

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, April 2, 2012  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

APRIL 2012						
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					

MAY 2012						
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		

## 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**

**Giblin House, 14014 Kenneth Road, Leawood  
Historic Structure**

**Public Safety Telecommunicators' Week,  
April 8-14, 2012**

**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. 2012-10, 2012-11, and 2012-12 - *Accepted*
- B. Accept minutes of the March 19, 2012 Governing Body meeting - *Accepted*

- C. Accept minutes of the March 19, 2012 Governing Body Work Session - *Accepted*
- D. Accept minutes of the February 21, 2012 Parks and Recreation Advisory Board meeting - *Accepted*
- E. Approve issuance of Temporary Alcohol Permit to conduct The Taste of Leawood Fundraising Event on Saturday, June 9, 2012, in accordance with Code § 3-216 - *Approved*
- F. Approve Bid in the amount of \$17,085.00, from Kranz of Kansas City, for the purchase of [1] one-ton Chassis Service Body - *Approved*
- G. Approve Bid in the amount of \$157,092.00 from American Equipment Company for the purchase of [2] truck chassis mounted hooklift loader system with single axle; [2] 10' snow plows; and [2] 6-yard material spreaders - *Approved*
- H. Approve Bid in the amount of \$100,273.00 from American Equipment Company for the purchase of [1] truck chassis mounted hooklift loader system with tandem axle; [1] 12' snow plow; 9-yard material spreader; and dump body - *Approved*
- I. Approve Bid in the amount of \$4,622.00 from American Equipment Company for the purchase of [1] material spreader - *Approved*
- J. Approve Bid in the amount of \$5,945.00 from American Equipment Company for the purchase of [1] 8' snow plow - *Approved*
- K. Approve Bid in the amount of \$22,453.00 from American Equipment Company for the purchase of [1] 1-ton chassis animal control body - *Approved*
- L. Approve 3<sup>rd</sup> and Final Pay Request in the amount of \$6,292.00 to Kaw Roofing pertaining to the roof replacement on the Salt Dome located at the Public Works Facility, 14303 Overbrook Road [Project # 74045] - *Approved*
- M. **Resolution No. 3777** calling for a pre-budget Public Hearing to be heard on Monday, April 16, 2012, on the 2013 Fiscal Budget for the City of Leawood, Kansas - *Approved*
- N. **Resolution No. 3778** approving and authorizing the Mayor to execute a Third 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, LLC, pertaining to mowing and trimming of traffic medians and right-of-way [ROW] maintenance - *Approved*
- O. **Resolution No. 3779** approving and authorizing the Mayor to execute an Inter-local Agreement and Letter of Understanding by and among the City of Leawood and cities of Fairway, Merriam, Mission, Prairie Village, Roeland Park, and the Johnson County Parks and Recreation District, pertaining to the SuperPass Program at the Leawood Aquatic Center, located at 10601 Lee Boulevard - *Approved*
- P. **Resolution No. 3780** approving and authorizing the Mayor to execute an Addendum to that certain Inter-local Agreement dated October 18, 2010, between the City of Leawood and the City of Prairie Village pertaining to the usage of the 800 MHz police radio system [Harris Corporation, f/n/a M/A-COM Private Radio Systems, Inc.] - *Approved*
- Q. **Resolution No. 3781** approving and authorizing the City Administrator to give Notice of Cancellation of that certain Amendment to Maintenance Agreement dated November 21, 2011, between the City and Harris Corporation [f/n/a M/A-COM Private Radio Systems, Inc., pertaining to the maintenance of police radio equipment - *Approved*
- R. **Resolution No. 3782** approving a Final Sign Plan for Hallbrook Office Center – Ascend Learning, located at 11161 Overbrook Road (PC Case # 36-12) [from the March 27, 2012 Planning Commission meeting] - *Approved*
- S. Declaration of surplus property; Parks and Recreation property - *Approved*

