

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, March 1, 2010  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

MARCH 2010						
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			

APRIL 2010						
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	

## \*\*\*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**

**Read Across America, March 2, 2010**

**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. 2009-56, 2009-57, 2010-3, 2010-4, 2010-5, and 2010-6 - **Accepted**
- B. Accept minutes of the February 1, 2010 Governing Body meeting - **Accepted**
- C. Accept minutes of the February 1, 2010 Governing Body Work Session meeting - **Accepted**
- D. Accept minutes of the January 19, 2010 Governing Body meeting - **Accepted**

- E. Accept minutes of the January 19, 2010 Governing Body Work Session meeting - Accepted
- F. Accept minutes of the January 12, 2010 Parks and Recreation Advisory Board meeting - Accepted
- G. Accept minutes of the December 8, 2009 Parks & Recreation Advisory Board meeting - Accepted
- H. Accept minutes of the October 28, 2009 Stormwater Management Committee meeting - Accepted
- I. Approval of 2010 Governing Body Goals & Objectives – **CONTINUED TO THE APRIL 5, 2010, GOVERNING BODY MEETING**
- J. Approve Retail Liquor License Renewal for FPFKC Liquors, LLC [d/b/a ZIPZ Spiritz], located at 4821 W. 135<sup>th</sup> Street - Approved
- K. Approve payment in the amount of \$89,000.00 to Leawood Chamber of Commerce for the 2010 operations budget- Approved
- L. Approve 2<sup>nd</sup> and Final Payment in the amount of \$3,140.00 to Wiedenmann & Godfrey Construction, Inc., pertaining to irrigation repairs at IRONHORSE Golf Club, 15400 Mission Road - Approved
- M. Certification of Cost Summary in the amount of \$3,855,000 for Project # 80143; Nall Avenue, from 143<sup>rd</sup> to 159 Street - Approved
- N. Certification of Cost Summary in the amount of \$2,130,000 for Project # 80208; Residential Street Phase 1 - Approved
- O. Certification of Cost Summary in the amount of \$1,255,000 for Project # 80209; Residential Street Phase 2 [1<sup>st</sup> year]
- P. Certification of Cost Summary in the amount of \$2,400,000 for Project # 80210; Residential Street Phase 2 [2<sup>nd</sup> year] - Approved
- Q. Certification of Cost Summary in the amount of \$275,000 for Project # 80400; 128<sup>th</sup> & State Line Intersection Signalization Project - Approved
- R. Certification of Cost Summary in the amount of \$720,000 for Project # 80403; 135<sup>th</sup> & Fontana Intersection Signalization Project - Approved
- S. Certification of Cost Summary in the amount of \$4,280,000 for Project # 80197; Villaggio - Approved
- T. Approve Massage Therapist License for Michael Shae Salon and Day Spa, located at 11520 Ash - Approved
- U. Approve Massage Therapist License for Massage & Body Works, located at 8014 State Line Road, Suite # 200 - Approved
- V. Approve Co-op bid in the amount of \$90,132.00 from Olathe Ford for cab chassis for Parks and Recreation vehicles - Approved
- W. Approve Co-op bid in the amount of \$15,530.00 from Drake-Scruggs Equipment Company for service body for Parks & Recreation Unit # 603 - Approved
- X. Approve Co-op bid in the amount of \$16,667.00 from American Equipment Company for chipper body for Parks & Recreation Unit # 605 - Approved
- Y. Approve Co-op bid in the amount of \$18,754.00 from American Equipment Company for platform body for Parks & Recreation Unit # 622 - Approved
- Z. Approve Co-op bid in the amount of \$16,623.00 from Overbilt Trailer Company for dual tandem trailer for Public Works Unit # 491 - Approved
- AA. Approve revised Co-op bid in the amount of \$41,404.00 from Landmark Dodge [f/k/a/ Odessa Chrysler] for the purchase of police vehicles - Approved
- BB. **Resolution No. 3338** approving and authorizing the Mayor to execute Addendum No. 1 to that certain User Agreement, effective August 1, 2009, between the City of Leawood

