RESOLUTION NO. 401

The Leawood City Council has considered the request of George A. Lieberman, developer, of Saddlewood, for acceptance of the streets in Saddlewood.

WHEREAS, the Public Works Commission has received approval by the Assistant City Engineer, satisfactory test results from an independent testing laboratory, and a one year guarantee on all labor and materials from the contractor, and,

WHEREAS the Public Works Commission has recommended to the City Council favorable action on this request,

NOW THEREFORE, BE IT RESOLVED that the Leawood City Council does approve acceptance of the streets in Saddlewood.

Approved by the City Council this 7th day of September, 1976, but not to be effective until the Developer has complied to City's satisfaction relative to three items: Two dead trees, between sidewalk and curb on 103rd St., are to be removed; asphalt curbs must be acceptable to the City; the street at 101st Terr. and Mission Rd. permits the puddling of water—this is to be looked into.

Attest:

[Signature]
City Clerk
RESOLUTION NO. 402

WHEREAS, the present Leawood City ordinances do not adequately provide a procedure for appellate review of employee terminations; and

WHEREAS, it has been, and is currently, the intent of the Governing Body to always provide the opportunity for any employee to have review of the employee's termination;

NOW, THEREFORE, BE IT RESOLVED that:

1. Until such time as adequate provision under City ordinance is provided, which shall be done as soon as possible, any employee terminated can have the termination reviewed by the full Council, sitting in executive session.

2. The review request will be made in writing to the City Clerk within thirty days of the termination.

3. A decision will be rendered by the Council at the next regular Council meeting following the review, and the concerned employee and his supervisor will be notified in writing of the Council's decision.

Adopted by the Governing Body this 7th day of September, 1976.

Attest:

William M. Eddy
Mayor

Oberlander
City Clerk
RESOLUTION NO. 403

A RESOLUTION PROHIBITING PARKING ON THE SOUTH SIDE OF 89TH STREET FROM STATE LINE ROAD WEST TO THE DYKES BRANCH.

WHEREAS, a combination of the curvature of 89th Street and parking along the south side of 89th Street eliminates a safe sight distance for moving vehicular traffic; and

WHEREAS, there is aesthetical concern for the Office Park area at 89th Street and State Line Road;

NOW, THEREFORE, BE IT RESOLVED that parking is hereby prohibited on the south side of 89th Street from State Line Road west to the Dykes Branch; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post "No Parking" signs on the south side of 89th Street from State Line Road west to the Dykes Branch; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 20th day of September, 1976.

William M. Eddy
Mayor

J. Oberlander
City Clerk
Resolution No. 404 - Installation of Permanent Traffic Signals - 103rd and State Line: Councilman Watts stated the Public Safety Commission was recommending to the Council that permanent signalization be installed at 103rd and State Line with more than just one light hanging in the middle of the street. The increase in cost would be $192.35 per month. He moved adoption of the following resolution:

RESOLUTION NO. 404

BE IT RESOLVED that the Mayor be authorized to sign Work Order No. 5 under Ordinance No. 423 providing for installation of additional traffic signal equipment in the City of Leawood, Kansas, to be paid for from the City's reserve fund with the Kansas City Power and Light Co. (103rd and State Line)

Seconded by Councilman Hodes. There was discussion that the accident rate was high at the intersection; that at the present time there was a temporary hanging light with a left turn arrow that goes off with no warning and in the evening it was hard for westbound traffic to see. Mayor Eddy suggested the Public Safety Commission consider putting the intersection on the list as a Federal project. Resolution No. 404 was unanimously adopted.

False Arrest Insurance: Councilman Watts stated the rate for this insurance was going to be raised by the present carrier from $1,439 to $4,863 per year, so other departments were polled and the consensus seemed to be that most were going back to the National Sheriff's Association for this coverage. They will provide it for $2,325 per year. He said the Public Safety Commission and the City Attorney had agreed this was important coverage for the officers. There was discussion that it was unfortunate that Leawood had to fall within the same rate classification as large cities where the risk was much higher. Captain Sellers said it was a flat rate with no consideration of record. Mayor Eddy asked that next time Public Safety try to give the Insurance Committee time to study the matter. Councilman Watts moved that the Police Department be authorized to purchase false arrest insurance through the proposal offered by the National Sheriff's Association, subject to the approval of the Insurance Committee; furthermore, should the Insurance Committee come up with an alternate plan prior to the next Council meeting which was mutually acceptable to that committee and the Police Department, that such alternate plan be authorized for adoption; seconded by Councilman Hodes. Motion carried.

Status Form - Fire Department: On motion by Councilman Watts, seconded by Councilman Hodes, the following employment was approved:

Michael James Cohee, Firefighter Probationary, at the rate of $750 per month, effective November 1, 1976.
RESOLUTION NO. 405

The Leawood City Council has considered the location of the fruit and flower stand at the Northeast corner of State Line Road and 85th Street; and

WHEREAS, the zoning in the City of Leawood adjacent to the above property is exclusively single family residential; and

WHEREAS, the location of the state line is approximately 30 feet east of the east curb line of State Line Road at 85th Street; and

WHEREAS, the fruit and flower vendor has consistently encroached his area of sales and display into the City of Leawood; and

WHEREAS, the existence of a fruit stand is prohibited in the area into which it has encroached;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does respectfully request that the Board of Zoning Adjustment of the City of Kansas City, Missouri deny application number 7257-A submitted by Carl Vitale for a special permit to operate a fruit and flower stand at the corner of State Line Road and 85th Street, as it is not compatible with the single family residential housing zone in the City of Leawood.

Adopted by the Governing Body this 20th day of September, 1976.

Attest:

William M. Eddy
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 406

WHEREAS, the Legislature of the State of Kansas has proposed a Constitutional Amendment which has been placed on the November ballot for vote by its citizens; and

WHEREAS, said proposed Amendment would alter the method of valuation of land devoted to agricultural use; and

WHEREAS, the City of Leawood relies upon the real estate which comprises said City for its tax base; and

WHEREAS, the passage of said Amendment would hinder the orderly growth of the City, decrease the tax base, and increase the tax bill for the citizens of the City of Leawood;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood does hereby oppose the passage of the proposed Constitutional Amendment because its passage would not be in the best interest of the City or its citizens.

Adopted by the Governing Body this 4th day of October, 1976.

(S.E.A.L.)

Attest:

J. Oberlander
City Clerk

William M. Eddy
Mayor
RESOLUTION NO. 407

Case No. 10-76

The Leawood City Council has considered the request of G. A. L. Corporation for approval of plat designated as Ensley Court and located on 89th Street between Cherokee Lane and Ensley Lane.

WHEREAS all requirements have been satisfied by the applicants and

WHEREAS the Plan Commission has recommended to the City Council favorable action in this matter,

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this plat.

[Signature]
Acting President of Council

Approved by the City Council this 18th day of October 1976

Attest:

[Signature]
City Clerk
RESOLUTION NO. 408

Case No. 15-72

The Leawood City Council has considered the request of Merry Lea Farms Corporation for approval of replat on Lot 26 of Merry Lea Farms.

WHEREAS all requirements have been satisfied by the applicants and

WHEREAS the Plan Commission has recommended to the City Council favorable action in this matter,

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this replat.

[Signature]
Acting President of Council

Approved by the City Council this 18th day of October 1976

[Signature]
City Clerk
Ordinance Vacating Portions of 103rd Street Terrace and Accepting Deed for a Certain Parcel of Land for the Purpose of Modifying the Shape and Contour of said Street (First Reading): Mr. Sirchia stated in 1973 the City deeded away and in turn accepted a deed on some property at 103rd Terrace by Gates Barbeque to allow the realignment of the street so that all businesses would have access to it, but the ordinance was not written until now.

Parks: No report.

Public Safety:

Discussion of Fee for a Burning Permit: Chief Toman said at the suggestion of the City Clerk, the Public Safety Commission had discussed the possibility of charging $25.00 for a burning permit. He said the only thing burning permits were issued for was the burning of brush, hedge, etc. for clearance of land for development, for three consecutive days. Chief Toman said the requirement that a hose be hooked up should have been left out, that most often it has been required that when a fire was left unattended that it be banked up with dirt. Chief Toman said the site was investigated, instructions given, permit issued, and the situation monitored. Councilman DeKinder said he had had to leave the meeting where this was discussed in committee, and he would like to see what other cities were doing. The matter was referred to the Public Safety Commission.

Request for Permission to Solicit Funds - Unification Church: Councilman DeKinder stated after consideration of the request it was the recommendation of the Public Safety Commission that the request be denied. Councilman DeKinder moved that the request to solicit funds by Unification Church for the next twelve months be denied; seconded by Councilman Haas. Motion carried.

Resolution No. 409 - Traffic Signalization - 103rd and State Line Road: Councilman DeKinder stated the resolution was recommended for approval by the Public Safety Commission for a major improvement to the signalization at the intersection of 103rd and State Line Road, the increase in cost to the City to be $162.30 per month. On motion by Councilman DeKinder, seconded by Councilman Watts, the following resolution was adopted:

RESOLUTION NO. 409

BE IT RESOLVED that the Mayor be authorized to sign Work Order No. 6 under Ordinance No. 423 providing for installation of additional traffic signal equipment in the City of Leawood, Kansas, to be paid for from the City's reserve fund with the Kansas City Power and Light Co. (103rd and State Line)

The above resolution rescinds Resolution No. 404 previously adopted since those plans had been altered.
RESOLUTION NO. 410

WHEREAS, the City of Leawood, Johnson County, Kansas, has previously authorized the execution of a Step One Grant Application for federal assistance under the Environmental Protection Agency Grant Program 66.015 "Construction Grants for Waste Water Works"; and

WHEREAS, in reviewing said grant application it is probable that some portion of the engineering services rendered to and paid for by the City of Leawood, but performed prior to Step One Grant acceptance, may be eligible for grant funds if it can be shown that such services were used in the preparation of a facilities plan.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Leawood be and he is hereby authorized to execute a revised grant application for Step One funds to be submitted to the Kansas Department of Health and Environment accompanied by all required forwarding data.

Adopted this 29th day of December, 1976.

EUGENE E. ALT, Mayor of the City of Leawood

J. Oberlander, City Clerk

(SEAL)
RESOLUTION NO. 411


WHEREAS, a special committee of the Council has concluded that the intangibles tax now being levied at the rate of 2½% should be reduced and over a period of time eliminated; and

WHEREAS, said special committee has further concluded that alternate sources of revenue will be needed by the City to avoid significant reductions of City services because of the loss of intangibles revenues; and

WHEREAS, the special committee has recommended a phasing out of the intangibles tax by reducing the same to 1½% for the year 1978, and subsequently reducing the tax at the rate of ½% in subsequent years until the tax has been eliminated; and

WHEREAS, the special committee has recommended that commensurate with the elimination of the intangibles tax that the aggregate tax levy limitation be suspended to permit the total taxes levied by the City to be increased by not to exceed a total of seven (7) mills for a period not to exceed eight years for the purpose of providing an alternate revenue source;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that questions pertaining to the elimination of the intangibles tax and suspension of the aggregate tax levy limitation be submitted to the voters at the regular City election to be held April 5, 1977 in the manner prescribed by K.S.A. 10-120; and

BE IT FURTHER RESOLVED that the question pertaining to the elimination of the intangibles tax be in substantially the following form:

PROPOSITION NO. 1:

Shall the following be adopted?

"Shall the City of Leawood, Kansas, under the authority of K.S.A. 1976 Supplement 79-3109, eliminate the 2½% levy upon intangibles now being levied by the City by reducing said tax to 1½% for the year 1978, and subsequently reducing the
eliminated contingent upon and subsequent to an affirmative vote on Proposition No. 2, appearing on this ballot later?"

PROPOSITION NO. 2:

SHALL THE FOLLOWING BE ADOPTED?

"Shall the City of Leawood, Kansas suspend the aggregate tax levy limitation to permit the total taxes levied by the City to be increased by not to exceed a total of seven (7) mills over a period of eight (8) years for the purpose of providing revenue to the City?"

To vote in favor of the propositions, make a cross (X) mark in the square after the word "yes".

To vote against the propositions, make a cross (X) mark in the square after the word "no".

The voting hours will be from 7 A.M. to 7 P.M. in all polling places on April 5, 1977. The voting places in said City shall be as follows:

Johnson County Election Commissioner

Adopted by the Governing Body this 7th day of February, 1977.

Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 412


BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas:

That the question of the repeal of Sections 5 and 6 of Charter Ordinance No. 6 providing for the election and term of office of the Municipal Judge and the adoption of an ordinance providing for the appointment of said Municipal Judge in the manner hereinafter set forth, shall be submitted to the voters of the City at the regular City election to be held April 5, 1977, and that the proposition to the voters be in substantially the following form:

PROPOSITION:

Shall the following be adopted?

"Shall the City of Leawood, Kansas repeal Charter Ordinance No. 6, Sections 5 and 6, providing for the election of the Municipal Judge and provide in lieu thereof an ordinance providing for the appointment of the Municipal Judge by the Mayor, with the consent of the Council, the Judge to be selected from a panel of three (3) qualified persons who have been interviewed by a screening committee consisting of a citizen representative from each ward and three (3) attorneys who shall serve as advisors to the screening committee?"

NOTICE OF SPECIAL QUESTION TO APPEAR ON THE BALLOT IN THE CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

APRIL 5, 1977

To all of the qualified electors of the City of Leawood, Kansas:

Notice is hereby given that there will be an election in the City of Leawood, Kansas, on April 5, 1977, for the purpose of voting on the question of the repeal of Sections 5 and 6 of Charter Ordinance No. 6 providing for the election of the Municipal Judge and enacting by ordinance provisions for the appointment of the Municipal Judge.

The voting shall be by ballot and the following question shall appear on said ballot:
SHALL THE FOLLOWING BE ADOPTED?

"Shall the City of Leawood, Kansas repeal Charter Ordinance No. 6, Sections 5 and 6, providing for the election of the Municipal Judge and provide in lieu thereof an ordinance providing for the appointment of the Municipal Judge by the Mayor, with the consent of the Council, the Judge to be selected from a panel of three (3) qualified persons who have been interviewed by a screening committee consisting of a citizen representative from each ward and three (3) attorneys who shall serve as advisors to the screening committee?"

To vote in favor of the proposition make a cross (X) mark in the square after the word "yes".

To vote against the proposition make a cross (X) mark in the square after the word "no".

The voting hours will be from 7 o'clock a.m. to 7 o'clock p.m. in all polling places on April 5, 1977. The voting places in said City shall be as follows:

Adopted by the Governing Body this 7th day of February, 1977.

Johnson County Election Commissioner

Attest:

Eugene E. Alt
Mayor

City Clerk
RESOLUTION NO. 413

WHEREAS, the City Council of the City of Leawood, Kansas is presently the Governing Body of the City of Leawood Sewer System, which System is generally geographically situated North of Interstate 435 in the City of Leawood; and

WHEREAS, the City has reviewed recent statements of the Environmental Protection Agency, Johnson County, Kansas, the State of Kansas, City of Kansas City, Missouri and of the Mid-America Regional Council, and has further heard statements from citizens in the general area of the Indian Creek Treatment Plant; and

WHEREAS, the City deems it is appropriate and timely to make a statement concerning the Indian Creek Treatment Plant and the City does make the following findings and conclusions:

The City of Leawood presently contracts with Kansas City, Missouri for treatment of sewage which leaves the City at three points along the State Line and flows into Kansas City, Missouri;

The Johnson County Unified Sewer District presently operates the Indian Creek Treatment Plant located within the City of Leawood, does presently transport and treats only limited amounts of sewage from Leawood;

Leawood, Kansas City, Missouri and Johnson County have spent several years making costly studies of the problems of sewage treatment within the Blue River and Indian Creek Basin areas, and at this time no solution to the problem appears imminent;

The Board of County Commissioners of Johnson County, Kansas has endorsed a plan wherein a new treatment plant would be constructed in the middle basin area of Indian Creek and the lower Indian Creek Treatment Plant would be modified. Said plan is generally favored by the State of Kansas and by the Mid-America Regional Council;

The Environmental Protection Agency has generally endorsed a proposed plan for construction of the Blue River Interceptor Line for transportation of dry
weather flows from the Indian Creek and Tomahawk Creek Basins to a Kansas City, Missouri treatment plant, with wet weather flows to be received for secondary treatment in the Indian Creek Plant and discharged into Indian Creek;

Johnson County has appealed the Environmental Protection Agency decision with regard to sewage treatment in the Indian Creek Basin;

Neither plan calls for elimination of the Indian Creek Treatment Plant;

Either plan could potentially alleviate or potentially worsen conditions in the vicinity of the Indian Creek Plant.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, without commenting on any plan for treatment within the Indian Creek Basin, that it does again go on record as opposing the adoption of any plan which would worsen conditions in the vicinity of the Indian Creek Plant. The City specifically supports the adoption of a plan which would substantially remedy the undesirable conditions now existing in connection with the Indian Creek Plant;

BE IT FURTHER RESOLVED that the City take all necessary action including appearances at any public hearings called for the purpose of discussing sewage treatment within the Indian Creek Watershed, in order to assert its positions as herein set out.

Adopted by the Governing Body this 7th day of March, 1977.

