

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, October 17, 2011
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

OCTOBER 2011							NOVEMBER 2011						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
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2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	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
Andrew Osman

Ward Two

Louis Rasmussen
Jim Rawlings

Ward Three

Gary Bussing
Carrie Rezac

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 Johnson County Budget Highlights- Presented by County Commissioner Ed Peterson**

‘Paperless’ Presentation by Evan Stewart [per Councilmember Filla] – Staff to review paperless packet and prepare presentation

6. SPECIAL BUSINESS

A. PUBLIC HEARING

Consider the advisability of amending and reaffirming a Transportation Development District [TDD] for the Park Place Development located at the southeast corner of Town Center Drive and Nall Avenue, in Leawood, Kansas [Project # 80455 & 80458] [Transient Guest Tax]

- B. **PUBLIC HEARING** Consider creation of a Transportation Development District for the Park Place Development located at the southeast corner of Town Center Drive and Nall Avenue, in Leawood, Kansas [Project # 80455 & 80458]
- C. **Ordinance No. 2511** amending and restating Ordinance No. 2084 which authorized the creation of a Transportation Development District [TDD] for the Park Place Project located east of Nall Avenue between 117th Street and Town Center Drive in the City of Leawood, Kansas; authorizing the development of certain transportation project improvements relating thereto; approving the estimated costs of such transportation project improvements; and providing for the method of financing therefor [Park Place Development] [Project # 80455 & 80458] [Transient Guest Tax] [Roll Call Vote] - *Passed*
- D. **Ordinance No. 2512** authorizing the creation of a Transportation Development District [TDD] in the City of Leawood, Kansas; authorizing the development of certain transportation project improvements relating thereto; approving the estimated costs of such transportation project improvements; and providing for the method of financing therefor [Park Place Development] [Project # 80455 & 80458] [Roll Call Vote] - *Passed*
- E. **PUBLIC HEARING** Consider amendments to the 2011 Fiscal Budget for the City of Leawood
- F. **Resolution No. 3669** amending the 2011 Fiscal Year Annual Budget for the City of Leawood, Kansas - *Approved*

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. 2011-37, 2011-38, 2011-39 - *Accepted*
- B. Accept minutes of the September 19, 2011 Governing Body meeting - *Accepted*
- C. Accept minutes of the September 19, 2011 Governing Body Work Session - *Accepted*
- D. Accept minutes of the August 16, 2011 Public Works Committee meeting - *Accepted*
- E. Accept minutes of the July 26, 2011 Parks & Recreation Advisory Board meeting - *Accepted*
- F. Accept minutes of the June 29, 2011 Stormwater Management Committee meeting - *Accepted*
- G. Accept minutes of the June 16, 2011 Leawood Foundation meeting - *Accepted*
- H. Approval of Justice Center Contractor Selection Task Force's recommended Short-List for bidders on the construction of the Justice Center - *Approved*
- I. Approve purchase in the amount of \$203,537.81 from CDW-G, for the purchase of mobile video recorders and in-car laptops - *Approved*
- J. Approve issuance of Temporary Alcohol Permit to sell/serve alcoholic liquor for the 'Chain of Hope' fundraising event to be held at 13656 Roe Avenue at Sydney's Pet Spa, Saturday, October 29, 2011, in accordance with Code § 3-216 - *Approved*