- and the City of Overland Park, in the amount of \$22,018.17, pertaining to the INTERGRAPH SYSTEM, for Computer Aided Dispatch [CAD], Records Management [RMS]; and Mobile Data Computer [MDC] Systems - *Approved*
- CC. **Resolution No. 3339** approving and authorizing the Mayor to execute a Lease Agreement between the City and Copy Card Control Systems, Inc., pertaining to the lease of copy/scan machines - *Approved*
- DD. **Resolution No. 3340** approving and authorizing the Mayor to execute a Maintenance Agreement between the City and Foto's Office Systems, pertaining to the annual maintenance of copy/scan machines - *Approved*
- EE. **Resolution No. 3341** calling for a Pre-budget Public Hearing to be heard on Monday, April 19, 2010 on the 2011 Fiscal Budget for the City of Leawood, Kansas - *Approved*
- FF. **Resolution No. 3342** approving and authorizing the Mayor to execute a First Amendment to that certain Right-of-Way Maintenance Agreement dated April 6, 2009, in the amount of \$42,549.12 between the City and Kansas Land Management, pertaining to right-of-way and median maintenance - *Approved*
- GG. **Resolution No. 3343** Resolution requesting Johnson County participation in the City of Leawood's five-year Capital Improvement Program through the Board of County Commissioners of Johnson County, Kansas County Assistance Road Program [CARS] 2011-2015 Five Year Program - *Approved*
- HH. **Resolution No. 3344** revising the 2010 Fee Schedule, not provided for in the Code of the City of Leawood, 2000, specifically for the IRONHORSE Golf Club, in accordance with § 1-701 of the Code of the City of Leawood, 2000 *[from the February 25, 2010 Ironhorse Advisory Board meeting]* - *Approved*
- II. **Resolution No. 3345** accepting the 2010 IRONHORSE Golf Course Business Plan, as submitted by Troon Golf, LLC *[from the February 25, 2010 Ironhorse Advisory Board meeting]* - *Approved*
- JJ. **Resolution No. 3346** approving a Final Sign Plan for Park Place – Flowers By Emily, located at 11527 Ash Street. (PC Case # 01-10) *[from the January 26, 2010 Planning Commission meeting]* - *Approved*
- KK. **Resolution No. 3347** approving a Revised Final Sign Plan for Park Place – Michael Shae Salon & Day Spa, located at 11520 Ash Street. (PC Case # 13-10) *[from the January 26, 2010 Planning Commission meeting]* - *Approved*
- LL. Approve continuation of items scheduled on March 15, 2010 to April 5, 2010, including: Ordinance approving a Revised Preliminary Site Plan for Town Center Business Park, Lots 4, 5 and 6, located on the northeast corner of 117<sup>th</sup> Street and Roe Avenue [MD ASSOCIATE #4, Inc., - Case # 04-09] *[from the March 24, 2009 Planning Commission meeting]* – **CONTINUED FROM THE SEPTEMBER 8, 2009 GOVERNING BODY MEETING** *[Comment: Due to the cancellation of the March 15, 2010 meeting, scheduled items require a continuation to the April 5, 2010 Governing Body meeting.]* - *Approved*
- MM. Fire Department Monthly Report, January 2010
- NN. Municipal Court Monthly Report, January 2010
- OO. Police Department Monthly Report, January 2010

## 8. MAYOR'S REPORT

## 9. COUNCILMEMBERS' REPORT – Lou Rasmussen

Update on Amphitheater Enhancement Project

**10. STAFF REPORT**

**COMMITTEE RECOMMENDATIONS**

**11. PUBLIC WORKS COMMITTEE**

*[from the January 19, 2010, Public Works Committee meeting]*

Recommendation to delay installation of any temporary sidewalks along 143<sup>rd</sup> Street until 2015, or until 143<sup>rd</sup> Street is widened

**12. PARKS AND RECREATION ADVISORY BOARD**

*[from the February 9, 2010 Park & Recreation Advisory Board meeting]*

A. **Resolution No. 3348** approving and authorizing the Mayor to execute an Interlocal Agreement by and between Leawood, Johnson County Parks and Recreation Department, and the cities of Prairie Village, Mission, Merriam, Fairway, and Roeland Park pertaining to the SuperPass Program at the Aquatic Center, located at 10601 Lee Boulevard - **Approved**

B. **Resolution No. 3349** approving and authorizing the Mayor to execute a Letter of Understanding by and between Leawood, Johnson County Parks and Recreation Department, and the cities of Prairie Village, Mission, Merriam, Fairway, and Roeland Park pertaining to the SuperPass Program at the Aquatic Center, located at 10601 Lee Boulevard - **Approved**

**13. PLANNING COMMISSION**

*[from the January 26, 2010 Planning Commission meeting]*

A. **Resolution No. 3350** approving a Final Sign Plan for Leawood Stables, located at 3000 W. 135<sup>th</sup> Street (PC Case # 43-09) - **Approved**

B. **Resolution No. 3351** approving a Revised Final Site Plan for Leawood Plaza – Core First Bank and Trust, located at 12220 State Line Road (PC Case 10-10) - **Approved**

*[from the February 9, 2010 Planning Commission meeting]*

C. **Resolution No. 3352** accepting a Plat and Plan for Water One for the Nall Avenue Pumping Station and Reservoir, located on the northeast corner of 147<sup>th</sup> Street and Nall Avenue.(PC Case 05-10) [Roll Call Vote] - **Approved**