Eugene E. Alt 3/7/77
Mayor

J. Oberlander City Clerk
RESOLUTION NO. 414

WHEREAS, the Fox Hill Surgical Clinic, Inc., to be located at 109th and Roe Avenue, has applied to the Mid-America Health Systems Agency (M.A.H.S.A.) for a medical certificate of need; and

WHEREAS, M.A.H.S.A. does serve as a screening and review organization for the proposed construction of medical care facilities in the Kansas City metropolitan area; and

WHEREAS, the recommendation of M.A.H.S.A. will influence the granting of a medical facility license by the State of Kansas Department of Health and Environment; and

WHEREAS, the day care and ambulatory surgical procedures to be provided by the Fox Hill Surgical Clinic are duplicative of those provided by other area medical facilities including St. Joseph Hospital, Olathe Community Hospital, Shawnee Mission Medical Center, and Suburban Hospital (under construction at 106th and Quivera); and

WHEREAS, in addition to providing ambulatory surgical services, these existing facilities can also provide overnight or full care services, should emergencies occur during surgery; and

WHEREAS, the occurrence of such emergencies at the proposed facility would require transport to a full care facility, increasing the peril to the patient; and

WHEREAS, the current ambulatory surgery facilities of area hospitals are underutilized and the construction of duplicative facilities would increase that underutilization; and

WHEREAS, the cost of unneeded or underutilized ambulatory facilities will ultimately be borne by area residents in the form of higher medical costs; and

WHEREAS, it currently appears that the best interest of Leawood will not be served by construction of the Fox Hill Surgical Clinic;

NOW, THEREFORE, BE IT RESOLVED, until such time as the construction of the Fox Hill Surgical Clinic at 109th and Roe Avenue can be shown to be in the best interest of Leawood, that the Governing Body of the City of Leawood, Kansas is opposed to such construction and requests
that Mid-America Health Systems Agency deny the application for a medical certificate of need.

Adopted by the Governing Body this 21st day of March, 1977.

(S.E.A L)

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 415

WHEREAS, the Fox Hill Surgical Clinic, Inc., to be located at 109th and Roe Avenue, has been approved by the City of Overland Park, and has applied to the Mid-America Health Systems Agency (M.A.H.S.A.) for a medical certificate of need; and

WHEREAS, M.A.H.S.A. does serve as a screening and review organization for the proposed construction of medical care facilities in the Kansas City metropolitan area; and

WHEREAS, the recommendation of M.A.H.S.A. will influence the granting of a medical facility license by the State of Kansas Department of Health and Environment; and

WHEREAS, the Fox Hill Surgical Clinic will provide services attracting large numbers of persons desiring use of the Clinic; and

WHEREAS, the result will be increased traffic and persons in the Fox Hill area, thus creating nuisances not conducive to a quality residential and office work environment; and

WHEREAS, office structures, the Huntington Farms and Leawood Country Manor residential developments, and other quality residential and office developments are proposed; and

WHEREAS, it currently appears that the best interest of Leawood will not be served by construction of the Fox Hill Surgical Clinic;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas requests the City of Overland Park to reconsider the zoning of property in the Fox Hill Office Park for a surgical clinic, and that the property intended for surgical clinic use be placed in the zoning district regulating land use existing in the Fox Hill Office Park.

Adopted by the Governing Body this 21st day of March, 1977.

Attest: 

[Signature]

City Clerk

[Signature]

Eugene E. Alt

Mayor

[Signature]

City Clerk
RESOLUTION NO. 416

WHEREAS, certain publications are required by State Statute and by Ordinance; and

WHEREAS, the designation of the official City newspaper shall be made by resolution of the Governing Body at the organizational meeting on the first Monday of May in each year (Sec. 1-202, Revised Ordinances of the City of Leawood); and

WHEREAS, the City of Leawood, Kansas finds increasing need for prompt, regular publication of ordinances and legal notices; and

WHEREAS, it has been determined that THE JOHNSON COUNTY SUN and THE JOHNSON COUNTY HERALD meet all statutory requirements;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas does hereby designate THE JOHNSON COUNTY SUN and/or THE JOHNSON COUNTY HERALD as the official City newspapers for all documents requiring legal publication.

Adopted by the Governing Body this 2nd day of May, 1977.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION REQUESTING IMMEDIATE ACTION BY THE OFFICIALS OF THE STATES OF MISSOURI AND KANSAS, CITY OF KANSAS CITY, MISSOURI AND JOHNSON COUNTY, KANSAS TO ALLEVIATE THE HAZARDOUS TRAFFIC CONDITIONS CURRENTLY EXISTING AT THE INTERSECTION OF STATE HIGHWAY 150 AND STATE LINE ROAD.

WHEREAS, a hazardous condition now exists at the intersection of State Highway 150 and State Line Road; and

WHEREAS, the intersection is currently inadequately signalized to provide for the safe flow of traffic and the proper protection of motorists; and

WHEREAS, the severity of the hazard and the inadequacy of the current signalization have been amply demonstrated by a number of fatal and injury accidents which have occurred at the intersection; and

WHEREAS, the area surrounding the intersection is experiencing rapid population growth and construction of additional homes, offices and schools will increase the traffic flow and have the potential for serious accidents; and

WHEREAS, a solution to the situation will require the cooperation of the officials of the State of Missouri, State of Kansas, City of Kansas City, Missouri, Johnson County, Kansas, and the City of Leawood;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood does request immediate action by the appropriate State, County and City officials to remedy the hazardous situation existing at State Highway 150 and State Line Road at the earliest possible date.

Adopted by the Governing Body this 16th day of May, 1977.

Eugene E. Alt
Mayor

Oberlander
City Clerk
RESOLUTION NO. 418

The following resolution records a change in the yearly sewer service charge for the City of Leawood, Kansas.

WHEREAS Section 12-102, Chapter XII of the Revised Ordinances of the City of Leawood requires the City Council to set the annual sewer service charge, and

WHEREAS this charge is to be set on or before the first day of June each year, and

WHEREAS increasing costs in materials and services have made it necessary to increase the sewer service charges;

NOW, THEREFORE, BE IT RESOLVED for the year 1978 the Leawood Sewer System service charge shall be $65.00 per connection.

Adopted by the Governing Body this 16th day of May, 1977.

Eugene E. Alt
Mayor

(S.E.A.L.)

J. Oberlander
City Clerk
RESOLUTION NO. 419

RESOLUTION OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, CONSENTING TO THE CREATION OF STATE LINE 123RD STREET MAIN SEWER DISTRICT, JOHNSON COUNTY, KANSAS.

On this 20th day of June, 1977, the Governing Body of the City of Leawood, Kansas, met in regular session with the mayor and a majority of the council being present.

There comes on for consideration the matter of the proposed creation of the above main sewer district, the proposed outer boundaries of which are described on Exhibit A attached to this resolution.

The provisions of K. S. A. 19-2704(a) and any amendments thereto provide that when any such sewer district extends into the city limits of any incorporated city, the Board of County Commissioners shall not have the power to create or extend such sewer district within the city limits without the consent of the governing body of such city.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS that the said city does hereby consent that the property shown and described on Exhibit 1 attached to this resolution be included within a main sewer district to be created by the county to be designated State Line 123rd Street Main Sewer District, Johnson County, Kansas.

Eugene E. ALN
Mayor

ATTEST:

City Clerk
LEGAL DESCRIPTION:
Beginning at the Northeast corner of the Southwest fractional ¼ of Section 23, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas; thence South along the East line of said SW frac. ¼ to a point 465 feet North of the Southeast corner of the N½ of said SW frac. ¼; thence West 148 feet; thence South 541 feet to a point on the South line of said N½, said point being 258 feet West of the Southeast corner of said SW frac. ¼; thence West along the South line of the N½ of said SW frac. ¼, and along the South line of the N½ of the SE¼ of Section 22, Township 13, Range 25, to a point 1400 feet West of the Southeast corner of the N½ of said SE¼; thence North parallel to the East line of said Section 22, a distance of 300 feet; thence Northwesterly to a point 1658.16 feet West of the East line and 800 feet South of the North line of the SE¼ of said Section 22; thence North, parallel to the East line of said Section 22, a distance of 200 feet; thence East, parallel to the North line of the SE¼ of said Section 22, a distance of 1200 feet; thence North, parallel to the East line of said Section 22, a distance of 600 feet to the North line of the SE¼ of said Section 22; thence East, along the North line of the SE¼ of said Section 22, and along the North line of the SW¼ of said Section 23, to the point of beginning, containing 62.9 acres, more or less.
RESOLUTION NO. 420

RESOLUTION PERTAINING TO REZONING REQUIREMENTS FOR LAND IN TOWNSHIP AREAS ANNEXED FROM TIME TO TIME BY THE CITY OF LEAWOOD.

WHEREAS, on several occasions in past years questions have been raised by developers, citizens, and the City itself concerning the zoning status of land annexed into the City of Leawood; and

WHEREAS, it is the desire of this Governing Body to state a policy in this regard so that all persons concerned will know what to expect and will not make decisions or change their position based on uncertainties;

NOW, THEREFORE, BE IT RESOLVED that unless the annexation ordinance annexing land into the City states that such land will retain or bear certain zoning classifications, then in all other events annexed land, whether bearing township zoning or not, will be required to file proper zoning applications before the City of Leawood Planning Commission under its zoning and subdivision regulations as now existing or from time to time amended.

Adopted by the Governing Body this 20 day of June, 1977.

(S.E. Alt)
Eugene E. Alt
Mayor

Attest:

City Clerk
RESOLUTION NO. 421

In accordance with paragraph 1 - 421, Article 1, Chapter 1 of the revised ordinances of the City of Leawood, Kansas

BE IT RESOLVED the following rate of remuneration for the City Architect is effective June 1, 1977

City Architect $7.50 per hour

and shall remain in effect until further revised by resolution.

Eugene E. Alt, Mayor

City Clerk

June 20, 1977
RESOLUTION NO. 422

The Leawood City Council has considered the request of E. O. Bopp for approval of the plat for Leawood Meadows subdivision.

WHEREAS all requirements of the Model Zoning Code and Subdivision Regulations, 1973 edition, have been satisfied by the applicant, and

WHEREAS the Plan Commission has recommended to the City Council favorable action in this matter, and

WHEREAS approval of this plat is contingent on approval of street and storm drainage plans by the Assistant City Engineer and by the Public Works Commission, and

WHEREAS the developer shall provide berms and plantings on Mission Road in those sections where houses back onto Mission Road, and

WHEREAS there shall be a provision in the deed restrictions that the owners of lots bordering on Mission Road shall be responsible for the maintenance of berms and all plantings thereon,

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this plat.

Eugene E. Alt
Mayor

J. Oberlander, City Clerk
RESOLUTION NO. 423

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS TO LEVY SPECIAL TAX FOR THE PURPOSE OF PROVIDING LAW ENFORCEMENT SERVICES AND AMBULANCE AND/OR FIREFIGHTING EQUIPMENT PURSUANT TO SENATE BILL 486, 1977 SESSION OF STATE LEGISLATURE: PROTEST PROVISIONS.

WHEREAS the Governing Body has in past years levied a special tax for the purchase of firefighting equipment pursuant to KSA 12-110b; and

WHEREAS Senate Bill 486 repeals this provision and adds new provisions for the purchase of such firefighting equipment and the providing of basic law enforcement services; and

WHEREAS the Governing Body deems it necessary and advisable that funds be provided for the purposes set out in Senate Bill 486 by making an annual levy not to exceed 2 mills upon all the taxable tangible property in the City of Leawood;

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood be authorized to levy a tax not to exceed 2 mills for the year 1978 upon all the taxable tangible property in the City of Leawood, Kansas for the purpose of creating and providing a special fund to be used for law enforcement purposes or for the purchase of ambulance and/or firefighting equipment.

BE IT FURTHER RESOLVED that the City publish this Resolution once each week for three consecutive weeks in the official City newspaper, stating the purpose for which the levy is proposed to be made. Said notice shall advise all persons that unless a petition in opposition to the above proposed additional mill levy signed by not less than 5% of the qualified electors of the City is filed with the County Election Officer within 30 days following the date of the last publication of said Resolution, then in such event the Governing Body shall be authorized to make the additional levy authorized by this Resolution. The notice shall further advise that if a valid petition is signed, it shall be the duty of the Governing Body of the City of Leawood, Kansas to submit the question of levying such tax at the next regular City election or at a special election called for that purpose.

Adopted by the Governing Body this 6th day of July, 1977.
RESOLUTION NO. 424

The Governing Body of the City of Leawood, Kansas meeting in regular session this 18th day of July, 1977 to consider publication of the Public Notice of the Hearing on the Proposed Budget of the City of Leawood, for 1978 in accordance with K.S.A. 79-2930, giving taxpayers at least ten days notice of such hearing, hereby declares as follows:

WHEREAS, the Governing Body of the City of Leawood, Kansas adopted Resolution No. 423 on the 6th day of July, 1977 declaring its intention to levy a special tax not to exceed 2 mills upon all the taxable tangible property of the City for the purpose of providing law enforcement services, firefighting and ambulance equipment pursuant to Senate Bill No. 486 of the 1977 Session of the State Legislature; and

WHEREAS, said Senate Bill No. 486 allows for a protest petition to said proposed levy within thirty days following the final publication of said Resolution No. 423; and

WHEREAS, the Governing Body desires to insure adequate funding to provide proper standards of law enforcement and dependable firefighting and ambulance equipment as the need arises, and through systematic and planned earmarking of funds therefor;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body, in the event a protest petition is received to Resolution No. 423, and in order to maintain the same tax levy and same dollar amount in the Proposed Budget for 1978 without the 2 mills provided for under Senate Bill No. 486 of the 1977 State Legislative Session, the Governing Body declares its intent to return the budgeted amounts now in the General Fund to special mill levies outside the tax lid, as authorized by law, for Social Security, Workmen's Compensation, and Unemployment Security, and by absorption within the General Fund of those amounts now proposed within the 2-mill levy for law enforcement and fire/ambulance equipment as authorized under Senate Bill No. 486, by reducing budgeted allowances within the General Fund for capital improvements and/or contingency expense in order to maintain a budget of the same total dollar amount and at the same total mill levy rate as provided when the proposed budget included the 2-mill levy authorized by Senate Bill No. 486.

Eugene E. Alt
Mayor

Attest:

City Clerk
RESOLUTION NO. 425

Case #2-77

The Leawood City Council has considered the request of Hixon-St. Clair Development Company for approval of the Second Plat for Oxford Hills Subdivision.

WHEREAS all requirements have been satisfied by the applicants, and

WHEREAS the Plan Commission has recommended to the City Council favorable action in this matter, and

WHEREAS approval of this plat is contingent on approval of Street and Storm Drainage plans by the Assistant City Engineer and by the Public Works Commission,

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this plat.

E. E. Alt, Mayor

J. Oberlander, City Clerk

July 18, 1977
RESOLUTION NO. 426

A Resolution regarding Intergovernmental Cooperation to secure an additional one-half cent sales tax on a county wide basis.

WHEREAS, the Governing Body of the City of Leawood, Kansas has completed a thorough review of available sources of revenue, and

WHEREAS, the cost of city operations has increased due to added and increased federally mandated expense, continuous inflation and the necessity to compensate for the decreasing intangibles tax, and

WHEREAS, funding of proper and necessary city services for the 1978 budget year will require increased appropriations, and

WHEREAS, the Governing Body, has concluded that a County sales tax would be an equitable source of revenue for the citizens of Johnson County and the City of Leawood, and

WHEREAS, the City of Leawood and numerous other Kansas cities have supported, yet not received, Legislative enactment of a statewide sales tax for distribution of local sales tax revenues.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas by unanimous vote, supports a county wide election to increase the present one-half cent sales tax in Johnson County to a one-cent sales tax, as provided by State Law, and directs the Mayor to actively solicit the support of the mayors of other Johnson County cities in calling for a county wide vote on an additional half-cent sales tax.

PASSED AND APPROVED this 1st day of August, 1977.

Eugene E. Alt, Mayor

J. Oberlander, City Clerk
RESOLUTION NO. 427

The Leawood City Council has considered the request of R.H. Sailors and Company for approval of the second plat of Leawood Country Manor and does recommend the following:

WHEREAS, the Plan Commission has recommended to the City Council favorable action on this plat, Plan Commission Case #3-77; and

WHEREAS, all zoning and subdivision requirements have been satisfied by the applicant; and

WHEREAS, approval of this plat is contingent upon approval of street and storm drainage plans by the Assistant City Engineer and the Public Works Commission;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve the second plat of Leawood Country Manor.

Adopted by the Governing Body this 15th day of August, 1977.

Eugene E. Alt
Mayor

Attest:

City Clerk
RESOLUTION NO. 428

The Leawood City Council has considered the request of Planned Communities for final development plan approval for Huntington Farms and does recommend the following:

WHEREAS, the Plan Commission has recommended to the City Council favorable action on this final plan; and

WHEREAS, all zoning and subdivision requirements have been satisfied by the applicant; and

WHEREAS, approval of this final development plan is contingent upon approval of street and storm drainage plans by the Assistant City Engineer and the Public Works Commission;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this final development plan for Huntington Farms.

Adopted by the Governing Body this 15th day of August, 1977.

(S. P.A.L)
(S. O. C.)

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 429

A RESOLUTION ESTABLISHING A FOUR WAY STOP SIGN AT THE INTERSECTION OF 101ST AND MOHAWK

WHEREAS, an evaluation of traffic flow at the intersection of 101st and Mohawk performed by a traffic specialist of the Leawood Police Department has determined that there is a need for a four way stop control at that intersection, and

WHEREAS, residents of the area have reported many instances of vehicles traveling at high rates of speed through this intersection;

NOW, THEREFORE, BE IT RESOLVED that the intersection of 101st and Mohawk, Leawood, Kansas is hereby declared and authorized as a four way stop intersection; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post "Stop" signs on all four corners at the intersection of 101st and Mohawk, Leawood, Kansas; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 15th day of August 1977.