8. **MAYOR'S REPORT**

9. **COUNCILMEMBERS' REPORT – COUNCILMEMBER CAIN**

Referral to Stormwater Committee regarding Merry Lea Farms, Lot 7, located at 140<sup>th</sup> and Mission Road

10. **STAFF REPORT** Richard Coleman, Community Development Director

*[From the February 6, 2012 Governing Body meeting meeting]*

Follow-up report on Illumination for massage therapy establishments – **CONTINUED TO THE MAY 21, 2012, GOVERNING BODY MEETING**

**COMMITTEE RECOMMENDATIONS**

11. **PLANNING COMMISSION**

*[From the October 25, 2011 Planning Commission meeting]*

- A. Ordinance amending Section 16-4-9 of the Leawood Development Ordinance [LDO], Fences and Walls, pertaining to fences constructed on top of a deck (PC Case # 119-11) **Continued From The November 21, 2011, March 5, 2012 and March 19, 2012 Governing Body Meetings -- [Roll Call Vote] CONTINUED TO THE MAY 21, 2012 GOVERNING BODY MEETING**

*[From the February 22, 2011 Planning Commission meeting]*

- B. Resolution approving a Final Sign Plan for Ranchmart – U.S. Bank, located north of 95<sup>th</sup> Street and east of Mission Road (PC Case #18-11) **Continued From The March 21, 2011, March 5, 2012, and March 19, 2012 Governing Body Meetings - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING**

*[From the February 28, 2012 Planning Commission meeting]*

- C. Resolution approving a Revised Final Plan for Park Place – Building F Expansion Roof Screen, located at the northeast corner of 117<sup>th</sup> Street and Nall Avenue (PC Case # 30-12) **Continued from the March 19, 2012 Governing Body meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING**

*[From the February 28, 2012 Planning Commission meeting]*

- D. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for STC Five, L.L.C., for the continued use of a wireless communication tower and associated equipment located north of 135<sup>th</sup> Street and west of Briar, Leawood, Johnson County Kansas (PC Case # 18-12) **Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING [Roll Call Vote]**

- E. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for Verizon Wireless [VAW] LLC, d/b/a Verizon Wireless [Verizon Wireless] for the continued use of wireless communication antennae and associated equipment located north of 135<sup>th</sup> Street and West of Briar, Leawood, Johnson County, Kansas (PC Case #19-12) **Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING [Roll Call Vote]**

- F. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility [AT&T Mobility] for the continued use of wireless communication antennae and associated equipment located north of 135<sup>th</sup> Street and west of Briar, Leawood, Johnson County, Kansas (PC Case #20-12) ***Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING [Roll Call Vote]***
- G. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for Cricket Communications, Inc., [Cricket] for the continued use of wireless communication antennae and associated equipment located north of 135<sup>th</sup> Street and west of Briar, Leawood, Johnson County, Kansas (PC Case #21-12) ***Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING [Roll Call Vote]***
- H. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for Sprint Nextel Corporation [Sprint Nextel] for the continued use of wireless communication antennae and associated equipment located north of 135<sup>th</sup> Street and west of Briar, Leawood, Johnson County, Kansas (PC Case #22-12) ***Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING [Roll Call Vote]***
- I. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for T-Mobile Central LLC [T-Mobile] for the continued use of wireless communication antennae and associated equipment located north of 135<sup>th</sup> Street and west of Briar, Leawood, Johnson County, Kansas (PC Case #23-12) ***Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING Roll Call Vote]***
- J. Ordinance approving a 2-year extension of a Special Use Permit [SUP] for Clear Wireless LLC [Clearwire] for the continued use of wireless communication antennae and associated equipment located north of 135<sup>th</sup> Street and west of Briar, Leawood, Johnson County, Kansas (PC Case #24-12) ***Continued From The March 19, 2012 Governing Body Meeting - CONTINUED TO THE APRIL 16, 2012 GOVERNING BODY MEETING Roll Call Vote]***