- K. Approve issuance of Temporary Alcohol Permit to sell/serve alcoholic liquor for the DeLaSalle Education Center fundraising event to be held at 11701 Nall [AMC Movie Theatre] on Wednesday, November 16, 2011, in accordance with Code § 3-216 - *Approved*
- L. **Resolution No. 3670** approving and authorizing the Mayor to execute a Service Agreement between the City and Marshall & Illsley [M&I] Trust Company pertaining to the flexible spending plans [medical and dependent care reimbursement] - *Approved*
- M. **Resolution No. 3671** approving and authorizing the Mayor to execute a Service Agreement in the amount of \$24,240.40 between the City and Location Technologies, Inc., [LTI] pertaining to the locator system device for snow removal - *Approved*
- N. **Resolution No. 3672** approving a Final Sign Plan for Market Square – Life Spring Med Spa, located at 3601 W. 133rd Street. (PC Case #88-11) [from the September 27, 2011 Planning Commission meeting] - *Approved*
- O. **Resolution No. 3673** approving a Final Sign Plan for Mission Farms – Sassy Chic Boutique (Women’s Apparel), located at 10683 Mission Road. (PC Case #91-11) [from the September 27, 2011 Planning Commission meeting] - *Approved*
- P. **Resolution No. 3674** approving a Revised Final Plan for a tenant finish for Park Place – Mestizo Aaron Sanchez (formally AS Bistro), located at 11652 Ash Street (PC Case # 95-11) [from the September 27, 2011 Planning Commission meeting] - *Approved*
- Q. Declaration of Surplus Property, Public Works Utility Body - *Approved*
- R. Fire Department Monthly Report
- S. Police Department Monthly Report
- T. Municipal Court Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

- A. Councilmember Filla – Discuss possibility of Brook Beatty Park playground equipment – *Refer to Parks and Recreation Advisory Board*
- B. Councilmember Bussing – Consideration of a motion to rescind the motion relating to the expenditure of funds on design and construction of restrooms at Ironwoods Park which was adopted at the August 16, 2010 Governing Body meeting – *Not Approved – Direct Staff to redirect funds from construction of restrooms to additional parking*
- ** C. Councilmember Azeltine – Request recommendation to Public Works Committee to review ordinance for trees to be trimmed at an increased height at curb line and sidewalks - *Approved*

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. STORMWATER MANAGEMENT COMMITTEE

[from the September 28, 2011 Stormwater Management Committee meeting]

Recommendation for selection of design consultant, Phelps Engineering/J2 Engineering and Environmental Design for 87th & Mission Road Box Culvert Replacement Project - *Approved*

12. PUBLIC WORKS COMMITTEE

[from the September 20, 2011 Public Works Committee meeting]

Recommendation for revision of Leawood Code § 13-1A13, entitled ‘SNOW AND ICE TO BE REMOVED FROM SIDEWALKS’ – *Approved*

13. PLANNING COMMISSION

[from the September 27, 2011 Planning Commission meeting]

- A. **Resolution No. 3675** approving a Final Sign Plan for Town Center Plaza – 3 House Boutique (Women’s Apparel), located at 4824 W. 119th Street (PC Case # 82-11) - *Approved*
- B. **Resolution No. 3676** approving the Planning Commission’s recommendation for denial of a Revised Landscape Plan for One Nineteen – Baldwin Denim (Men’s Apparel) Revised Landscape Plan, located at 4573 W. 119th Street (PC Case # 86-11) - *Approved*
- C. **Resolution No. 3677** approving a Revised Final Plat for Park Place – 7th Plat, located at the northeast corner of 117th Street and Nall Avenue (PC #87-11) - *Approved*
- D. **Resolution No. 3678** approving the Planning Commission’s recommendation for denial of a Final Sign Plan for Camelot Court – Comfort Plus Shoes, located at 11711 Roe Avenue (PC Case # 94-11) - *Approved*
- E. **Resolution No. 3679** approving the Planning Commission’s recommendation to adopt an update to the Leawood Comprehensive Plan and map, in accordance with K.S.A. § 12-747 (PC Case # 101-11) - *Approved*
- F. **Ordinance No. 2513** amending Section 16-3-9, of the Leawood Development Ordinance [LDO], pertaining to deviations to interior property line setbacks (PC Case # 113-11) [Roll Call Vote] - *Passed*