Eugene E. Alt
Mayor

S. Oberlander
City Clerk
RESOLUTION NO. 430

The Leawood City Council having previously approved the plat for Leawood Meadows, does add the following:

WHEREAS, the plat for Leawood Meadows was approved by Council action by passage of Resolution No. 422 of August 1, 1977; and

WHEREAS, the paragraph concerning septic tank installation was inadvertently omitted; and

WHEREAS, Ordinance No. 483 specifies that the Governing Body may give its consent for septic tank installation for each lot in an approved subdivision;

NOW, THEREFORE, BE IT RESOLVED that the City Council also approves the installation of septic tanks to serve each residential structure installed in Leawood Meadows, provided each lot owner shows proper County Board of Health and other authoritative approval, as necessary, to the Chief Building Official and the City Architect, when obtaining a building permit and design approval.

Adopted by the Governing Body this 15th day of August, 1977.

(S E A L)  
Eugene E. Alt  
Mayor

Attest:  
J. Oberlander  
City Clerk
RESOLUTION NO. 431

A RESOLUTION REQUESTING THE KANSAS STATE CORPORATION COMMISSION DENY THE PROPOSED KANSAS CITY POWER & LIGHT COMPANY RATE INCREASE APPLICATION.

WHEREAS it is the policy of the Governing Body of the City of Leawood, Kansas to act in the best interest of the citizens of Leawood in order to provide leadership with all federal, state and county units of government; and

WHEREAS the Kansas State Corporation Commission is in the process of holding public hearings on the proposed Kansas City Power & Light electric utility rate increase; and

WHEREAS the Kansas City Power & Light Company is the only electric utility serving all residents of Leawood and has over 102,000 customers in Johnson County, Kansas; and

WHEREAS the requested rate increase would mean a rate increase on January 1, 1978 and the operating revenues of Kansas City Power & Light Company would ultimately mean 18.9 million dollars increased revenue or a 28.3% increase; and

WHEREAS the increase would have an adverse effect on the general public and particularly those on fixed incomes; and

WHEREAS there has been significant public disagreement regarding need for such increased revenues;

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that:

1. The City of Leawood join the public service agencies of Kansas City, Missouri, Jackson County, Missouri, the Johnson County Council of Mayors, the Mid-America Coalition for Energy Alternatives, and the Kansas City Chapter of the National Welfare Rights Organization in opposing the proposed Kansas City Power & Light Company rate increase;

2. The Kansas State Corporation Commission strongly consider opposing statements presented by the various interest groups against the proposed rate increase;

3. The Kansas State Corporation Commission weigh heavily the claims of the Missouri Public Service Commission that the Kansas City Power & Light Company revenues are excessive, and the questions that have been raised as to the willingness of Kansas City Power & Light to implement cost-reducing measures;

4. The Board of County Commissioners and the governing bodies of other Johnson County cities unite and are strongly urged to participate in this effort to control exorbitant utility fees.

Adopted by the Governing Body of the City of Leawood, Kansas this 15th day of August, 1977.

[Signature]
Eugene E. Alt, Mayor

[Signature]
J. Oberlander, City Clerk
RESOLUTION NO. 432

A RESOLUTION REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF JOHNSON
COUNTY, KANSAS, TO SUBMIT TO THE QUALIFIED ELECTORS OF THE COUNTY THE
PROPOSITION OF INCREASING THE LEVY NOW BEING LEVIED FOR COUNTYWIDE RETAIL
SALES TAX IN JOHNSON COUNTY BY ONE-HALF PERCENT (.5%) TO A ONE PERCENT
(1%) COUNTYWIDE RETAILER'S SALES TAX IN JOHNSON COUNTY.

WHEREAS, K.S.A. 12-172, 1976 Supp., et seq., as amended, authorizes the
Board of County Commissioners of the County to submit to the qualified
electors of the County the question of levying a County-wide retailer's
sales tax, such tax to be collected by the State Secretary of Revenue
with the revenue therefrom distributed as provided by law to the County
and to each city within this County; and

WHEREAS, the Governing Body of the City of Leawood, Kansas has determined
that additional Ad Valorem tax revenue is needed to provide an adequate
level of public services within the City, and that the voters should be
given a choice as to the method used to finance the delivery of public
services;

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS: That
the Board of County Commissioners of Johnson County, Kansas submit to the
qualified electors of Johnson County, the question of increasing the
County-wide retailer's sales tax from one-half percent (.5%) to one percent
(1%) in Johnson County, as authorized by K.S.A. 12-172, 1976 Supp., et seq., as amended; and

BE IT FURTHER RESOLVED that the Board of County Commissioners be requested
and is hereby requested to submit such question to the electors at an
election to be held pursuant to K.S.A. 12-172, 1976 Supp., et seq.

Passed and approved by the Governing Body of the City of Leawood, Kansas,
by not less than two-thirds (2/3) vote of the membership, this 15th day

Attest:

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 433

The Leawood City Council has considered the request of Garland Development Company for approval of the Third Plat for Oxford Hills subdivision.

WHEREAS, the Plan Commission has recommended to the City Council favorable action in this matter; and

WHEREAS, all zoning and subdivision requirements have been satisfied by the applicant; and

WHEREAS, the developer has agreed to participate in a benefit district for the improvement of 119th Street and Mission Road; and

WHEREAS, approval of this plat is contingent upon approval of street and storm drainage plans by the Assistant City Engineer, and the Public Works Commission; and

WHEREAS, the developer has submitted a landscape plan for Mission Road, said landscaping to be approved and inspected by the City at the appropriate times;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this Third Plat for Oxford Hills subdivision.

Adopted by the Governing Body this 6th day of September, 1977.

Eugene E. Alt  
Mayor

Uberlander  
City Clerk
RESOLUTION NO. 434

The Leawood City Council has considered the request of Kroh-Moffitt Development Company for approval of the Sixth Plat for Leawood South subdivision.

WHEREAS, the Plan Commission has recommended to the City Council favorable action in this matter; and

WHEREAS, all zoning and subdivision requirements have been satisfied by the applicant; and

WHEREAS, approval of this plat is contingent upon approval of street and storm drainage plans by the City Engineer and the Public Works Commission; and

WHEREAS, approval of this plat is contingent upon approval of a landscape plan along Mission Road; and

WHEREAS, the developer has agreed to participate in a benefit district for the improvement of Mission Road; and

WHEREAS, the deed restrictions shall be made more restrictive as to the maintenance of the landscaped area along Mission Road, and shall be approved by the Plan Commission as such;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this Sixth Plat for Leawood South subdivision.

Adopted by the Governing Body this 6th day of September, 1977.

Attest:

Eugene E. Alt
Mayor

City Clerk
RESOLUTION NO. 435

The Leawood City Council has considered the request of Benchmark Properties for approval of the plat for Tomahawk Farms subdivision.

WHEREAS, the Plan Commission has recommended to the City Council favorable action in this matter; and

WHEREAS, all zoning and subdivision requirements have been satisfied by the applicant; and

WHEREAS, approval of this plat is contingent upon approval of street and storm drainage plans by the Assistant City Engineer, and the Public Works Commission; and

WHEREAS, the developer has agreed to participate in a benefit district for the improvement of Mission Road;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this plat for Tomahawk Farms subdivision.

Adopted by the Governing Body this 6th day of September, 1977.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 436

A RESOLUTION SUPPORTING ADDITIONAL ONE-HALF CENT SALES TAX ON A COUNTY-WIDE BASIS.

WHEREAS, the Governing Body of the City of Leawood, Kansas has completed a thorough review of available sources of revenue; and

WHEREAS, the cost of City operations has increased due to added and increased federally mandated expense, continuous inflation and the necessity to compensate for the decreasing intangibles tax; and

WHEREAS, funding of proper and necessary City services for the 1978 budget year will require increased appropriations; and

WHEREAS, the Governing Body has concluded that a County sales tax would be the most equitable source of revenue for the citizens of Johnson County and the City of Leawood; and

WHEREAS, the Board of Johnson County Commissioners will, on November 8, 1977, submit at the request of the cities, the question of whether to levy an additional one-half cent County-wide retailers sales tax;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, by unanimous vote supports a County-wide election to increase the present one-half cent sales tax in Johnson County to a one cent sales tax as provided by State law, and encourages its citizens to support this issue on November 8, 1977.

Adopted by the Governing Body this 3rd day of October, 1977.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
Critical Position Needs: Mr. Lawler said the flood emergency had made it obvious that the City had need for a full time engineer. He recommended that authorization be given to start the recruitment process at this point, actual funding could be deferred until the end of the year. The person would have a dual capacity of both City Engineer and Director of the Public Works Department. The second position would be Building Inspector and City Architect. Mr. Lawler said John Granstedt had indicated he intended to resign as of the first of the year. He said it would seem desirable to combine the positions of Building Inspector and City Architect and try to employ someone who had the qualifications of architect who would supervise building inspection on a full time basis. Mr. Lawler suggested combining the position of bailiff and support help for the court clerk; this would take care of peak periods and provide relief for the current clerk, and provide the court with a bailiff. Mayor Alt said these positions would be considered by the Administrative Committee on October 6 and recommendation made to the Council. The positions were discussed.

Administrative Committee: Mr. Lawler suggested that the Administrative Committee be reorganized to meet routinely and that the committee have representation from the other boards and commissions. This matter will be considered by the Administrative Committee. Councilman Wise suggested that Administrative Committee meetings be open and agenda published.

Flood Report and Resolution No. 437: Mayor Alt said the resolution designated Frank Lawler, Administrator, and Phil Kline, City Engineer, to settle claims and do the necessary administrative work. Mr. Lawler explained that the resolution was required by the Federal Disaster Act. Mr. Lawler said Phil Kline was ill so a representative of his firm would be substituted as the engineer. Mr. Lawler said at this point, $7,400 was coming to the City, not including any damage to streets or bridges. The resolution was changed to designate Shafer, Kline & Warren as City Engineer. On motion by Councilman Lyons, seconded by Councilman Haas, Resolution No. 437 was adopted as amended. A copy is attached hereto as part of the record. Mr. Lawler said as of last Friday, damages sustained by individual citizens totaled $491,749. He said a cleanup by city crews would be published.

1978 Budget: Mayor Alt said the City had been notified by the County Clerk that the City had exceeded the tax lid and announced about a $90,000 reduction. Mayor Alt suggested that Councilman Wise, Mr. Lawler, and the auditor meet with the County Clerk.
DESIGNATION OF APPLICANT'S LOCAL AGENT

RESOLUTION (Leawood No. 437)

BE IT RESOLVED BY the Governing Body OF the City of Leawood, Kansas

THAT (1) Frank Lawler, City Administrator & (2) Shafer, Kline & Warren, City Engineer

(1) 9615 Lee Boulevard (2) 6900 W. 80th St.

(1) Leawood (2) Overland Park (1) & (2) Kansas

(Address) (City) (State) (1) 66206 (2) 66204

(Official Position) (Governing Body) (Public Entity) (Telephone No.) (Zip Code)

is hereby authorized to execute for and in behalf of the City of Leawood this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund.

THAT the City of Leawood, a public entity established under the laws of the State of Kansas hereby authorizes its agent to provide to the State and to the Federal Disaster Assistance Administration (FDAA), Department of Housing and Urban Development (HUD) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the reverse side hereof.

Passed and approved this 3rd day of October, 1977

Eugene E. Allen, Mayor

(Name and Title)

CERTIFICATION

I, J. Oberlander, duly appointed and City Clerk of the City of Leawood, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Governing Body of the City of Leawood on the 3rd day of October, 1977.

Date: 10-3-77

City Clerk

(Official Position)

*Name of incumbent need not be provided in those cases where the governing body of the public entity desires to authorize any incumbent of the designated official position to represent it.
ASSURANCES

A. The State agrees to take necessary action within State capabilities to require compliance with these assurances by the applicant, or to assume responsibility to the Federal Government for any deficiencies not resolved to the satisfaction of the Regional Director.

The Applicant Certifies:

B. That to the best of his knowledge and belief, the disaster relief work described on each Federal Disaster Assistance Administration (FDAA) Project Application for which Federal financial assistance is requested is eligible in accordance with the criteria contained in 24 Code of Federal Regulations, and FDAA (HUD) Handbooks.

C. That it is the legal entity responsible under law for the performance of the work detailed or accepts such responsibility.

D. That the emergency or disaster relief work therein described for which Federal assistance is requested hereunder does not or will not duplicate benefits received for the same loss from another source.

E. That all information given by it herein is to the best of its knowledge and belief, true and correct.

F. That all financial assistance received under this application will be, or has been, expended in accordance with applicable law and regulations thereunder.

The Applicant Agrees:

G. To (1) provide without cost to the United States all lands, easements, and rights-of-way necessary for accomplishment of the approved work; (2) hold and save the United States free from damages due to the approved work or Federal funding.

H. To comply with Title VI of the Civil Rights Act of 1964 (PL 88-352) and all requirements imposed by the Federal Disaster Assistance Administration pursuant to that Title to the end that, in accordance with Title VI of that Act and the Regulation, no person in the United States shall, on the ground of race, color, religion, national origin, sex, age, or economic status be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant received Federal financial assistance from the Agency and HEREBY GIVES ASSURANCE THAT it will immediately take any measures necessary to effectuate this agreement.

I. That if any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the applicant by the Federal Disaster Assistance Administration, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used on a purpose for which the Federal financial assistance is extended or for any other purpose involving the provision of similar services or benefits. If any personal property is so provided, this assurance shall obligate the Applicant for the period during which it retains ownership or possession of the property. In all other cases, this assurance shall obligate the Applicant for the period during which the Federal financial assistance is extended to it by FDAA.

J. That the assurance is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, reimbursements, advances, contracts, property, discounts or other Federal financial assistance extended after the date hereof to the Applicant by FDAA, that such Federal financial assistance will be extended in reliance on the representations and agreements made in this assurance and that the United States shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the Applicant, its successors, transferees, and assignees, and the person or persons whose signatures appear on the reverse are authorized to sign this assurance on behalf of the Applicant.

K. To obtain and maintain any flood insurance as may be required for the life of the project(s) for which Federal financial assistance for acquisition or construction purposes for buildings or mobile homes was provided herein; and, to obtain and maintain any other insurance as may be reasonable, adequate and necessary to protect against further loss to any property which was replaced, restored, repaired or structurally with this assistance.

L. That, as a condition for the grant, any repairs or construction financed herewith, shall be in accordance with applicable standards of safety, decency and sanitation and in conformity with applicable codes, specifications and standards; and, to evaluate the natural hazards in areas in which the proceeds of the grant or loan are to be used and take appropriate action to mitigate such standards, including safe land use and construction practices.

M. To defer funding of any projects involving flexible funding under Section 402 or Section 419 until FDAA makes a favorable environmental clearance determination, if this is required.
RESOLUTION NO. 438

A resolution amending the designation of street names in the First Plat of Oxford Hills, a subdivision in the City of Leawood, Kansas.

WHEREAS, streets designated on the First Plat of Oxford Hills as approved by the Governing Body on October 6th, 1975, have been found to be incorrect in that Windsor Drive is transposed with Reinhardt Drive, and

WHEREAS, it is felt to be in the best interest of the residents for purposes of public safety and convenience that such street names as designated be corrected.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that the name of Windsor Drive as appears on the First Plat of Oxford Hills be and is hereby amended to read "Reinhardt Drive," and, that the name of Reinhardt Drive as appears on the First Plat of Oxford Hills be and is hereby amended to read "Windsor Drive."

Adopted by the Governing Body this 7th day of November, 1977.

Eugene E. Alt, Mayor

Oberlander, City Clerk
RESOLUTION NO. 439

WHEREAS it is the practice for the City Council to designate holidays on which the City Hall will be closed; and

WHEREAS the Council is fully advised in the matter;

NOW THEREFORE BE IT RESOLVED AND ORDERED that the City Hall of Leawood, Kansas shall be and is hereby declared closed on the following holiday dates for the years 1978 and 1979, to wit:

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<thead>
<tr>
<th>HOLIDAY</th>
<th>1978</th>
<th>1979</th>
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<tr>
<td>New Year's Day</td>
<td>January 2</td>
<td>January 1</td>
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<tr>
<td>Washington's Birthday</td>
<td>February 20</td>
<td>February 19</td>
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<tr>
<td>Good Friday</td>
<td>March 24</td>
<td>April 13</td>
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<td>Memorial Day</td>
<td>May 29</td>
<td>May 28</td>
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<td>Independence Day</td>
<td>July 4</td>
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<td>Labor Day</td>
<td>September 4</td>
<td>September 3</td>
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<td>Veterans Day (Nov. 11)</td>
<td>November 10</td>
<td>November 12</td>
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<tr>
<td>Thanksgiving</td>
<td>November 23 &amp; 24</td>
<td>November 22 &amp; 23</td>
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<tr>
<td>Christmas</td>
<td>December 25</td>
<td>December 25</td>
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Adopted by the Governing Body this 7th day of November, 1977.

Eugene E. Alt, Mayor

J. Oberlander, City Clerk
RESOLUTION NO. 440

A RESOLUTION ESTABLISHING A STOP SIGN AT THE EXIT FROM LEAWOOD COUNTRY MANOR ONTO ROE AVENUE.

WHEREAS, an evaluation of traffic flow from Leawood Country Manor onto Roe Avenue performed by a traffic specialist of the Leawood Police Department has determined that there is a need for a stop sign at the 112th Street exit onto Roe Avenue;

NOW, THEREFORE, BE IT RESOLVED that a stop sign be placed at said exit from Leawood Country Manor onto Roe Avenue; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" sign at said exit; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 21st day of November, 1977.

[Signatures]

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 441

A RESOLUTION FOR INTERGOVERNMENTAL COOPERATION IN THE IMPROVEMENT OF THE INTERSECTION OF 95TH STREET AND MISSION ROAD BY ADJACENT CITIES AND FOR TURNING LANE ON 95TH STREET EAST OF MISSION ROAD.

