*
- N. **Resolution No. 3273** approving and authorizing the Mayor to execute a Grant Agreement in the amount of \$5,000 from the Johnson County Heritage Trust Fund to conduct a survey in the Historic District [HD] of the City of Leawood - *Approved*
- *O. **Resolution approving and authorizing the Mayor to execute a Service Agreement in the amount of \$39,100, between the City and Becerra Masonry, pertaining to the reconstruction of stone islands on Lee Boulevard and on Meadow Lane, north of 81st –Street – THIS ITEM HAS BEEN PULLED**
- P. **Resolution No. 3274** approving and authorizing the Mayor to execute a Converged Network Solutions Agreement between the City of Leawood and Sprint Solutions, Inc., pertaining to the in-building cell phone coverage - *Approved*
- Q. **Resolution No. 3275** approving a Sign Plan for Leawood Executive Centre – Monument Sign, located on the southeast corner of College Boulevard and Roe Avenue (PC Case 52-09) [*From the September 22, 2009 Planning Commission meeting*] - *Approved*
- R. Declaration of Surplus Property; various Public Works vehicle equipment - *Approved*

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

- A. Councilmember Lou Rasmussen's recommendations from Amphitheatre Committee

*B. Report from Councilmember Debra Filla

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[From the September 22, 2009 Planning Commission meeting]

- A. **Resolution No. 3276** approving a Final Site Plan for a Tenant Finish for Park Place – Bella B’s Boutique, located at 11555 Ash Street (PC Case 53-09) - **Approved**
- B. **Resolution No. 3277** approving a Final Site Plan for a Tenant Finish for Park Place – Bella Bambino Boutique, located at 11553 Ash Street (PC Case 58-09) - **Approved**
- C. **Resolution No. 3278** approving a Final Site Plan for a Tenant Finish for Park Place – Hathaway Shoe, located at 11531 Ash Street (PC Case 56-09) - **Approved**
- D. **Resolution No. 3279** approving a Final Site Plan for a Tenant Finish for Park Place – Daniel Couture, located at 11527 Ash Street (PC Case 54-09) - **Approved**
- E. **Resolution No. 3280** approving a Final Site Plan for a Tenant Finish for Park Place – Cupcake A La Mode, located at 11529 Ash Street (PC Case 57-09) - **Approved**
- F. **Resolution No. 3281** approving a Final Site Plan for a Tenant Finish for Park Place – Carmen Café, located at 11526 Ash Street (PC Case 55-09) - **Approved**

12. OLD BUSINESS

13. OTHER BUSINESS

14. NEW BUSINESS

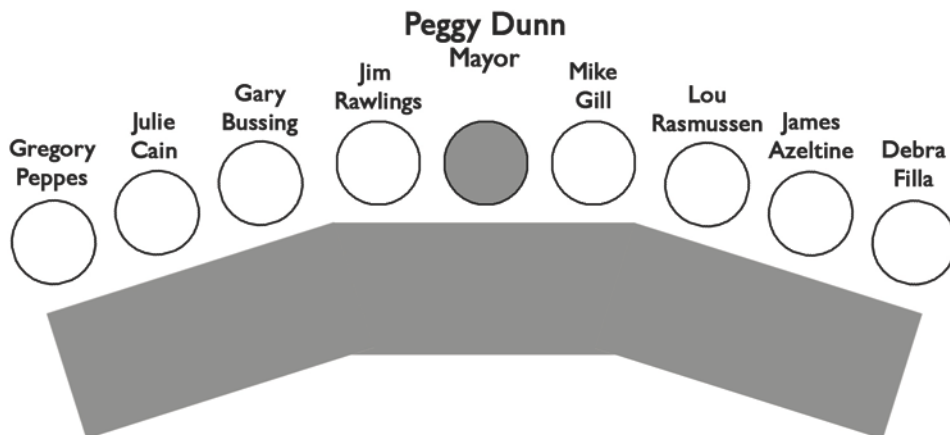
- A. **Ordinance No. 2416C** amending Chapter 4, Article 2 of the Code of the City of Leawood, 2000, by adding a new Section 4-920, entitled International Building Code, Basement Required [Roll Call Vote] - **Passed**
- B. **Ordinance No. 2417** granting to Sprint Communications Company, L.P., a Contract Franchise to construct, operate, and maintain a telecommunications system in the City of Leawood, Kansas [Roll Call Vote] - **Passed**
- C. **Resolution No. 3282** approving and authorizing the Mayor to enter into a Public Land Use Agreement between the City of Leawood, Kansas and Sprint Communications Company, L.P., pertaining to the installation and maintenance of communications facilities within existing conduit – **Approved**
- D. Schedule a Governing Body Work Session on Monday, October 26, 2009, at 6:30 P.M., to discuss TDD for One Nineteen Development Project [119th & Roe Avenue] - **Approved**

DATE	TIME	SUBJECT	LOCATION
October 5	6:00 PM	Recycle Bins at area schools	Main Conf. Room
October 26	6:30 PM	TDD for One Nineteen Development Project [119 & Roe Avenue]	Main Conf. Room
November 2	6:00 P.M.	Transportation Development District [TDD] financing for Park Place Improvement District	Main Conf. Room
November 16	6:00 P.M.	**Transportation Development District [TDD] financing for Park Place Improvement District	Main Conf. Room
December 7	6:00 P.M.	Discuss Informational Signs	Main Conf. Room
December 21	6:00 P.M.	Discuss the establishment of a Community Improvement District [CID] Policy for redevelopment	Main Conf. Room

****If needed**

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.