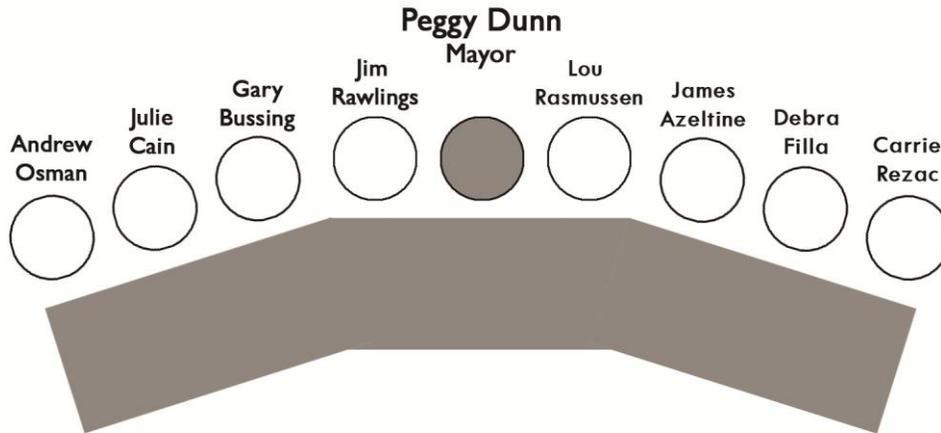
**12. OLD BUSINESS**

**13. OTHER BUSINESS**

**14. NEW BUSINESS**

**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.

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### 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.

<b>DATE</b>	<b>TIME</b>	<b>SUBJECT</b>	<b>LOCATION</b>
		<b>2012 Work Sessions</b>	
<b>April 2</b>	<b>6:00 P.M.</b>	<b>Discuss 2013-2017 Budget Model Assumptions; Review &amp; Discuss 2013 Budget Presentations</b>	<b>Main Conf. Room</b>
<b>April 9</b>	<b>6:00 P.M.</b>	<b>Discuss utilization of recently acquired park land, located adjacent to and east of Ironwoods Park, approximately 148<sup>th</sup> &amp; Kenneth Road</b>	<b>Main Conf. Room</b>
<b>April 23</b>	<b>6:00 P.M.</b>	<b>Discuss utilization of recently acquired park land, located adjacent to and east of Ironwoods Park, approximately 148<sup>th</sup> &amp; Kenneth Road</b>	<b>Main Conf. Room</b>
<b>May 7</b>	<b>6:00 P.M.</b>	<b>Discuss public input on budget; and Continued Discussion of Establishment of a Community Improvement District [CID] for redevelopment [previous Oct. 17, 2011 Work Session]</b>	<b>Main Conf. Room</b>
<b>May 21</b>	<b>6:00 P.M.</b>	<b>Discuss expansion of Transportation Development District [TDD] Issuance of Bonds for One Nineteen Development [Project # 80456]</b>	<b>Main Conf. Room</b>
<b>June 18</b>	<b>6:00 P.M.</b>	<b>Pre-budget; 2013-2017 CIP Discussion; and Discuss Parks &amp; Recreation Cost Recovery Study</b>	<b>Main Conf. Room</b>
<b>June 25</b>	<b>6:00 P.M.</b>	<b>Budget &amp; Finance Committee Work Session</b>	<b>Main Conf. Room</b>
<b>June 26</b>	<b>6:00 P.M.</b>	<b>Budget &amp; Finance Committee Work Session [<i>if needed</i>]</b>	<b>Main Conf. Room</b>
<b>July 16</b>	<b>6:00 P.M.</b>	<b>Discuss amending Code § 4-937 of the Code of the City of Leawood, 2000, entitled ‘International Residential Code for One- and Two-Family Dwellings, Table R301.2(1), Climatic and Geographic Design Criteria, as it pertains to Ice Barrier Underlayment Requirement</b>	<b>Main Conf. Room</b>
<b>September 4</b>	<b>6:00 P.M.</b>	<b>Executive Session; Personnel Matter; City Administrator’s 6-month Review</b>	<b>Main Conf. Room</b>