14. OLD BUSINESS

15. OTHER BUSINESS

16. NEW BUSINESS

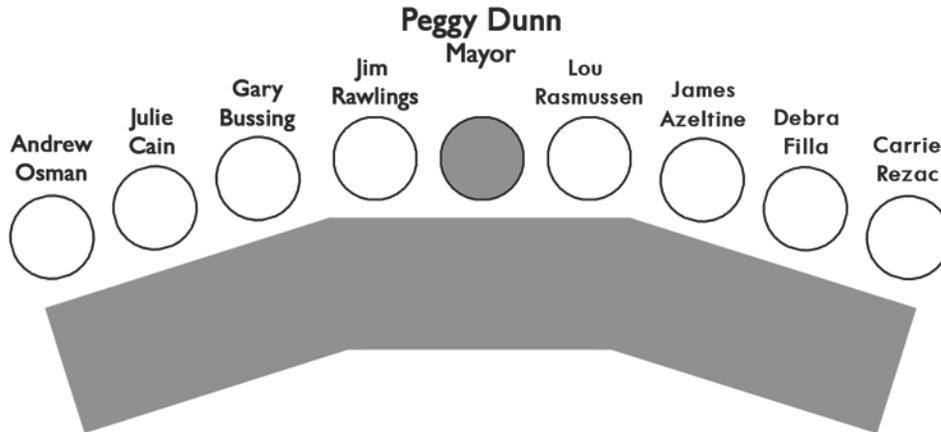
- A. **Ordinance No. 2514** amending Article 1 of Chapter 14 of the Code of the City of Leawood, Kansas, 2000, by amending Sections 14-101 through 14-113, pertaining to Regulating Traffic within the Corporate Limits of the City of Leawood, Kansas; incorporating by reference the ‘Standard Traffic Ordinance for Kansas Cities, 2011 edition,’ with certain amendments, such incorporation being authorized by K.S.A. § 12-3009 through 12-3012, and K.S.A. § 12-3301 and 12-3302; repealing existing Sections 14-101 through 14-113; and other sections in conflict herewith [Roll Call Vote] - *Passed*

- B. **Ordinance No. 2515** amending Sections 11-101 through 11-106 and adding a new Section 11-105a of the Code of the City of Leawood, 2000, pertaining to Regulating Public Offenses within the Corporate Limits of the City of Leawood, Kansas; incorporating by reference the ‘Uniform Public Offense Code for Kansas Cities,’ 2011 edition, with certain amendments and omissions, such incorporation being authorized by K.S.A. §12-3009 through 12-3012, and K.S.A. § 12-3301 and 12-3302, and repealing existing § 11-101 through 11-106, and other sections in conflict herewith [Roll Call Vote] - *Passed*

ADJOURN

DATE	TIME	SUBJECT	LOCATION
October 17	6:00 P.M.	Discuss establishment of a Community Improvement District [CID] for redevelopment	Main Conf. Room
November 7	6:00 P.M.	Review of City’s Cell Tower Ordinance(s)	Main Conf. Room
November 21		No Work Session Scheduled	
December 5	6:00 P.M.	Discuss potential financing source(s) for Curb Repair & Replacement Project	Main Conf. Room
December 19	6:00 P.M.	Discuss Trail Repair at 123 rd Street along Mission Road to Tomahawk Creek Park	Main Conf. Room
		2012 Work Sessions	
January 3	6:00 P.M.	Discuss Parks & Recreation Cost Recovery Study	Main Conf. Room
January 17	6:00 P.M.	Discuss potential revisions to existing Transportation Development District [TDD] Policy	Main Conf. Room
January 30	6:00 P.M.	Discuss Governing Body Goals & Objectives	Main Conf. Room
February 6	6:00 P.M.	Presentation of 2013-2017 Capital Improvement Projects [CIP]	Main Conf. Room
February 20	6:00 P.M.	Discuss potential purchase of City-leased street lights from Kansas City Power & Light [KCP&L]	Main Conf. Room
March 26	6:00 P.M.	Executive Session; Personnel Matter; City Administrator’s Annual Review	Main Conf. Room
April 2	6:00 P.M.	Discuss 2013-2017 Budget Model Assumptions; Review & Discuss 2013 Budget Presentations	Main Conf. Room
May 7	6:00 P.M.	Discuss public input on budget	Main Conf. Room
June 18	6:00 P.M.	Pre-budget; 2013-2017 CIP Discussion	Main Conf. Room
June 25	6:00 P.M.	Budget & Finance Committee Work Session	Main Conf. Room
June 26	6:00 P.M.	Budget & Finance Committee Work Session <i>[if needed]</i>	Main Conf. Room
September 4	6:00 P.M.	Executive Session; 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:** $\frac{3}{4}$ 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.