WHEREAS, traffic engineering studies have been made of the need for improvements to the 95th and Mission Road intersection, including the providing of a turning lane on 95th Street for traffic northbound on Mission Road, and for improvements in traffic signalization at the intersection; and

WHEREAS, the City Public Safety Commission indicated its interest at the November 14, 1977 meeting in obtaining funding for intersection geometrics improvements; and

WHEREAS, the Public Works Commission of the City of Leawood, Kansas on December 1, 1977 recommended the City pursue the obtaining of the improvements to the intersection in general conformity to the traffic study by Johnson, Brickell and Mulcahy of the intersection and a turning lane for 95th Street dated November, 1970; and

WHEREAS, the Traffic Engineer has been asked to submit a tentative cost estimate for this project as applicable to the City of Leawood;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood that it is in the best interests of the City of Leawood to jointly and cooperatively engage with its neighboring cities of Overland Park and Prairie Village in the joint participation in the recommended improvements to the 95th and Mission Road intersection including turning lane improvements on 95th Street east of Mission Road; and

BE IT FURTHER RESOLVED that the City of Leawood pursue immediately all steps necessary to develop joint participation between the interested cities and to have developed appropriate plans, specifications, estimates and other documentation to establish fair and equitable distribution of costs between the participating parties and for submission of an application to M.A.R.C. and the Johnson County commission for such funding and assistance as each may be authorized to provide.

Adopted by the Governing Body this 5th day of December, 1977.

Attest:  

Mayor

Eugene E. Alt

City Clerk

J. Oberlander
December 5, 1977

Mr. Kent Crippen
Chairman, Public Works Committee
City Hall Leawood
Leawood, Kansas, 66206

Dear Mr. Crippen:

In accordance with your request we have prepared a preliminary cost estimate to improve the intersection geometrics at 95th Street and Mission Road. The proposed improvements have been previously documented in a report "Traffic Study 95th Street and Mission Road" prepared by our organization in November of 1970 for the Cities of Leawood, Prairie Village and Overland Park, Kansas.

Please advise if we can provide any additional information on the enclosed estimate.

Respectfully Submitted,
Johnson, Brickell, Mulcahy and Associates, Inc.

By:
Herbert J. Johnson, P.E.

Copies:
Mayor
City Council
City Administrator
PRELIMINARY COST ESTIMATE
INTERSECTION IMPROVEMENT PROJECT
95th Street and Mission Road

Project Length: 2500 feet along 95th Street
1300 feet along Mission Road

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<tr>
<th>Item</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clearing and Grading</td>
<td>$192,500</td>
</tr>
<tr>
<td>Paving and Curbs</td>
<td>$258,800</td>
</tr>
<tr>
<td>Storm Drainage</td>
<td>$81,000</td>
</tr>
<tr>
<td>Utility Relocation</td>
<td>$36,600</td>
</tr>
<tr>
<td>Signal Improvements</td>
<td>$34,500</td>
</tr>
</tbody>
</table>

Subtotal                  $603,400
Contingencies (10%)        $60,300

Estimated Construction Cost $663,700 *

* Estimate does not include any right-of-way acquisition costs.

As an F.A.U. project the cost would be funded 70% federal ($464,590) and 30% local ($199,110). In the past Johnson County has funded 50% of the local share which would leave $99,555 as the three cities share of the project cost. Preliminary cost allocations indicate the following for each City based on the amount of construction in each political unit: Overland Park 52 percent ($51,769); Leawood 35 percent ($34,844); and Prairie Village 13 percent ($12,942).

Engineering costs including the preparation of construction plans and specifications has been estimated at about $40,000 (6 percent).
RESOLUTION NO. 442

A RESOLUTION DIRECTING AN APPLICATION OF THE CITY OF LEAWOOD FOR A TRAFFIC SAFETY GRANT BE PREPARED BY THE CITY'S TRAFFIC ENGINEERING CONSULTANTS AT NO COST TO THE CITY.

WHEREAS, the City of Leawood may qualify for certain Federal, State and/or County grant aid for the preparation of a traffic safety study and plans for improvements as an outgrowth of such study; and

WHEREAS, the traffic signs, signals, markings and other features of the City's traffic facilities are in many instances old, nonconforming to modern traffic engineering practices nor to uniform standards for traffic control devices; and

WHEREAS, by improving the City's current traffic safety systems the City may achieve reduced likelihood and severity of traffic accidents or traffic flow and congestion problems with economic benefits to those using the City's street systems;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, to request the City traffic engineering consultants, Johnson, Brickell and Mulcayh, to make application on behalf of the City of Leawood for a traffic safety grant as herein referred, such application to be made at no cost to the City.

Adopted by the Governing Body this 5th day of December, 1977.

Attest: 

Eugene E. Alt
Mayor

City Clerk
RESOLUTION NO. 443

The Leawood City Council has considered the request of Kroh - Moffitt Development Company for approval of a revised final townhouse plan for Leawood South.

WHEREAS the applicant has conformed to all the requirements of the Model Zoning Code and Subdivision regulations, 1973 edition, and

WHEREAS the storm drainage and street plans have been reviewed and approved by the City Engineer, a

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve the revised Final Townhouse plan for Leawood South.

Eugene E. Alt, Mayor

J. Oberlander, City Clerk

December 19, 1977
RESOLUTION NO. 444

The Leawood City Council has considered the request of Robert Simon and Plaza Savings and Loan Association for approval of the first plat of Eden Ridge.

WHEREAS, all requirements of the Model Zoning Code and Subdivision Regulations, 1973 Edition, have been satisfied by the applicant; and

WHEREAS, the Plan Commission has recommended to the City Council favorable action in this matter; and

WHEREAS, approval of this Plat is contingent upon approval of street and storm drainage plans by the Assistant City Engineer and the Public Works Commission; and

WHEREAS, the developer shall provide berms and plantings on 123rd Street in those sections where houses back onto the street; and

WHEREAS, the developer has agreed to participate in a benefit district for the improvement of 123rd Street;

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council does approve this Plat.

Adopted by the Governing Body this 19th day of December, 1977.

Eugene E. Alt Mayor

J. Oberlander City Clerk
RESOLUTION NO. 445

WHEREAS, the use of a 911 emergency telephone system can effect a reduction of time and confusion when reporting an emergency to the appropriate public safety agency; and

WHEREAS, this more efficient means of reporting an emergency can result in a savings of life and property; and

WHEREAS, improvements in the technology of the 911 System, specifically selective routing and automatic number identification, now make it more feasible for implementation within the Greater Kansas City area; and

WHEREAS, the financing of such a System would appear most feasible through a monthly charge to each telephone subscriber, collected as an addition to the regular monthly telephone bill;

NOW, THEREFORE, BE IT RESOLVED that the City Council of Leawood does hereby support and endorse the 911 System and the financing of such System as proposed by M.A.R.C. and requests that enabling legislation be enacted by the State Legislature to implement such a System.

Adopted by the Governing Body this 19th day of December, 1977.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 446

A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF LEAWOOD, KANSAS, THE QUESTION OF IMPOSING A CITY RETAILERS' SALES TAX IN THE AMOUNT OF ONE-HALF OF ONE PERCENT (.5%).

WHEREAS, Kansas Statutes Annotated 1977 Supp. 12-172 provides that cities may impose a retailers' sales tax by submitting such proposition to and having received the approval of a majority of the electors of the city voting on the question at an election called for that purpose; and

WHEREAS, the Governing Body of the City of Leawood determines that the additional revenue raised by such a retailers' sales tax could be applied to either reduce or to avoid increases in the ad valorem taxes levied on properties in the City;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood submit to the electors of the City of Leawood at the regular City election to be held on April 4, 1978, the question of imposing a city retailers' sales tax in the amount of one-half of one percent (.5%), said tax to be effective January 1, 1979;

BE IT FURTHER RESOLVED that the notice of election and the question be in substantially the following form:

Notice is hereby given that there will be a special question appearing on the ballot in the City of Leawood at its regular City election on April 4, 1978, said question pertaining to whether the City of Leawood should impose a city retailers' sales tax in the amount of one-half of one percent (.5%), said tax to be effective January 1, 1979. Said question will be as follows:

"Shall the City of Leawood impose a city retailers' sales tax in the amount of one-half of one percent (.5%) commencing January 1, 1979, for the purpose of providing additional revenue to the City?"

To vote in favor of the question on the voting machine, turn the voting pointer down over the word "YES".

To vote in favor of the question in absentee, sick and disabled and challenged ballot, make a cross X mark in the square after the word "YES".

To vote against the question on the voting machine, turn the pointer down over the word "NO".
To vote against the question in absentee, sick and disabled and challenged ballot, mark a cross X mark in the square after the word "NO".

YES

NO

Said election shall be held on the 4th day of April, 1978, from and between the hours of 7:00 A.M. and 7:00 P.M., said voting places to be located as follows:

Ward 1, Precincts 1 & 2: Leawood Baptist Church  
83rd and State Line

Ward 2, Precincts 1 & 2: Marsha Bagby School  
95th and Mohawk

Ward 3, Precinct 1: Brookwood School  
103rd and Wenonga

Ward 3, Precinct 2: Leawood South Country Club  
127th and Overbrook

Ward 4, Precincts 1 & 2: Police and Court Complex  
9517 Lee Boulevard

Said notice in its final form shall be published according to law once each week for three consecutive weeks, the first publication to be not less than twenty-one days prior to the election.

Adopted by the Governing Body this 16th day of January, 1978.

Eugene E. Alt  
Mayor

Attest:  
J. Oberlander  
City Clerk
RESOLUTION NO. 447

WHEREAS, the City of Leawood has for some time considered and planned a renovation of the existing Leawood Sewer System; and

WHEREAS, the City of Leawood has previously authorized the execution of a Step One Grant Application for Federal assistance for said renovation under the Environmental Protection Agency Grant Program 66.015 "Construction Grants for Waste Water Works"; and

WHEREAS, it is now necessary and advisable to make Step Two Grant Application under said Program;

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Leawood, Eugene E. Alt, be and is hereby authorized to execute Step Two Grant Application for Federal assistance under Environmental Protection Agency Grant Program 66.015 "Construction Grants for Waste Water Works".

 Adopted by the Governing Body this 21st day of February, 1978.

(Signed)

[Signature]

Eugene E. Alt
Mayor

Attest:

[Signature]

J. Oberlander
City Clerk
RESOLUTION NO. 448

A RESOLUTION ESTABLISHING PROCEDURES FOR HANDLING OF COSTS ON CERTAIN LEGAL DOCUMENTS.

WHEREAS, the Governing Body finds the processing and recording of certain legal documents such as deeds and easements primarily benefit private individuals or agencies, and,

WHEREAS, the processing of such legal documents necessitates expenditures by the City for fees charged by outside agencies and other direct costs for handling.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, does charge such private individual or agency requiring such services with the responsibility of reimbursing the City such fees as are assessed by outside agencies and direct costs incurred in connection therewith, including but not limited to the following:

1. Fees assessed to the City for legal publications of necessary documents.

2. Fees assessed to the City for filing of necessary documents with the Register of Deeds.

Adopted by the Governing Body this 21st day of February, 1978.

Eugene E. Alt
Eugene E. Alt, Mayor

Attest:

J. Oberlander, City Clerk
RESOLUTION NO. 449

In September 1977, the Governing Body of the City of Leawood authorized the firm of Johnson, Brickell, Mulcahy and Associates to proceed with the task of preparing a Major Street Plan for the City of Leawood, and

WHEREAS, this Plan for the development and classification of new and existing streets within the City of Leawood has been deemed essential for the orderly growth of the City; and

WHEREAS, on January 24, 1978 a public hearing was held before the Leawood Plan Commission at which all interested parties were given the opportunity to give their input on the Plan; and

WHEREAS, the Plan Commission has adopted a resolution recommending approval of the Plan; and

WHEREAS, this Plan has been presented to the Public Safety and Public Works Commissions, and has received their review and approval,

NOW, THEREFORE, BE IT RESOLVED the Governing Body of the City of Leawood approves the Major Street Plan as an amendment and addition to the Leawood Comprehensive City Plan.

Adopted by the Governing Body this 21 day of February, 1978

Eugene E. Alt
Mayor

Oberlander
City Clerk
RESOLUTION NO. 450

The Leawood City Council, having reviewed the final plan for an office building located at the Southwest corner of College Boulevard and Roe Avenue (more commonly known as Leawood Country Manor) does find the following:

WHEREAS, the Leawood Plan Commission has determined that the final plan conforms to the requirements of Section 15-207 of the Model Zoning Code, 1973 edition, and

WHEREAS, Tract "A" of Leawood Country Manor on which this building shall be located, was zoned for Limited Office District use in 1976, and

WHEREAS, the developer has complied with all changes requested to the plan by the Plan Commission, and

WHEREAS, the Plan Commission has recommended favorable action on this matter

NOW, THEREFORE BE IT RESOLVED that the Leawood City Council does approve the final plan for an office building to be located on Tract "A" of Leawood Country Manor.

Adopted by the Governing Body this 6th day of March, 1978.

Attest: Oberlander, City Clerk

[Seal]

President of Council
RESOLUTION NO. 451

A RESOLUTION ADOPTING THE "PARK AND GREENWAY PLAN, 1978 EDITION" FOR USE BY THE CITY OF LEAWOOD.

WHEREAS, the City of Leawood has, at the request of the Governing Body, had prepared a document entitled "Park and Greenway Plan, 1978 Edition"; and

WHEREAS, said document is a valuable planning device that would be of assistance to the City Plan Commission, the City Council, and staff;

BE IT THEREFORE RESOLVED that the document described as "Park and Greenway Plan, 1978 Edition" be and the same is hereby adopted by reference by the Governing Body of the City of Leawood, Kansas.

Adopted by the Governing Body this 20th day of March, 1978.

(Signed)

Eugene P. Alt
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 452

A RESOLUTION RELATING TO THE IMPROVEMENT OF 123RD STREET WITHIN THE CITY OF LEAWOOD, KANSAS, AND FURTHER RELATING TO THE ACCEPTANCE OF PETITIONS FOR THE CREATION OF A SPECIAL IMPROVEMENT DISTRICT WITHIN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, Plaza Savings Association and Unified School District 229 of Johnson County, Kansas have petitioned the Governing Body of the City of Leawood pursuant to K.S.A. 12-6a01 et seq. and all acts amendatory and supplemental thereto, for the improvement of 123rd Street as follows:

The construction and improvement of 123rd Street from State Line Road, west approximately 3897 feet to the center line of Cherokee Street, in the City of Leawood, Kansas. The improvement will be a 68'4" divided roadway with a 15' median until the improvement reaches a point approximately 1500' west of State Line, where the road will narrow to a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities and sidewalks.

WHEREAS, the petitioners collectively are the owners of more than 51% of the property adjoining 123rd Street within the City of Leawood and extending for one thousand three hundred twenty (1,320) feet either side of the center line of said roadway; and

WHEREAS, the petitioners have agreed to provide all the necessary right-of-way and easements required for the proposed improvement project; and

WHEREAS, the Governing Body finds the petitions submitted by petitioners to be in conformity with K.S.A. 12-6a04(2);

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas:

Section One: That the Governing Body hereby finds and finally determines that it is advisable to make the following improvements:

The construction and improvement of 123rd Street from State Line Road, west approximately 3897 feet to the center line of Cherokee Street, in the City of Leawood, Kansas. The improvement will be a 68'4" divided roadway with a 15' median until the improvement reaches a point approximately 1500' west of State Line, where the road will narrow to a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities and sidewalks.
Section Two: That the estimated and probable cost of such improvement is Five Hundred Eighty-Five Thousand Dollars ($585,000.00), the entire cost of which will be borne by owners within the improvement district.

Section Three: The boundaries of the improvement district to be assessed are all that property extending from State Line Road on the east to the western boundary of the improved roadway and extending to a width of one thousand three hundred twenty (1,320) feet on each side of the center line of said 123rd Street, City of Leawood, Johnson County, Kansas.

Section Four: The costs assessed against the improvement district will be on the basis of five and one-half (5 1/2) cents per square foot for all private property within the district, property dedicated to public rights-of-way shall not be liable for such assessment. All said assessments shall be paid in the manner prescribed by K.S.A. 12-6a10 and all acts amendatory and supplemental thereto.

Section Five: The contract for construction of said improvement shall be in two separate bids. The first segment of the bid shall include the improvement from State Line Road, west a distance of 2150 feet. The second segment shall complete the improvement, for a distance of 1747 feet to the center line of Cherokee Street. A contract for engineering and design of the second segment shall be issued not later than 120 days after the acceptance of a bid or bids for the first segment of the improvement.

Section Six: That the advisability of the improvements set forth herein is hereby established without notice and hearing as authorized by K.S.A. 12-6a04 and all acts supplemental and amendatory thereto.

Adopted by the Governing Body this 20th day of March, 1978, to be effective March 21, 1978.

(S E A L)

Eugene E. Alt
Mayor

Attest:

J. Oberlander  City Clerk
RESOLUTION NO. 453

A RESOLUTION ORDERING THE IMPROVEMENT OF 123RD STREET IN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, a petition has been filed with the City Clerk by Plaza Savings Association and Unified School District 229 of Johnson County, Kansas proposing the following improvements:

The construction and improvement of 123rd Street from State Line Road, west approximately 3897 feet to the center line of Cherokee Street, in the City of Leawood, Kansas. The improvement will be a 68'4" divided roadway with a 15' median until the improvement reaches a point approximately 1500' west of State Line, where the road will narrow to a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities and sidewalks.

WHEREAS, said Governing Body finds and determines the improvements to be advisable and the petition to be in compliance with applicable statutes;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that the following improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body:

The construction and improvement of 123rd Street from State Line Road, west approximately 3897 feet to the center line of Cherokee Street, in the City of Leawood, Kansas. The improvement will be a 68'4" divided roadway with a 15' median until the improvement reaches a point approximately 1500' west of State Line, where the road will narrow to a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities and sidewalks.