D. **Ordinance No. 2437** amending § 16-2-7 of the Leawood Development Ordinance [LDO], entitled Table of Uses, pertaining to Reservoirs located with an R-1 Zoning District [PC Case # 07-10] [Roll Call Vote] - **Passed**

**14. OLD BUSINESS**

**15. OTHER BUSINESS**

**16. NEW BUSINESS**

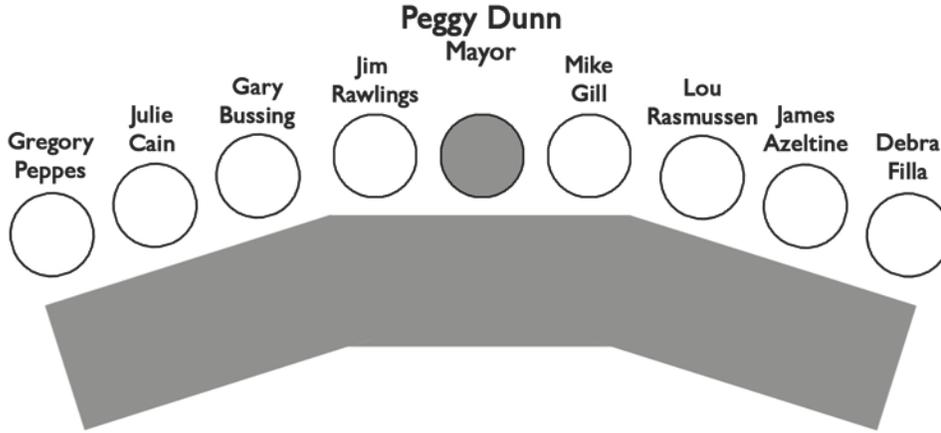
- A. **Ordinance No. 2436** authorizing the issuance and delivery of \$3,115,000 (amount subject to change) Principal amount of Taxable Transportation Development District [TDD] Special Obligation Bonds, Series 2010 [One Nineteen Transportation Development District Project] of the City of Leawood; authorizing execution and delivery of a Bond Trust Indenture and certain other documents in connection therewith; providing for the levy and collection of Special Assessments for the purpose of paying a portion of the principal and interest on the Bonds as they become due; and making certain covenants with respect thereto [Roll Call Vote] – ***THIS ORDINANCE WAS NOT PASSED--CONTINUED TO MARCH 29, 2010, @ 6:30 P.M. FOR POSSIBLE ACTION***
  
- B. Schedule a Governing Body Work Session on Tuesday, July 6, 2010, at 6:00 P.M., to Discuss Transient Guest Tax and Transportation Development District [TDD] financing for Park Place Improvement District [CIP # 80196] - **Approved**
  
- C. Presentation of Proposed Concept Plan for Future Civic Center Complex

**ADJOURN**

DATE	TIME	SUBJECT	LOCATION
March 1	6:00 P.M.	1. Presentation of 2011-2015 Capital Improvement Projects [C.I.P.] 2. Discuss Informational Signs	Main Conf. Room
March 29	6:30 P.M.	Personnel Matter; City Administrator’s 6-month review	Main Conf. Room
April 5	6:00 P.M.	Discuss 2011-2015 Budget Model Assumptions; 2011-2015 Capital Improvement Projects [C.I.P.]; Review & Discuss 2011 Budget Presentations	Main Conf. Room
April 19	6:00 P.M.	Discuss § 16-4-12 of the Leawood Development Ordinance [LDO]; Wireless Communication Towers and Antennae	Main Conf. Room
May 3	6:00 P.M.	Discuss Public Input on 2011 Budget [Tentative]	Main Conf. Room
May 17	6:00 P.M.	Discuss Establishment of a Community Improvement District [CID] Policy	Main Conf. Room
June 7	6:00 P.M.	Future use of current Police Facility and former City Hall buildings; Master Plan & Preliminary Site Plan	Main Conf. Room
June 21	6:00 P.M.	Pre-Budget 2011-2015 CIP Discussion	Main Conf. Room
June 28	6:00 P.M.	Joint Governing Body/Budget & Finance Committee Work Session	Main Conf. Room
June 29	6:00 P.M.	Joint Governing Body/Budget & Finance Committee Work Session	Main Conf. Room
July 6	6:00 P.M.	Discuss Transient Guest Tax and Transportation Development District [TDD] financing for Park Place Improvement District [CIP # 80196]	Main Conf. Room
July 19	6:00 P.M.	Review of Mission Statements of various	Main Conf. Room

		Committees and Boards	
September 7	6:00 P.M.	Personnel Matter; City Administrator's 6-month review	Main Conf. Room

### 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.