**CITY OF LEAWOOD**

**GOVERNING BODY**

**MEETING AGENDA**

Monday, March 21, 2011

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)

<table>
<thead>
<tr>
<th>Mayor Peggy Dunn</th>
<th>Ward One</th>
<th>Ward Two</th>
<th>Ward Three</th>
<th>Ward Four</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Debra Filla</td>
<td>Louis Rasmussen</td>
<td>Gary Bussing</td>
<td>Julie Cain</td>
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<tr>
<td></td>
<td>Andrew Osman</td>
<td>Jim Rawlings</td>
<td>Carrie Rezac</td>
<td>James Azeltine</td>
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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. 2011-9, 2011-10 - Accepted
   B. Accept minutes of the March 7, 2011 Governing Body meeting - Accepted
   C. Accept minutes of the March 7, 2011 Governing Body Work Session - Accepted
   D. Accept minutes of the February 8, 2011 Parks & Recreation Advisory Board meeting - Accepted
   E. Accept minutes of the January 11, 2011 Historic Commission 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 913.339.6700 or at www.leawood.org no later than 96 hours prior to the scheduled commencement of the meeting.
F. Accept minutes of the December 1, 2010 Bicycle Friendly Committee meeting - Accepted
G. Approve Mayoral Appointment of Scott Pashia to the Sustainability Advisory Board for a two-year term ending in 2013 - Approved
H. Approve issuance of Temporary Alcohol Permit to conduct The Taste of Leawood Fundraising Event on Saturday, June 11, 2011 in accordance with Code § 3-216 - Approved
I. Approve waiving of City fees for the Taste of Leawood Fundraising Event to be conducted at The City Park, 10601 Lee Boulevard, on Saturday, June 11, 2011 - Approved
J. Approval of Massage Establishment License for Michael Lathrop, located at 8900 State Line Road - Approved
K. Resolution No. 3561 approving the 2012-2016 Capital Improvement Program [C.I.P.] for the City of Leawood, Kansas - Approved
L. Resolution No. 3562 approving and authorizing the County Assistance Road Program [C.A.R.S.] proposed 2012-2016 Five Year Program - Approved
M. Resolution No. 3563 approving and authorizing the Mayor to execute a 10-year Master Lease-Purchase Agreement between the City and Oshkosh Capital Corporation pertaining to the lease of two [2] 2011 Pierce PUC Fire Pumpers in the principal amount of $1,190,486.00 - Approved
N. Resolution No. 3564 approving and authorizing the Mayor to execute a Second 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

P. Fire Department Monthly Report
Q. Police Department Monthly Report
R. Municipal Court Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT
Councilmember Gary Bussing – Placed under Old Business for further discussion

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION
[from the February 22, 2011 Planning Commission meeting]
A. Ordinance No. 2486 amending § 16-4-7.6 of the Leawood Development Ordinance [LDO], General Regulations; Landscaping, pertaining to screening of trash enclosures [PC Case #25-11] [Roll Call Vote] - Passed

B. Resolution No. 3565 approving a Final Site Plan for Church of the Nativity- dumpster screening, located at 3800 W. 119th Street [PC Case # 02-11] - Approved
C. **Resolution No. 3566** approving a Final Plan for a Tenant Finish for Park Place-Gordon Biersch, located at 11652 Ash Street [PC Case # 16-11] - Approved


[from the January 25, 2011 and March 8, 2011 Planning Commission Meetings]

E. **Resolution No. 3567** approving a Final Site Plan for Town Center Plaza – Lot 9 – Walgreens, located at 4701 Town Center Drive (PC Case #04 -11) [CONTINUED FROM THE FEBRUARY 21, 2011 GOVERNING BODY MEETING] - Approved

12. **OLD BUSINESS**
   Councilmember Gary Bussing – Concerns regarding well drilling on property located at 2600 W. 143rd Street- **AUTHORIZE MAYOR TO EXECUTE LETTER TO THE KANSAS CORPORATION COMMISSION THAT WAS DRAFTED BY THE ASSISTANT CITY ATTORNEY**

13. **OTHER BUSINESS**

14. **NEW BUSINESS**
   A. Schedule a Governing Body Work Session at 6:00 P.M., on Tuesday, July 5, 2011 to discuss Transportation Development District [TDD] for Village of Seville located at 133rd & State Line Road - Approved

   B. Schedule a Governing Body Work Session at 6:00 P.M., on Monday, July 18, 2011 to Review revisions of the Leawood Development Ordinance [LDO] Sign Regulations - Approved

**ADJOURN**

<table>
<thead>
<tr>
<th>DATE</th>
<th>TIME</th>
<th>SUBJECT</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>March 21</td>
<td>6:00 P.M.</td>
<td>Review ‘Draft’ Proposals for design of Justice Center</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>March 28</td>
<td>6:00 P.M.</td>
<td>Personnel Matter; City Administrator’s 6-month review</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>April 4</td>
<td>6:00 P.M.</td>
<td>Discuss 2012-2016 Budget Model Assumptions; and Review and Discuss 2012 Budget Presentations</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>April 18</td>
<td>6:00 P.M.</td>
<td>Review design of future Justice Center to be located on SW corner of 117 &amp; Tomahawk Creek Parkway; Project # 76008</td>
<td>Main Conf. Room</td>
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<tr>
<td>May 2</td>
<td>6:00 P.M.</td>
<td>Discuss Parks &amp; Recreation Cost Recovery Study; and Discuss Public Input on 2012 Budget [Tentative]</td>
<td>Main Conf. Room</td>
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<tr>
<td>June 20</td>
<td>6:00 P.M.</td>
<td>Pre-Budget 2012-2016 CIP Review</td>
<td>Main Conf. Room</td>
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<tr>
<td>June 27</td>
<td>6:00 P.M.</td>
<td>Budget &amp; Finance Committee Work Session</td>
<td>Main Conf. Room</td>
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<tr>
<td>June 28</td>
<td>6:00 P.M.</td>
<td>Budge &amp; Finance Committee Work Session – [if needed]</td>
<td>Main Conf. Room</td>
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The next regular meeting of the Leawood Governing Body will be

Monday, April 4, 2011
<table>
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<tr>
<th>Date</th>
<th>Time</th>
<th>Agenda Item</th>
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<tr>
<td>July 18</td>
<td>6:00 P.M.</td>
<td>Review revisions to LDO sign regulations</td>
<td>Main Conf. Room</td>
</tr>
<tr>
<td>September 6</td>
<td>6:00 P.M.</td>
<td>Personnel Matter; City Administrator’s annual review</td>
<td>Main Conf. Room</td>
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</table>
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:
  • 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.

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Monday, April 4, 2011