The boundaries of the improvement district to be assessed are all that property extending from State Line Road on the east to the western boundary of the improved roadway and extending to a width of one thousand three hundred twenty (1,320) feet on each side of the center line of said 123rd Street, City of Leawood, Johnson County, Kansas.

The estimated and probable cost of such improvement is Five Hundred Eighty-Five Thousand Dollars ($585,000), the entire cost of which will be borne by owners within the improvement district.

The costs assessed against the improvement district will be on the basis of five and one-half (5 1/2) cents per square foot for all private property within the district. Property dedicated to public rights-of-way...
shall not be liable for such assessment. The petitioners shall provide all necessary permanent rights-of-way and easements at no cost to the improvement district.

The apportionment of costs between the improvement district shall be one hundred (100) percent to the improvement district and none to the City at large.

That the Governing Body authorize its consulting engineers to proceed with the plans and specifications for such roadway improvement and the advertisement of bids thereon. Plans and specifications shall be prepared no later than September 20, 1978.

That the Governing Body be authorized to proceed only after separate action to issue such temporary notes for the purpose of providing interim financing of such proposed improvement project.

Adopted by the Governing Body this 20th day of March, 1978, to be effective March 21, 1978.

(S E A L)

Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 454

The Leawood City Council has considered the application for approval of the 1st plat of the Hunters Ridge Subdivision and does find the following:

WHEREAS the Leawood Plan Commission has reviewed and examined said plat for compliance with the Model Zoning Code and Subdivision Regulations, 1973 edition, and finds that it conforms in all respects, and

WHEREAS the developer has complied with all suggested changes and additions to the plat, and

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the 1st plat of the Hunters Ridge subdivision, contingent upon approval of street and storm drainage plans by the Assistant City Engineer.

Adopted by the Governing Body this 3rd day of April, 1978.

Eugene E. Alt, Mayor

J. Oberlander, City Clerk
RESOLUTION NO. 455

The Leawood City Council having reviewed the plat of Longwood Forest located at College Boulevard and Mission Road, does find the following:

WHEREAS, the Leawood Plan Commission has thoroughly studied said plat according to the terms of the 1978 Subdivision Regulations and does recommend approval; and

WHEREAS, the City Council has noted certain suggestions made by the Plan Commission regarding street and storm drainage improvements, and recognizes that equitable solutions to these suggestions have been reached by the developer and the City staff;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve the plat of Longwood Forest; and

BE IT FURTHER RESOLVED that the Policy Statement of the Leawood Plan Commission be attached hereto and incorporated by reference.

Adopted by the Governing Body this 17th day of April, 1978.

(S.E.A.L)

Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
POLICY STATEMENT

LEAWOOD PLAN COMMISSION

Longwood Forest Subdivision.

Among the requirements provided for in the 1978 Subdivision Regulations is the requirement that the developer shall make satisfactory arrangements to pay 50% of the cost to develop any arterial street which abuts the property being subdivided. In the case of Longwood Forest three streets are involved; existing Mission Road to the West of the subdivision, new Mission Road to the East of the subdivision and College Boulevard to the South. The Plan Commission feels that the requirement to improve all three of these thoroughfares is excessive. As an alternative proposal an agreement has been reached whereby the developer has agreed to improve all of College Boulevard as it abuts his property to a minimum 28 ft. width, with the possibility of it being built to a 41 ft width if adjacent property owners will participate.

In respect to the new alignment of Mission Road along the East boundary of this subdivision, the Plan Commission has reached an agreement with the developer whereby the necessary right of way will be deeded to the City in lieu of any responsibility of the present property owners, their heirs and assigns, on either side of this future thoroughfare, to participate in the initial construction of Mission Road, but not including subsequent repair, or any other work required on said street after its initial construction.

Further, it was agreed that covenants be attached to the land in Longwood Forest abutting new Mission Road; which would require those landowners to give non-monetary support to any future benefit district improving said road. These agreements were reached in an attempt to provide for the construction of a future roadway without placing undue hardship on those who dedicated right of way for said road.
RESOLUTION NO. 456

WHEREAS, certain publications are required by State Statute and by Ordinance; and

WHEREAS, the designation of the official City newspaper shall be made by resolution of the Governing Body at the organizational meeting on the first Monday of May in each year (Sec. 1-202, Revised Ordinances of the City of Leawood); and

WHEREAS, the City of Leawood, Kansas finds increasing need for prompt, regular publication of ordinances and legal notices; and

WHEREAS, it has been determined that THE JOHNSON COUNTY SUN and OLATHE DAILY NEWS meet all statutory requirements;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas does hereby designate THE JOHNSON COUNTY SUN and/or OLATHE DAILY NEWS as the official City newspapers for all documents requiring legal publication.

Adopted by the Governing Body this 1st day of May, 1978.

(S.E.A.D)
Eugene E. Alt
Mayor

Attest
J. Oberlander
City Clerk
RESOLUTION NO. 457

The Leawood City Council has considered the matter of construction standards for private streets and has made the following findings:

WHEREAS, private streets have heretofore been constructed in the City of Leawood which have not met the City's construction standards, and

WHEREAS, such streets create potentially hazardous traffic conditions due to inadequate width and sight distance, and

WHEREAS, below minimum construction of streets decreases the durability of driving surfaces, and

WHEREAS, certain legal restrictions are placed on public safety operations on private streets, limiting the effectiveness of police and fire protection,

NOW, THEREFORE, BE IT RESOLVED that all private streets constructed in the City of Leawood shall, hereafter, with the exception of right of way, be built to the street construction standards of Leawood, Kansas as adopted by Ordinance No. 558 of November 30, 1977.

BE IT FURTHER RESOLVED that all such private streets shall be accompanied by a Declaration of Public Safety affording to the City of Leawood, all rights in and to the use of said streets and sidewalks adjacent thereto, for the protection of the public health, public safety and general welfare.

Adopted by the Governing Body this 1st day of May, 1978.

(S E A L)

Attest:  

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 458

A RESOLUTION RELATING TO THE IMPROVEMENT OF 119TH STREET WITHIN THE CITY OF LEAWOOD, KANSAS, AND FURTHER RELATING TO THE ACCEPTANCE OF PETITIONS FOR THE CREATION OF A SPECIAL IMPROVEMENT DISTRICT WITHIN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, Capital Funds, Inc. and James Callaway Garland, James C. Garland, Marcelle C. Garland, Nancy Garland Robertson, and John H. Moffitt have petitioned the Governing Body of the City of Leawood pursuant to K.S.A. 12-6a01 et. seq. and all acts amendatory and supplemental thereto, for the improvement of 119th Street as follows:

The construction and improvement of 119th Street between the present end of the improvement West of Ensley and Mission Road, a distance of 1960 feet, in the City of Leawood, Kansas. The improvement will be a 36 foot roadway in width, back to back with curb, inclusive of storm drainage facilities, utility relocation, and Mission Road intersection improvements;

WHEREAS, the petitioners collectively are the owners of more than 51% of the property adjoining 119th Street within the City of Leawood and extending for one thousand three hundred twenty (1,320) feet either side of the center line of said roadway; and

WHEREAS, the petitioners have agreed to provide all the necessary right-of-way and easements required for the proposed improvement project; and

WHEREAS, the Governing Body finds the petition submitted by petitioners to be in conformity with K.S.A. 12-6a04(2);

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas:

Section One: The the Governing Body hereby finds and finally determines that it is advisable to make the following improvements:

The construction and improvement of 119th Street between the present end of the improvement West of Ensley and Mission Road, a distance of 1960 feet, in the City of Leawood, Kansas. The improvement will be a 36 foot roadway in width, back to back with curb, inclusive of storm drainage facilities, utility relocation, and Mission Road intersection improvements;

Section Two: That the estimated and probable cost of such improvement is Two Hundred Forty-Six Thousand Four Hundred Dollars ($246,400.00), the entire cost of which will be borne by owners within the improvement district.

Section Three: The boundaries of the improvement district to be assessed are all that property extending from Cherokee Street on the east to the western boundary of the improved roadway and extending to a width of one thousand three
hundred twenty (1,320) feet on each side of the center line of said 119th Street, City of Leawood, Johnson County, Kansas.

Section Four: The cost assessed against the improvement district will be on the basis of four and three-quarters (4.75) cents per square foot for all private property within the district, property dedicated to public rights-of-way shall not be liable for such assessment. All said assessments shall be paid in the manner prescribed by K.S.A. 12-6a10 and all acts amendatory and supplemental thereto.

Section Five: The proposed apportionment of costs between the improvement district and The City at large is 95% to be assessed against the improvement district and 5% to be paid by the City at large.

Section Six: That the advisability of the improvements set forth herein is hereby established without notice and hearing as authorized by K.S.A. 12-6a04 and all acts supplemental and amendatory thereto.

Adopted by the Governing Body this 1st day of May, 1978.

(SEL)

Eugene E. Alt Mayor

Attest:

J. Oberlander City Clerk
RESOLUTION NO. 459

A RESOLUTION ORDERING THE IMPROVEMENT OF 119TH STREET IN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, a petition has been filed with the City Clerk by Capital Funds, Inc. and James Callaway Garland, James C. Garland, Marcelle C. Garland, Nancy Garland Robertson, and John H. Moffitt proposing the following improvements:

- The construction and improvement of 119th Street between the present end of the improvement West of Ensley and Mission Road, a distance of 1960 feet, in the City of Leawood, Kansas. The improvement will be a 36 foot roadway in width, back to back with curb, inclusive of storm drainage facilities, utility relocation, and Mission Road intersection improvements;

WHEREAS, said Governing Body finds and determines the improvements to be advisable and the petition to be in compliance with applicable statutes;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that the following improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body:

The construction and improvement of 119th Street between the present end of improvement West of Ensley and Mission Road, a distance of 1960 feet, in the City of Leawood, Kansas. The improvement will be a 36 foot roadway in width, back to back with curb, inclusive of storm drainage facilities, utility relocation, and Mission Road intersection improvements;

The boundaries of the improvement district to be assessed are all that property extending from Cherokee on the east to the western boundary of the improved roadway and extending to a width of one thousand three hundred twenty (1,320) feet on each side of the center line of said 119th Street, City of Leawood, Johnson County, Kansas.

The estimated and probable cost of such improvement is Two Hundred Forty-Six Thousand Four Hundred Dollars ($246,400.00), the entire cost of which will be borne by owners within the improvement district.

The costs assessed against the improvement district will be on the basis of four and three-quarters (4.75) cents per square foot for all private property within the district. Property dedicated to public rights-of-way shall not be liable for such assessment. The petitioners shall provide all necessary permanent rights-of-way and easements at no cost to the improvement district.

The apportionment of cost between the improvement district shall be ninety-five percent (95%) to the improvement district and five percent (5%) to the City at large.
That the Governing Body be authorized to proceed only after separate action to issue such temporary notes for the purpose of providing interim financing of such proposed improvement project.

Adopted by the Governing Body this 1st day of May, 1978.

Attest:

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 460

A RESOLUTION SETTING OUT FINDINGS AND DETERMINATIONS OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS ON THE NECESSITY AND ADVISABILITY OF IMPROVING THE INTERSECTION OF 95TH STREET AND MISSION ROAD WITHIN THE CITY OF LEAWOOD, KANSAS, TO WIT:

IMPROVING THE CONFIGURATION AND SIGNALIZATION OF THE INTERSECTION OF 95TH STREET AND MISSION ROAD, SUCH INTERSECTION BEING LOCATED PARTIALLY IN THE CITIES OF OVERLAND PARK, KANSAS, PRAIRIE VILLAGE, KANSAS, AND LEAWOOD, KANSAS.

PURSUANT TO K.S.A. 12-685, et seq.

WHEREAS, the City has made a study of the current conditions of the intersection of 95th Street and Mission Road, and determined that said intersection needs improvement; and

WHEREAS, said intersection of 95th Street and Mission Road is, by reason of the wear and tear of traffic, in a condition which requires improvement in order to insure smoother and safer passage of vehicular traffic through said intersection; and

WHEREAS, the Governing Body has determined said improvement to be necessary and advisable for the best interests of the City of Leawood.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

Section 1.

A. That the Governing Body of the City of Leawood, Kansas finds it necessary and advisable to improve the following intersection in the City of Leawood, Kansas, to wit: 95th and Mission Road.

Such improvement of 95th Street will extend from 200 feet west of Buena Vista Street on the west to Windsor Street on the east. The improvement of Mission Road will extend from 93rd Terrace on the north to 95th Terrace on the south. The improvement shall be inclusive of traffic signals, sidewalks and street lighting.

B. The total estimated and probable cost is One Million One Hundred Thousand Dollars ($1,100,000.00).
C. The improvement shall be of the configuration and signalization of the intersection of 95th Street and Mission Road and will involve:

95th Street from 200 feet west of Buena Vista Street on the west to Windsor Street on the east; and

Improvement of Mission Road from 93rd Terrace on the north to 95th Terrace on the south.

D. Allocation of the costs of such improvement will be as follows:

1. Johnson County, Kansas shall pay 50% of the local government unit's share of the cost of making such public improvement, inclusive of engineering fees, but exclusive of the cost of traffic signals, sidewalks, street lighting, legal expenses and right-of-way acquisition.

2. The balance of the costs, exclusive of traffic signals, shall be paid by the City of Overland Park, the City of Prairie Village, and the City of Leawood, according to the approximate percentages hereafter set out:

   (a) City of Overland Park 52%
   (b) City of Prairie Village 15%
   (c) City of Leawood 33%

Exact percentages shall be determined by the project engineer following project completion and certification.

E. The City of Leawood shall pay its portion of such improvement costs by means of the issuance of general improvement bonds of the City, said bonds to be payable at such time as the Governing Body by ordinance may provide, pursuant to K.S.A. 12-685, et seq.

F. The City Clerk of the City of Leawood be, and she is hereby directed to publish this resolution in the official city newspaper of the City of Leawood, Kansas, a twice weekly newspaper, for two consecutive weeks, as provided by law.

G. If, within thirty days of the last publication of said resolution, there shall be filed in the Office of the City Clerk, not later than 5:00 P.M. on the last day, a protest signed by qualified electors equal in number to not less than ten percent of the electors who voted at the last preceding regular city election as shown by the poll books, an election shall be called
and held within ninety days after the last publication of the resolution or at the next city election if held within that time. The signatures to the protest need not all be appended to one paper, but each signer shall add to his signature his place of residence, giving the street and number. One of the signers of each such paper shall make oath before an officer competent to administer oaths, that each signature to the paper appended is a genuine signature of the person whose name it purports to be. The election procedure shall be substantially as provided for bond elections in K.S.A. 12-120 and amendments thereto. If no protest or no sufficient protest is filed, or if an election is held and the proposition carries by a majority of those voting thereon at the election, the Governing Body shall by ordinance provide for the improvement hereinbefore described.

PASSED AND APPROVED BY THE CITY OF LEAWOOD, KANSAS on the 1st day of May, 1978.

Eugene E. Alt
MAYOR EUGENE E. ALT

ATTEST:

City Clerk
be done now. Councilman Crippin reported it had become necessary to repair the street and there were two alternatives (1) to provide permanent repairs estimated to cost $20,000, and (2) temporary improvement which would last two to three years at a cost in the vicinity of $7,400. He said the Public Works Commission felt the $7,400 solution would be a better one in light of the fact that a subdivision in Overland Park was currently under construction and heavy equipment was using the area, and realizing that some time in the future Mission Road would pass under I-435. On recommendation of the Public Works Commission, Councilman Crippin moved that the City have plans drawn, etc. and bids obtained for repairing the street, not to exceed a cost of $7,400; seconded by Councilman Hodes. There was discussion that Leawood by agreement was responsible for maintenance of the whole street in that area. Councilman Wise had reservations about the project on the basis of priorities; she said there were streets in need of repair and that section was used by very few people. Councilman Roberts said he had viewed the area and there was no question in his mind from a safety standpoint that the street needed immediate repair. Councilman Wise asked if the drainage problems causing the problem would happen again. Councilman Hodes said there was a pipe that needed to be opened up and it would be ditched to drain properly. Councilman Crippin said there still was the opportunity for this same thing to happen again. There was discussion that cost of manpower of the Public Works Department was not included in the estimate. Councilman Lyons said it seemed the reason Mission Road was torn up was because of work contractors did to the west; he wondered if the contractor ever put the road back the way it was. Councilman Roberts said the worst part of the roadway was on the east side, not on the west side where the construction was. There was discussion that under the new subdivision regulations developers would be responsible for all bordering streets. Motion carried, Councilman Lyons opposed.

Resolution No. 461 - Providing for Additional Street Lights - Leawood South: Councilman Hodes reported that in 1976 the Council authorized the Mayor to sign a work order with Kansas City Power & Light Company calling for ten additional street lights in Leawood South, in the meantime there was no ordinance, the work order was lost, and it was now necessary to reinstate the motion authorizing the Mayor to sign. On motion by Councilman Hodes, seconded by Councilman Wise, the following resolution was adopted:

RESOLUTION NO. 461

BE IT RESOLVED that the Mayor be authorized to sign Work Orders 1 and 2 under Ordinance No. 563 providing for ten additional street lights in the City of Leawood, Kansas, to be paid for from the City's reserve fund with the Kansas City Power and Light Co. (Leawood South)
WHEREAS, information has been received that the Johnson County Commissioners are anticipating assuming the operation of certain Type II Rescue Units within the County during the year 1979; and

WHEREAS, this information indicates that the Johnson County Commissioners are anticipating the same action regarding other Type II Rescue Units during the year 1980; and

WHEREAS, the City of Leawood, Kansas has in operation two such Type II Rescue Units which are combined with the operation of the City's Fire Department; and

WHEREAS, the cost of these Type Units to the City of Leawood, Kansas is nominal due to their operation within the Fire Department, and the utilization of volunteer firefighters as emergency medical technicians, and the paid firefighters as both firefighters and emergency medical technicians; thus eliminating the necessity of providing separate personnel and housing facilities; and

WHEREAS, the Johnson County Commissioners have the means by which they can levy one mill County-wide to support the operation of such Type II Rescue Units; and

WHEREAS, such a levy would unfairly burden the citizens of the City of Leawood, Kansas with the expense of operating Type II Units for other than the City of Leawood, Kansas as well as their own service; and

WHEREAS, the present Leawood Fire Department Type II Rescue Units can respond much more expeditiously and efficiently than any other such Type Units in the County;

NOW, THEREFORE, BE RESOLVED that the City Council of the City of Leawood, Kansas go on record as objecting to any tax levy against the citizens of the City of Leawood, Kansas for the purpose of operating any Type II Rescue Units outside the City of Leawood, Kansas.

Adopted by the Governing Body this 15th day of May, 1978.

Eugene E. Alt
Mayor

Eberlander
City Clerk
RESOLUTION NO. 463

A RESOLUTION STATING THE POSITION OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS WITH REFERENCE TO A PETITION NOW PENDING BEFORE THE BOARD OF COUNTY COMMISSIONERS OF JOHNSON COUNTY, KANSAS FOR INCORPORATION OF THE CITY OF STANLEY AS A THIRD CLASS CITY.

WHEREAS, Stanley has filed a petition with the Board of County Commissioners of Johnson County, Kansas to incorporate as a third class city; and

WHEREAS, the proposed boundaries for the City of Stanley, Kansas include some eight thousand acres of undeveloped and in some instances unplatted land which extend as far east as State Line Road and would be directly adjacent to the southern boundary of the City of Leawood; and

WHEREAS, the City of Leawood favors the orderly growth of population and services for the areas to the south of the present City boundary on 156th Street, regardless of what city expands its boundaries to absorb such growth;

NOW THEREFORE, the Governing Body of the City of Leawood takes the following position with reference to the incorporation of Stanley:

1. The Governing Body opposes the proposed incorporation in its present magnitude. The proposed incorporation is attempting to accomplish, by one legal procedure, what could not be accomplished by the proper legal procedure, namely annexation.

2. The Governing Body would not oppose the incorporation of the City of Stanley in a much more limited size that would have some reasonable prospect for the offering of complete city and public services.

3. That the natural evolution of the area to the south of the City of Leawood, the desires of the citizens living in the area, and the capabilities of a city to provide full services should determine future expansion in the area by any city.
4. That the City of Leawood has always considered the desires of the citizens residing in an unincorporated area as a paramount factor in the annexation process and would continue to be receptive to the desires of citizens adjacent to the southern boundary of the City of Leawood who would prefer Leawood as a source of their local government.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that they oppose the petition to incorporate the Stanley area with regard to its proposed boundaries and would respectfully request that the Board of County Commissioners deny the petition for incorporation.

Adopted by the Governing Body this 19th day of June, 1978.

(S E A L)

Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 464

The need for a reserve fund for public land acquisition and maintenance of park and recreation facilities having become apparent, the Leawood City Council does propose the following resolution.

WHEREAS, adequate funds having heretofore been budgeted for Recreation Commission Budget outside the "tax lid"; and

WHEREAS, it is the opinion of the Governing Body that this fund should be considered as part of the City's operating budget, and controlled in that manner;

NOW, THEREFORE, BE IT RESOLVED that a Reserve Fund for Acquisition of Public Land and Maintenance of Park and Recreation Facilities be established in accordance with the Home Rule of the Kansas Constitution for the purpose of acquisition of public land, renovation, replacement and addition to park and recreation facilities.

Adopted by the Governing Body this 17th day of July, 1978.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 465

The Governing Body of the City of Leawood, Kansas, has considered the matter of septic tank installation within the corporate boundary of the City of Leawood, and determines that it is necessary to establish the following policy:

WHEREAS, there are areas within the City of Leawood, not currently served by a sanitary sewer system, in which large residential developments are underway or imminent; and

WHEREAS, the large scale permanent installation of septic tanks in these areas poses a potential hazard to the public health and welfare over the long term; and

WHEREAS, among the alternatives to individual septic systems is the installation of sanitary sewer lines in connection with treatment facilities; and

WHEREAS, in order for newly developing areas to be served by a sanitary sewer system, sewer districts should be formed where at all possible prior to platting; and

WHEREAS, the Public Works, City Plan Commission and Special Sewer Committee have recommended that the continued proliferation of septic tanks is not in the best interests of the public, and that it is desirable to create sewer districts to serve these areas;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, will hereafter require that all subdivision plats under consideration for approval provide for the installation of lateral sanitary sewer lines, these lines to be connected at the earliest possible time to a main sewer line constructed by and connected to treatment facilities of Johnson County, Kansas; and

BE IT FURTHER RESOLVED that new subdivision plats which contemplate septic systems may be approved on a temporary basis only after provisions for connection to a permanent sewer system are specifically provided for.

Adopted by the Governing Body this 17th day of July, 1978.

Eugene E. Alt  
Mayor

Oberlander  
City Clerk
The Leawood City Council has considered the matter of septic tank installation within the corporate boundary of the City of Leawood, and hereby establishes the following policy:

WHEREAS there are areas within the City of Leawood, not currently served by a sanitary sewer system, in which large residential developments are underway or imminent, and

WHEREAS the large scale permanent installation of septic tanks in these areas poses a potential hazard to the public health and welfare over the long term, and

WHEREAS among the alternatives to individual septic systems is the installation of sanitary sewer lines in connection with treatment facilities, and

WHEREAS, in order for newly developing areas to be served by a sanitary sewer system, sewer districts should be formed prior to platting, and

WHEREAS, the Public Works, City Planning Commission, and Special Sewer Committee have recommended that the continued proliferation of septic tanks is not in the best interests of the public, and that it is desirable to create sewer districts to serve these areas.

NOW, THEREFORE, BE IT RESOLVED, the Leawood City Council will hereafter require that all subdivision plats under consideration for approval provide for the installation of lateral sanitary sewer lines, these lines to be connected at the earliest possible time to a sewer main constructed by and connected to treatment facilities of Johnson County, Kansas. Be it further resolved that these same areas may be served on a temporary basis by septic systems installed to meet the criteria as established by the Johnson County Health Department.

Adopted by the Governing Body this 17th day of July, 1978.

Attest:

J. Oberlander
City Clerk

Eugene E. Alt
Mayor
WHEREAS, the City of Leawood has conducted a salary survey and determined appropriate wage and salary ranges for the various positions within the City; and

WHEREAS, a salary and wage schedule has been prepared providing minimum-maximum rates of pay with intermediate rates to which all positions of similar duties, responsibilities, complexities and requirements can be assigned a like pay range, thereby meeting the general merit principle of equal pay for equal work; and

WHEREAS, the various positions contained in the classified service, as provided in the uniform pay plan have been assigned pay ranges contained in the salary wage schedule of the pay plan commensurate with their duties and responsibilities;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Leawood, Kansas, effective July 1, 1978, hereby assigns applicable pay ranges and steps of the salary and wage schedule of the uniform pay plan to all positions provided for in the 1979 Budget of the City and hereby authorizes payment of the assigned ranges and rates effective July 1, 1978, except to those part-time positions within the Recreation Departments which shall be compensated through December 31, 1978, in accordance with the City ordinance governing salaries and wages for those positions and also for those additional positions as contained in the Proposed 1979 Budget for which the ranges and rates applicable thereto shall become effective January 1, 1979. Attached hereto and made a part of this Resolution is the list of authorized positions, their range number and the minimum and maximum rates of pay which may be paid for each pay range as authorized by the City Council.

Adopted by the Governing Body this 25th day of July, 1978.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
### CITY OF LEAWOOD
### CLASSIFICATION AND PAY SCHEDULE
### MINIMUM AND MAXIMUM RATES
### EFFECTIVE JULY 1 1978

<table>
<thead>
<tr>
<th>Range No.</th>
<th>Type of Employment</th>
<th>Number of Approved Positions</th>
<th>Position Classification</th>
<th>Minimum Rates</th>
<th>Maximum Rates</th>
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## CITY OF LEAWOOD
### CLASSIFICATION AND PAY SCHEDULE
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A RESOLUTION RELATING TO BENEFITS OBTAINABLE BY CITIES UNDER THE PROGRAM FOR FEDERAL AND STATE AID ON HIGHWAY CONSTRUCTION

Be it Resolved by the Governing Body of the City of Leawood:

That the Mayor and City Clerk are authorized and directed to execute for and on behalf of the City of Leawood, Kansas, Agreement No. 106-78 between the City and the Kansas Department of Transportation, giving the Secretary of Transportation of the State of Kansas authority to act for the City, and in its place and stead, to obtain for the City such benefits as are obtainable under the program of the Federal and State Aid Plan of Highway Construction, and obtain the benefits of such legislation for the City on the terms and conditions set forth in such agreement as may be prepared and approved by the Secretary of Transportation for the improvement:

Beginning on State Line Rd., 345 ft. south of centerline of traffic, 103rd St. and extending north to point 200 ft. north of centerline of 103rd St. Beginning on 103rd St., 180 ft. east of centerline of State Line Rd. and extending west to point 250 ft. west of the centerline of State Line Rd.

designated as a city connecting link on the State Highway System and known as Project No. 46 HHS 3151 (001).

Passed by the (Council)(Commission) this ___ day of Aug., 1978

(Approved)(Signed) Eugene E. Aitken, Mayor

(SEAL)
ATTEST: ____________
City Clerk
RESOLUTION NO. 468


WHEREAS, there comes on for consideration the matter of the proposed enlargement of State Line (123rd Street) Main Sewer District, Johnson County, Kansas, and the creation of Lateral Sewer District No. 2, the proposed outer boundaries of which are described on Exhibits A and B attached to this resolution; and

WHEREAS, the provisions of K.S.A. 19-2704(a) and any amendments thereto provide that when any such sewer district extends into the city limits of any incorporated city, the Board of County Commissioners shall not have the power to create or extend such sewer district within the city limits without the consent of the governing body of such city;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, that the said City does hereby consent to and approve the enlargement of the State Line (123rd Street) Main Sewer District, Johnson County, Kansas, and the creation of Lateral Sewer District No. 2.

Adopted by the Governing Body this 21st day of August, 1978.

(S.E.A.L.)

Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
LEGAL DESCRIPTION:
All that part of the SW Frac. ¼ of Section 23, and all that part of the S ½ of the SE¼ of Section 22, all in Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the East line of the SW Frac. ¼ of said Section 23, and 465 feet North of the Southeast corner of the N ½ of the SW Frac. ¼ of said Section 23; thence Westerly 148 feet; thence Southerly 541 feet, to a point on the North line of the S ½ of the SW Frac. ¼ of said Section 23 and 259 feet West of the Northeast corner thereof; thence Westerly, along the North line of the S ½ of the SW Frac. ¼ of said Section 23 to the Northeast corner thereof; thence continuing Westerly, along the North line of the S ½ of the SE¼ of said Section 22, to a point 1200 feet West of the East line thereof; thence Southerly, along a line 1200 feet West of and parallel to the East line of the SE¼ of said Section 22, a distance of 400 feet; thence Southeasterly to a point 900 feet West of the East line and 450 feet North of the South line of the SE¼ of said Section 22; thence Southerly, along a line 900 feet West of and parallel to the East line of the SE¼ of said Section 22, to a point on the South line thereof; thence Easterly, along the South line of the SE¼ of said Section 22, to the Southeast corner thereof; thence continuing Easterly along the South line of the SW Frac. ¼ of said Section 23, to the Southeast corner thereof; thence Northerly, along the East line of the SW Frac. ¼ of said Section 23 to the point of beginning.

PROJECT NO. 34774  DATE 8-11-78 BYTEB

PLAT AND LEGAL DESCRIPTION
FOR
PROPOSED
ENLARGEMENT OF
STATE LINE-123RD STREET MAIN SEWER DISTRICT
JOHNSON COUNTY, KANSAS

SHAFFER, KLINE & WARREN, P.A.
ENGINEERS-SURVEYORS
OVERLAND PARK, KANSAS
LEGAL DESCRIPTION:
All that part of the SW ¼ of Section 23 and all that part of the S ½ of the SE ¼ of Section 22, all in Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the East line of the SW ¼ of Section 23, and 465 feet North of the Southeast corner of the N ½ of the SW ¼ of said Section 23; thence N 64° 41' 0" N, a distance of 148 feet; thence S 13° 26' 30" W, a distance of 541 feet, to a point on the North line of the S ½ of the SW ¼ of said Section 23 and 258 feet West of the Northwest corner thereof; thence Westerly, along the North line of the S ½ of the SW ¼ of said Section 23; to a point 1200 feet West of the East line thereof; thence Southerly, along a line 1200 feet West of and parallel to the East line of the SE ¼ of said Section 22, a distance of 400 feet; thence Southwesterly to a point 900 feet West of the East line and 450 feet North of the South line of the SE ¼ of said Section 22; thence Southerly, along a line 900 feet West of and parallel to the East line of the SE ¼ of said Section 22; to a point on the South line thereof; thence Easterly, along the South line of the SE ¼ of said Section 22, to the Southeast corner thereof; thence continuing Easterly along the South line of the SW ¼ of said Section 23, to the Southeast corner thereof; thence North- easterly, along the East line of the SW ¼ of said Section 23, to the point of beginning.
RESOLUTION NO. 469

A RESOLUTION RELATING TO THE CONSENT OF THE CITY OF LEAWOOD, KANSAS, TO THE ENLARGEMENT OF BLUE RIVER SEWER SUB-DISTRICT NO. 5.

WHEREAS, it has been requested that there be an enlargement to Blue River Sub-District No. 5 and that a portion of the land included in this enlargement lies within the City of Leawood, Kansas; and

WHEREAS, the Governing Body of the City of Leawood, Kansas finds that by the provisions of K.S.A. 19-2788, and all supplements amendatory thereto, the consent of said City is necessary before the hereinafter described property can be included within the enlargement to Blue River Sewer Sub-District No. 5;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS that the City of Leawood, Kansas, does hereby consent to the inclusion of the property described on "Exhibit A" attached hereto in the enlargement to Blue River Sewer Sub-District No. 5.

Adopted by the Governing Body this 21st day of August, 1978.

(Signed)                  Eugene E. Alt
                           Mayor

Attest:                    
J. Oberlander
City Clerk

Eugene E. Alt
CERTIFICATE OF SURVEY

PORTION OF PROPOSED
ENLARGEMENT NO. 1
TO
BLUE RIVER SEWER SUB-DISTRICT NO. 5
JOHNSON COUNTY, KANSAS

LYING WITHIN THE BOUNDARIES
OF
THE CITY OF LEAWOOD, KANSAS

DESCRIPTION: Beginning at the Southeast corner of the Northwest ¼, of Section 9, Township 14 South, Range 25 East, Johnson County, Kansas; thence West along the South line of said Northwest ¼, to a point 230.0 feet East of the Southwest corner of said Northwest ¼; thence North, parallel to the West line of said Northwest ¼, a distance of 189.0 feet; thence West, parallel to the South line of said Northwest ¼, a distance of 230.0 feet to the West line of said Northwest ¼; thence North along the West line of said Northwest ¼, to the Northwest corner thereof, said corner being also the Southwest corner of Section 4, Township 14 South, Range 25 East, Johnson County, Kansas; thence North along the West line of said Section 4 to a point on the South line of the North ¼, of the North ¼, of the Southwest ¼ of said Section 4; thence East along said South line, 1,800.0 feet; thence South on a line parallel to the West line of said Section 4, to a point 1,100.0 feet North of the South line of said Section 4; thence East on a line parallel to the South line of said Section 4, to a point on the East line of the Southwest ¼, of said Section 4; thence South along said East line to the Southeast corner of said Southwest ¼, said corner being also the Northeast corner of the Northwest ¼ of Section 9, Township 14 South, Range 25 East; thence South along the East line of said Northwest ¼ to the point of beginning.

ALSO: Beginning at a point on the South line and 917.85 feet West of the Southeast corner of the Northeast ¼ of Section 9, Township 14 South, Range 25 East, Johnson County, Kansas; thence West along said South line, a distance of 660.0 feet; thence North on a line (which would, if extended, intersect the North line of said Northeast ¼ at a point 1,576.92 feet West of the Northeast corner thereof), a distance of 990.0 feet; thence East on a line parallel to the South line of said Northeast ¼, a distance of 660.0 feet; thence South, a distance of 990.0 feet to the point of beginning.

"EXHIBIT A"
DESCRIPTION: See attached sheet.

Sewer District within City of Leawood marked thus

P.O. Box 315
Shawnee Mission, Kansas 66201

Area Code 913/722-1220

PROPOSED
ENLARGEMENT NO. 1
TO
BLUE RIVER SEWER SUB-DISTRICT NO. 5
JOHNSON COUNTY, KANSAS

JULY 6, 1978

Revised August 10, 1978

CAMPBELL, BARBER, LAMBETH & ASSOCIATES, P.A.
CONSULTING ENGINEERS

8223 Slater
PO Box 315
Shawnee Mission, Kansas 66201

8-14-25

LOT

SUBD: Johnson County, Kansas

Scales: 1" = 2000'
RESOLUTION NO. 470

A RESOLUTION RELATING TO THE CONSENT OF THE CITY OF LEAWOOD, KANSAS, TO THE CREATION OF BLUE RIVER SEWER SUB-DISTRICT NO. 6.

WHEREAS, it has been requested that the hereinafter described real estate be established as a sewer and taxing district to be known as Blue River Sewer Sub-District No. 6; and

WHEREAS, the Governing Body of the City of Leawood, Kansas, finds that said real property is situated wholly within the boundaries of said City and that by the provisions of K.S.A. 19-2788, and all supplements amendatory thereto, consent of said City is necessary before said district can be created;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, that the City of Leawood, Kansas, does hereby consent to the creation and establishment of a sewer and taxing district to be known as Blue River Sewer Sub-District No. 6, the boundaries of which are set out on "Exhibit A" attached hereto and made a part hereof as if fully set out herein.

Adopted by the Governing Body this 21st day of August, 1978.

[Signature]
Eugene E. Alt
Mayor

[Signature]
J. Oberlander
City Clerk
BLUE RIVER SEWER SUB-DISTRICT NO. 6

DESCRIPTION: Beginning at the Southeast corner of Section 33, Township 13 South, Range 25 East, Johnson County, Kansas; thence West along the South line of said Section 33 to the East line of the West ¼ of the Southeast ¼ of said Section 33; thence North along said East line to the Southeast corner of the Southwest ¼ of the Northeast ¼ of said Section 33; thence North along the East line of said quarter-quarter section to the Northeast corner thereof; thence West along the North line of said quarter-quarter section to the North-South centerline of said Section 33; thence South along said North-South centerline to the South quarter corner of said Section 33, also being the North quarter-corner of Section 4, Township 14 South, Range 25 East, Johnson County, Kansas; thence East along the North line of said Section 4, a distance of 1,021 feet; thence North and parallel to the West line of the Northeast ¼ of said Section 4, to a point 895 feet North of the South line of the North ¼ of the Northeast ¼ of said Section 4; thence East and parallel to said South line, a distance of 341 feet; thence South and parallel to the West line of the Northeast ¼ of said Section 4, a distance of 895 feet to the South line of the Northeast ¼ of said Section 4; thence East along said South line to the East line of said Section 4, also being the West line of Section 3, Township 14 South, Range 25 East, Johnson County, Kansas; thence South along said West line to the West quarter-corner of said Section 3; thence East along the East-West centerline of said Section 3 to the center of said Section 3; thence North along the North-South centerline of said Section 3 to the South line of the Northeast ¼ of the Northwest ¼ of said Section 3; thence West along said South line to the East line of the West ¼ of the Northeast ¼ of the Northwest ¼ of said Section 3; thence North along said East line to the North line of said Section 3; thence West along said North line to the point of beginning.

"EXHIBIT A"

I HEREBY CERTIFY THAT THE ABOVE PLAT CORRECTLY PORTRAYS THE RESULTS OF A SURVEY OF THE ABOVE DESCRIBED PROPERTY.

SIGNED: ____________________________
P.C. ____________________________
D.

CAMPELL, BARBER, LAMBETH & ASSOCIATES, P.A.
CONSULTING ENGINEERS
6223 SLATER
P. O. BOX 315
SHAWNEE MISSION, KANSAS 66201
AREA CODE 212/722-1220

DATE: August 1, 1978
CAMPBELL, BARBER, LAMBETH & ASSOCIATES, P.A.
CONSULTING ENGINEERS

BLUE RIVER SEWER SUB-DISTRICT NO. 6

DESCRIPTION: See attached sheet

I HEREBY CERTIFY THAT THE ABOVE PLAT CORRECTLY PORTRAYS THE RESULTS OF A SURVEY OF THE ABOVE DESCRIBED PROPERTY.

P.C.
D. Schroeder
RESOLUTION NO. 471

The Leawood City Council has reviewed the replat of Brittany Court, a townhouse development located at 112th Street and Roe Avenue, and does resolve the following:

WHEREAS, the Leawood City Council previously approved the plat of Brittany Court; and

WHEREAS, the developer desires to include certain lot lines on the plat that were not shown on the original plat; and

WHEREAS, this action will not increase the density of the project, or the location of streets or utilities; and

WHEREAS, the Plan Commission has recommended the approval of this replat.

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve the replat of Brittany Court.

Adopted by the Governing Body this 5th day of September, 1978.

Eugene E. Alt
Mayor

[Signature]

Attest:

Oberlander
RESOLUTION NO. 472

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, CONSENTING TO THE ENLARGEMENT OF INDIAN CREEK SEWER SUB-DISTRICT NO. 5 AND INDIAN CREEK MAIN SEWER DISTRICT NO. 1, JOHNSON COUNTY, KANSAS:

WHEREAS, there comes on for consideration the matter of the enlargement of Indian Creek Sewer Sub-District No. 5 and Indian Creek Main Sewer District No. 1, Johnson County, Kansas by including therein property described on Exhibit A attached to this resolution; and

WHEREAS, the provisions of K.S.A. 19-2704(a) and any amendments thereto provide that when any such sewer district extends into the city limits of any incorporated city, the Board of County Commissioners shall not have the power to create or extend such sewer district within the city limits without the consent of the governing body of such city;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that the said City does hereby consent that the property described on Exhibit A be included within Indian Creek Sewer Sub-District No. 5 and Indian Creek Main Sewer District No. 1, Johnson County, Kansas.

Adopted by the Governing Body this 5th day of September, 1978.

(Signed)
Eugene E. Alt
Mayor

(Oberlander)
City Clerk
LEGAL DESCRIPTION:

All that part of Lots 24, 25 and 26, Block 1, LONGWOOD FOREST, A Subdivision of land in Johnson County, Kansas, more particularly described as follows: Beginning at a point on the East line of the SE¼ of Section 9, Township 13, Range 25, Johnson County, Kansas, and 1096.66 feet North of the South line thereof; thence Westerly, along a line 1096.66 feet North of and parallel to the South line of the SE¼ of said Section 9, to its intersection with the Northerly line of said Lot 24; thence Northeasterly and Easterly, along the Northerly line of said Lots 24, 25 and 26, to its intersection with the East line of the SE¼ of said Section 9; thence Southerly, along the East line of said Section 9, to the point of beginning.
RESOLUTION NO. 473

The City Council has reviewed and examined the plat for ROYSE a subdivision of land at approximately 12600 State Line Road, to be developed by Weldon B. Royse, WHEREAS the developer has submitted a preliminary plat designating 192 lots on approximately 80 acres, and

WHEREAS the submitted final plat involves the first phase of the development, including 33 lots, and

WHEREAS the Plan Commission and its staff have reviewed the plat and have found it to be in compliance with the 1978 Zoning Code and Subdivision Regulations, and

WHEREAS sanitary sewers are being provided for all lots, as well as all other public improvements,

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council does approve the first plat of the subdivision named ROYSE.

Eugene E. Alt, Mayor

Attest: Oberlander, City Clerk

DATE - October 2, 1978
The Leawood City Council has considered the request of E.O. Bopp for approval of the Second Plat of Leawood Meadows.

WHEREAS, all requirements have been satisfied by the applicant; and

WHEREAS, the developer has included this subdivision in a sewer district and has agreed to install sanitary sewer lines; and

WHEREAS, septic tanks may be used as interim sanitary sewage treatment as approved by the County until such time as a treatment facility is constructed; and

WHEREAS, approval of this plat has been recommended by the Leawood Plan Commission;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve this plat.

Adopted by the Governing Body this 16th day of October, 1978.

(S E A L)

Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
A RESOLUTION ESTABLISHING INTERLOCAL COOPERATION

WHEREAS, the City of Leawood, Kansas operates within a complex of governmental entities at the federal, state, regional and local levels; and

WHEREAS, the City of Leawood is dependent upon other governmental units for health and social welfare services, schools, libraries, elections, transportation, water supply, and to some extent jails, sewers, parks and recreation; and

WHEREAS, the State Legislature several years ago authorized interlocal cooperative arrangements (K.S.A. 12-2901 et seq) and this law has been amended several times to broaden the areas of cooperation; and

WHEREAS, one of the most important current statewide and national trends in local government is toward greater interlocal cooperation - a concept supported by the League of Kansas Municipalities and the Kansas Association of Counties; and

WHEREAS, the Governing Body of the City of Leawood created the Intergovernmental Cooperation and Community Affairs Committee to provide guidance, advice, and direction to the Governing Body on prospective intergovernmental arrangements that may be considered by the Governing Body on behalf of the City; primary emphasis being on intercity, county, and state projects and legislative matters; and

WHEREAS, rising costs, shrinking revenues, increasing local demands, and growing federal and state mandates encourage local governments to explore further cooperative arrangements with a view to improving public services;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas hereby formally commits itself to a public policy of intergovernmental cooperation as an approach to improving the delivery of public services and the administration of public affairs; and

BE IT FURTHER RESOLVED that the Mayor is hereby requested to send a copy of this resolution to the mayors or chairmen of other local governing bodies in Johnson County.

Adopted by the Governing Body this 6th day of November, 1978.

Attest: 

Eugene E. Alt
Mayor

Oberlander
City Clerk
RESOLUTION NO. 476

A RESOLUTION ESTABLISHING STOP SIGNS AT THE FOLLOWING LOCATIONS WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along 98th Street from Lee Boulevard to Ensley Lane and along 97th Place from Ensley Lane to Mission Road, performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that there is a need for a stop sign at the following locations:

- For northbound traffic on Belinder at 98th Street
- For southbound traffic on Belinder at 98th Street
- For northbound traffic on Ensley Lane at 98th Street
- For northbound traffic on Cherokee at 97th Place
- For northbound traffic on Wenonga at 97th Place
- For northbound traffic on Mohawk at 97th Place

NOW, THEREFORE, BE IT RESOLVED that a stop sign be placed at each location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" sign at these locations; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 20th day of November, 1978.

(Signed) Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 477

WHEREAS, the Marsha Bagby School has been in existence as a learning institution since 1958; and

WHEREAS, said school does serve and has served the community in which it is located as an educational facility of the highest quality; and

WHEREAS, it currently appears that the best interest of Leawood will be served by Marsha Bagby School remaining open and continuing and remaining as a viable part of the Shawnee Mission School District;

NOW, THEREFORE, BE IT RESOLVED, until such time as the closing of Marsha Bagby School can be shown to not have a detrimental effect on the citizens of Leawood, the Governing Body of the City of Leawood, Kansas, is opposed to the closing of Marsha Bagby School as an elementary educational center in the Shawnee Mission School District.

Adopted by the Governing Body this 4th day of December, 1978.

(S.E.A.

Eugene E. Alt Mayor

Attest:

Oberlander City Clerk
RESOLUTION NO. 478

A RESOLUTION ESTABLISHING STOP SIGNS AT THE FOLLOWING LOCATIONS WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along 120th Terrace from State Line Road to High Drive, performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that there is a need for a STOP SIGN at the following locations:

For Westbound traffic on 120th Terrace at High Drive
For Eastbound traffic on Belinder at High Drive
For Northbound traffic on 121st Street at 120th Terrace
For Southbound traffic on Overbrook at 120th Terrace

NOW, THEREFORE, BE IT RESOLVED that a stop sign be placed at each location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" sign at these locations; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 18th day of December, 1978.

(S. E. A. L.)

Attest:

City Clerk

Kent E. Crippin, President of Council
RESOLUTION NO. 479

The Leawood City Council has considered the Fourth Plat of Oxford Hills located at 121st and Mission Road, and resolves the following:

WHEREAS the Garland Development Company has submitted this as a part of a larger area including Oxford Hills Plats, I, II & III, and

WHEREAS the applicant has satisfactorily followed the requirements of the Leawood Model Zoning Code and Subdivision regulations, and

WHEREAS the final engineering plans for the subdivision have been approved by the City's Consulting Engineers, and

WHEREAS the Leawood Plan Commission recommends approval of this plat to the City Council

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council approves the Fourth Plat of Oxford Hills.

Eugene E. Alt, Mayor

Attest: Oberlander, City Clerk

Dated: January 2, 1979
WHEREAS, the City of Leawood is the only city of its size in the State of Kansas without either a state or national bank within its city limits; and

WHEREAS, there has been introduced in the current legislative session a bill which would enable banks within the county to open facilities in the City of Leawood; and

WHEREAS, the introduction into the City of Leawood of banking facilities would benefit the City in a number of ways, including the broadening of the tax base, stimulation of other commercial development and the providing of convenient banking services within the City;

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood does hereby support and endorse the legislation now pending before the State legislature which would enable banks within the County to open facilities in the City of Leawood.

Adopted by the Governing Body this 15th day of January, 1979.

Eugene E. Alt, Mayor

J. Oberlander, City Clerk
RESOLUTION NO. 481

Now on this 15th day of January, 1979, comes on before the Governing Body of the City of Leawood, Kansas, the matter extending Temporary Note 78-1. Note 78-1 is in the amount of $250,000.00 and relates to Project 78-1, the improvement of 123rd Street in the City of Leawood. Said note matured on January 3, 1979, and is held by Johnson County National Bank and Trust Company.

The City Attorney advised the Governing Body that Johnson County National Bank and Trust Company has agreed to extend for six months said note at an interest rate of five and one-half percent per annum. The present interest being paid on said note is five and one-fourth percent per annum.

Upon motion duly made, seconded and passed, a majority of the Governing Body being present and participating, it was therefore:

RESOLVED, that interest in the amount of five and one-fourth percent per annum for the original period of said $250,000.00 promissory note 78-1 be paid, and that Temporary Note 78-1 be extended for six months, and that interest be payable on said note at the rate of five and one-half percent per annum from and after January 3, 1979 to the extended date of maturity of July 3, 1979.

Adopted by the Governing Body this 15 day of January, 1979.

Eugene E. Alt, Mayor

J. Oberlander, City Clerk
RESOLUTION NO. 482

Now on this 15th day of January, 1979, comes on before the Governing Body of the City of Leawood, Kansas, the matter extending Temporary Note 78-2. Note 78-2 is in the amount of $200,000.00 and relates to Benefit District 78-2, the improvement of 119th Street in the City of Leawood. Said note matured on January 3, 1979, and is held by Southgate State Bank.

The City Attorney advised the Governing Body that Southgate State Bank has agreed to extend for nine months said note at an interest rate of five and one-half percent per annum. The present interest rate being paid on said note is five and one-fourth percent per annum.

Upon motion duly made, seconded and passed, a majority of the Governing Body being present and participating, it was therefore:

RESOLVED, that interest in the amount of five and one-fourth percent per annum for the original period of said $200,000 promissory note 78-2 be paid, and that Temporary Note 78-2 be extended for nine months, and that interest be payable on said note at the rate of five and one-half percent per annum from and after January 3, 1979 to the extended date of maturity of October 3, 1979.

Adopted by the Governing Body this 15 day of January, 1979.

Eugene F. Alt, Mayor

ATTEST:

J. Oberlander, City Clerk
RESOLUTION NO. 483

The Leawood City Council has considered the plat of Leawood Village, at College Boulevard and Delmar, and resolves the following:

WHEREAS the builder, Kraft Building Company, has followed the requirements of the 1978 Model Zoning Code and Subdivision regulations, and

WHEREAS the Leawood Plan Commission has recommended certain omissions or changes, namely, to waive requirements for sidewalks in this subdivision and reduction of setbacks in certain instances, and

WHEREAS the developer has agreed to comply with all suggested changes and additions,

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council does approve this plat of Leawood Village.

Attest:

Eugene E. Alt, Mayor

City Clerk

Dated: February 5, 1979
WHEREAS, the City of Leawood has conducted a salary survey and reviewed the wage and salary ranges for the various positions within the City; and

WHEREAS, the various positions contained in the classified service, as provided in the uniform pay plan have been revised and assigned pay ranges contained in the salary wage schedule of the pay plan commensurate with their duties and responsibilities;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Leawood, Kansas, effective January 1, 1979, hereby assigns applicable pay ranges and steps of the salary and wage schedule of the uniform pay plan to all positions provided for in the 1979 Budget of the City and hereby authorizes payment of the assigned ranges and rates effective January 1, 1979. Attached hereto and made a part of this Resolution is the list of authorized positions, their range number and the minimum and maximum rates of pay which may be paid for each pay range as authorized by the City Council.

Adopted by the Governing Body this 5th day of February, 1979.

(S.E.A. L.)
Eugene E. Alt
Mayor

Attest:
J. Oberlander
City Clerk
## CITY OF LEAWOOD
### CLASSIFICATION AND PAY SCHEDULE
#### MINIMUM AND MAXIMUM RATES
##### EFFECTIVE JANUARY 1, 1979

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RESOLUTION No. 485

WHEREAS, the City Council of the City of Leawood, Kansas is the Governing Body of the Leawood Sewer System, which system is generally geographically situated North of I-435 in the City of Leawood, Kansas; and

WHEREAS, the Governing Body of the City of Leawood is also concerned about the future growth and development of the southern portion of the City which extends generally south from I-435; and

WHEREAS, the City of Leawood has closely examined a joint resolution proposed by Kansas City, Missouri and the Board of County Commissioners of Johnson County, Kansas, which resolution would affect both the proposed improvements to the existing Leawood Sewer System and the future growth and development of the undeveloped southern portions of the City; and

WHEREAS, the Governing Body makes the following findings and conclusions with reference to the joint resolution between Kansas City, Missouri and the Board of County Commissioners of Johnson County, Kansas:

1. The City of Leawood generally supports the effort embodied in the joint resolution between Kansas City, Missouri and Johnson County; wherein the parties make a good faith attempt to finally resolve their mutual waste water treatment problems; however, the City of Leawood cannot support the resolution as written even though the City has immediate and critical needs to have all matters pending between Johnson County and Kansas City concluded at the earliest moment.

2. That the joint resolution leaves unanswered several critical questions namely:

   A. If the main interceptor line proposed to be constructed by Kansas City, Missouri requires sizing which is beyond that allowed by the Environmental Protection Agency for grant eligibility, in such event who would be required to pay for the non-grant eligible portion of the interceptor line.
B. What will be the ultimate disposition of Tomahawk Basin waste water?

C. What will be the ultimate disposition of The Johnson County portion of Blue River Basin waste water?

NOW, THEREFORE, BE IT RESOLVED:

1. That despite the questions and problems raised above Johnson County, Kansas and Kansas City, Missouri should begin immediate negotiations in order to reach a final contract which shall be specific as to the basis of the charges to be levied by Kansas City, Missouri for the handling of waste water from Johnson County, Kansas. Such contractual agreement should be specific as to how and when the Indian Creek Plant would be phased out or modified and the effect of such action on the treatment of effluent from the rapidly expanding Tomahawk Basin watershed.

BE IT FURTHER RESOLVED that the grants for Leawood for the improvement of its Dykes Branch and James Branch be issued forthwith regardless of any delay in the final resolution of the Kansas City-Johnson County negotiations.

BE IT FURTHER RESOLVED that the grants to Kansas City, Missouri which will enable it to accommodate the supplementation of the Leawood Sewer System be issued forthwith.

BE IT FURTHER RESOLVED that the Board of County Commissioners of Johnson County, Kansas, the Environmental Protection Agency, and Kansas City, Missouri, and the States of Kansas and Missouri undertake immediately a study of the Blue River problem within the Tomahawk Basin and subsequently conduct a similar study with reference to the ultimate disposition of sewerage in the Blue River Basin.

PASSED AND APPROVED BY THE CITY OF LEAWOOD, KANSAS on the 5th day of February, 1979.

Eugene E. Alt

MAYOR EUGENE E. ALT

ATTEST:

[Signature]

City Clerk
RESOLUTION NO. 486

A RESOLUTION PERTAINING TO THE SALE AND DISPOSITION OF CERTAIN SURPLUS PARK PROPERTY IN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the City Park Commission has reviewed and studied for several years the question of disposing of certain small parks within the City of Leawood, Kansas; and

WHEREAS, after such study and review and public meetings of surrounding property owners the Park Commission has determined that it is in the best interest of the City to dispose of said surplus park land;

NOW, THEREFORE, BE IT RESOLVED, pursuant to K.S.A. 12-1301, that the City of Leawood, Kansas be and it is hereby authorized to sell the following described City parks:

81st St. and Manor Rd.; abutting Lots 103, 124, and 125; Leawood Subdivision;

88th St. and Meadow La., northeast corner, abutting Lots 625 and 410, Leawood Subdivision;

Between 92nd St. and 93rd St., Manor Rd. and Belinder, abutting Lots 553, 707, 706, 705, 704, 703, 702, 701, 700, 669, 668, 667,** 561, 560, 559, 558, 557, 555 and 554, Leawood Subdivision; and

BE IT FURTHER RESOLVED that the City of Leawood offer the above described park property at private sale to adjacent landowners for nominal consideration; and

BE IT FURTHER RESOLVED that the City of Leawood publish notice of its intent to sell the above described park property in the manner set forth above in the official City newspaper once each week for two consecutive weeks upon the same day of the week; and

BE IT FURTHER RESOLVED that if within thirty days from the date of the last publication of such notice there has not been filed with the City Clerk of the City of Leawood a protest signed by qualified electors of such City equal/number of not less than 10% of the electors who voted at the last preceding regular City election as shown by the poll books, then in such event, the City of Leawood may proceed with the sale and disposition of said park property; and

BE IT FURTHER RESOLVED that in the event such a petition is filed with the City Clerk within the time prescribed above, that no such sale or disposition shall be made until the Governing Body of the City of Leawood shall be instructed to do so by a majority of all of the votes cast on this

** 3/12/79 - discovered that these lots should be 689, 688, and 687; City Attorney advised that this is not a problem.
proposition at the regular City election on April 3, 1979, or such other special election as may be called by the City; and

BE IT FURTHER RESOLVED that when and if the Governing Body of the City of Leawood is authorized to sell and dispose of said park properties, that the City reserve unto itself sufficient sanitary sewer easements and storm drainage easements as may be necessary to protect the best interests of the City; and

BE IT FURTHER RESOLVED that any costs, including survey costs and legal costs involved in the disposition of said properties, be incurred by the City of Leawood.

Adopted by the Governing Body this 20th day of February, 1979.

Eugene E. Alt
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 487

(This Resolution rescinds Resolution No. 457, adopted May 1, 1978)

The Leawood City Council has considered the matter of construction standards for private streets and has made the following findings:

WHEREAS, private streets have heretofore been constructed in the City of Leawood which have not met the City's construction standards; and

WHEREAS, such streets create potentially hazardous traffic conditions due to inadequate width and sight distance; and

WHEREAS, below minimum construction of streets decreases the durability of driving surfaces; and

WHEREAS, certain legal restrictions are placed on public safety operations on private streets, limiting the effectiveness of police and fire protection;

NOW, THEREFORE, BE IT RESOLVED that all private streets constructed in the City of Leawood shall hereafter provide rights of way in addition to complying with the street construction standards of Leawood, Kansas, as adopted by the "Subdivision Regulations, City of Leawood, Final Revised Edition, January 16, 1978"; and

BE IT FURTHER RESOLVED that because this action does require changes or additions to the "Subdivision Regulations, City of Leawood, Final Revised Edition, January 16, 1978", the Plan Commission shall entertain the proper actions at the next regularly scheduled meeting.

Adopted by the Governing Body this 20th day of February, 1979.

/ (S E A L) /
Eugene E. Alt
Mayor

Attest:

J. Oberlander
City Clerk
A RESOLUTION RELATING TO THE IMPROVEMENT OF 123RD STREET FROM CHEROKEE TO MISSION ROAD AND MISSION ROAD FROM 119TH STREET TO 127TH STREET WITHIN THE CITY OF LEAWOOD, KANSAS, AND FURTHER RELATING TO THE ACCEPTANCE OF PETITIONS FOR THE CREATION OF A SPECIAL IMPROVEMENT DISTRICT WITHIN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the owners of a majority of the area sought to be included in the improvement district described herein, have petitioned the Governing Body of the City of Leawood, Kansas, pursuant to K.S.A. 12-6a01 et seq., and all acts amendatory and supplemental thereto, for the improvement of 123rd Street and the improvement of Mission Road as follows:

The construction and improvement of Mission Road from the centerline of 127th Street (the south line of Section 22-13-25) to the centerline of 119th Street (the north line of Section 22-13-25) a distance of 5,319 feet more or less, and the construction and improvement of 123rd Street from the centerline of Mission Road (west line of Section 22-13-25) to the centerline of Cherokee Lane as now established, a distance of 2,487 feet more or less or a total linear distance of 7,806 feet more or less. The improvement will be a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities, sidewalks, street lighting, and other appurtenances.

and

WHEREAS, the petitioners collectively are the owners of more than 51% of the property adjoining the portions of 123rd Street and Mission Road described above within the City of Leawood and extending for 1,320 feet each side of the centerline of said roadway; and

WHEREAS, the Governing Body finds the petitions submitted by petitioners to be in conformity of K.S.A. 12-6a04 (2);

NOW, THEREFORE, be it resolved by the Governing Body of the City of Leawood, Kansas:

Section 1. That the Governing Body hereby finds and finally determines that it is advisable to make the following improvements:
The construction and improvement of Mission Road from the centerline of 127th Street (the south line of Section 22-13-25) to the centerline of 119th Street (the north line of Section 22-13-25) a distance of 5,319 feet more or less, and the construction and improvement of 123rd Street from the centerline of Mission Road (west line of Section 22-13-25) to the centerline of Cherokee Lane as now established, a distance of 2,487 feet more or less or a total linear distance of 7,806 feet more or less. The improvement will be a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities, sidewalks, street lighting, and other appurtenances.

Section 2. That the estimated and probable cost of such improvement is $1,511,042.50, 93% of which will be borne by owners within the improvement district and 7% of which shall be paid by the city at large.

Section 3. The boundaries of the improvement district are specifically set out in Exhibit A attached hereto and made a part hereof as though fully set forth at length herein. Said boundaries extend to a width of 1,320 feet on each side of the centerline of 123rd Street and Mission Road as they are described in said exhibit.

Section 4. All property within the improvement district shall be assessed on an equal per square foot basis for all property within the district, except that property dedicated to public rights-of-way shall not be liable for such assessments. All said assessments shall be paid in the manner prescribed by K.S.A. 12-6a10 and all acts amendatory and supplemental thereto.

Section 5. The City of Leawood, Kansas shall be responsible for obtaining all construction and permanent rights-of-way and easements necessary and required for said improvement project and said easements and rights-of-way shall be obtained at the cost of the city at large.

Section 6. That the advisability of the improvements set forth herein is hereby established without notice and hearing as authorized by K.S.A. 12-6a04 and all acts supplemental and amendatory thereto.

ADOPTED BY THE GOVERNING BODY THIS 5th day of March, 1979,
to be effective as of the 9th day of March, 1979.

EUGENE E. ALT, Mayor of the City of Leawood, Kansas

ATTESTED:

J. Oberlander, City Clerk
RESOLUTION NO. 489

A RESOLUTION ORDERING THE IMPROVEMENT OF 123RD STREET FROM CHEROKEE TO MISSION ROAD AND MISSION ROAD FROM 119TH STREET TO 127TH STREET IN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, petitions have been filed with the City Clerk of the City of Leawood by the owners of a majority of the area sought to be included in the improvement district described herein, proposing the following improvements:

The construction and improvement of Mission Road from the centerline of 127th Street (the south line of Section 22-13-25) to the centerline of 119th Street (the north line of Section 22-13-25) a distance of 5,319 feet more or less, and the construction and improvement of 123rd Street from the centerline of Mission Road (west line of Section 22-13-25) to the centerline of Cherokee Lane as now established, a distance of 2,487 feet more or less or a total linear distance of 7,806 feet more or less. The improvement will be a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities, sidewalks, street lighting, and other appurtenances.

WHEREAS, the Governing Body of the City of Leawood, Kansas finds and determines the improvements to be advisable and the petitions to be in compliance with applicable statutes;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS that the following improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body of the City of Leawood, Kansas:

The construction and improvement of Mission Road from the centerline of 127th Street (the south line of Section 22-13-25) to the centerline of 119th Street (the north line of Section 22-13-25) a distance of 5,319 feet more or less, and the construction and improvement of 123rd Street from the centerline of Mission Road (west line of Section 22-13-25) to the centerline of Cherokee Lane as now established, a distance of 2,487 feet more or less or a total linear distance of 7,806 feet more or less. The improvement will be a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities, sidewalks, street lighting, and other appurtenances, as said improvements are specifically set out in the plans and specifications to be prepared by the Project Engineer.

The boundaries of the improvement district to be assessed are as shown on the attached plan which is marked as Exhibit A.
and made a part hereof as if fully set forth at length herein.
The district as shown will extend to a width of 1,320 feet on
each side of the centerline of the roadways to be improved.

The estimated and probable cost of such improvement is
$1,511,042.50, 93% of which will be borne by owners within the
improvement district and 7% of which shall be paid by the city
at large.

All property within the improvement district shall be as-
sessed on an equal per square foot basis for all property with-
in the district. Property dedicated to public rights-of-way
shall not be liable for such assessment. All necessary perma-
nent or construction rights-of-way or easements which have not
been previously dedicated to the city shall be obtained by the
city at the city's cost. The apportionment of cost between
the improvement district shall be 93% to the improvement district
and 7% to the city at large.

The Governing Body authorizes its Consulting Engineers to
proceed with the plans and specifications for such roadway
improvement and the advertisement of bids thereon. Plans and
specifications shall be prepared no later than May 1, 1979.

The Governing Body is authorized to issue such temporary
notes for the purpose of providing interim financing of such
improvement project as is deemed necessary after separate action
providing for the issuance of such notes.

ADOPTED BY THE GOVERNING BODY this 5th day of March, 1979,
to be effective March 9, 1979.

EUGENE E. ALT, Mayor of the
City of Leawood, Kansas

ATTEST:

J. Oberlander, City Clerk
RESOLUTION NO. 489

A RESOLUTION ORDERING THE IMPROVEMENT OF 123RD STREET FROM CHEROKEE TO MISSION ROAD AND MISSION ROAD FROM 119TH STREET TO 127TH STREET IN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, petitions have been filed with the City Clerk of the City of Leawood by the owners of a majority of the area sought to be included in the improvement district described herein, proposing the following improvements:

The construction and improvement of Mission Road from the centerline of 127th Street (the south line of Section 22-13-25) to the centerline of 119th Street (the north line of Section 22-13-25) a distance of 5,119 feet more or less, and the construction and improvement of 123rd Street from the centerline of Mission Road (west line of Section 22-13-25) to the centerline of Cherokee Lane as now established, a distance of 2,487 feet more or less or a total linear distance of 7,606 feet more or less. The improvement will be a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities, sidewalks, street lighting, and other appurtenances.

WHEREAS, the Governing Body of the City of Leawood, Kansas finds and determines the improvements to be advisable and the petitions to be in compliance with applicable statutes;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS that the following improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body of the City of Leawood, Kansas:

The construction and improvement of Mission Road from the centerline of 127th Street (the south line of Section 22-13-25) to the centerline of 119th Street (the north line of Section 22-13-25) a distance of 5,319 feet more or less, and the construction and improvement of 123rd Street from the centerline of Mission Road (west line of Section 22-13-25) to the centerline of Cherokee Lane as now established, a distance of 2,487 feet more or less or a total linear distance of 7,806 feet more or less. The improvement will be a 41' roadway in width, back to back of curb, all improvements to be inclusive of storm drainage facilities, sidewalks, street lighting, and other appurtenances, as said improvements are specifically set out in the plans and specifications to be prepared by the Project Engineer.

The boundaries of the improvement district to be assessed are as shown on the attached plan which is marked as Exhibit A.
and made a part hereof as if fully set forth at length herein. The district as shown will extend to a width of 1,320 feet on each side of the centerline of the roadways to be improved.

The estimated and probable cost of such improvement is $1,511,042.50, 93% of which will be borne by owners within the improvement district and 7% of which shall be paid by the city at large.

All property within the improvement district shall be assessed on an equal per square foot basis for all property within the district. Property dedicated to public rights-of-way shall not be liable for such assessment. All necessary permanent or construction rights-of-way or easements which have not been previously dedicated to the city shall be obtained by the city at the city's cost. The apportionment of cost between the improvement district shall be 93% to the improvement district and 7% to the city at large.

The Governing Body authorizes its Consulting Engineers to proceed with the plans and specifications for such roadway improvement and the advertisement of bids thereon. Plans and specifications shall be prepared no later than May 1, 1979.

The Governing Body is authorized to issue such temporary notes for the purpose of providing interim financing of such improvement project as is deemed necessary after separate action providing for the issuance of such notes.

ADOPTED BY THE GOVERNING BODY this 5th day of March, 1979, to be effective March 9, 1979.

EUGENE B. ALT, Mayor of the City of Leawood, Kansas

ATTEST:

JR. Oberlander, City Clerk
RESOLUTION OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, SUPPORTING THE JOHNSON COUNTY BOARD OF COMMISSIONERS' RESOLUTION TO INCREASE THE BOARD OF COMMISSIONERS TO FIVE MEMBERS

WHEREAS, it has been agreed upon and endorsed by the Governing Body of the City of Leawood at an adjourned meeting and by formal vote; and

WHEREAS, the Johnson County Board of Commissioners' Resolution No. 011-79, passed on February 1, 1979, calls for an increase in the Johnson County Board of Commissioners from three to five members, effective January, 1983; and

WHEREAS, Resolution No. 011-79 shall be subject to the approval of the voters of Johnson County at the General Election to be held on April 3, 1979,

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood hereto approve of Resolution No. 011-79 and support the passage of Question No. 1 on the April 3, 1979 General Election ballot increasing the Johnson County Board of Commissioners to five members.

Passed and approved by the Governing Body of the City of Leawood, Kansas, this 19th day of March, 1979.

[Signed]

[Seal]

J. Oberlander, City Clerk
WHEREAS, the Medic Alert Foundation International is a charitable, nonprofit organization and is dedicated to the purposes of education and encouraging the public to wear on their person, identification of any medical problems that should be known in an emergency, and to encourage doctors and nurses to educate persons of the importance of wearing such identification; and

WHEREAS, it is estimated that 40 million Americans have some form of illness, allergy or other special medical problem, that should be brought to the attention of doctors, nurses, persons rendering first aid, and others who attempt to assist injured or unconscious persons; and

WHEREAS, more than 1,000,000 Americans are today wearing the indestructible Medic Alert emblems, in necklace or bracelet form, to indicate some hidden medical problem, such as diabetes, epilepsy, heart conditions, and the need for certain medicine, or an allergy to particular medicines; and

WHEREAS, the Medic Alert emblems carry a serial number for each member as well as the telephone number of the Foundation's Central Answering Service in Turlock, California, where an emergency record is maintained on each member and the information in the Central Registry is available in an emergency to physicians and other authorized personnel 24 hours a day on a collect call basis; and

WHEREAS, the Medic Alert Foundation has been endorsed by a great many international, national, state and county associations, societies, agencies, and other civic organizations; and

WHEREAS, the availability of this information at the scene of a medical emergency to medical technicians and paramedics is of great assistance in caring for the patient and can be contributory in saving that person's life.

NOW, THEREFORE BE IT RESOLVED, that the City of Leawood, Kansas does hereby officially endorse the Medic Alert Foundation and its lifesaving program.

Passed and approved by the Governing Body of the City of Leawood, Kansas this 19th day of March, 1979.

Eugene E. Alt
Mayor

Attest:
J. Oberlander, City Clerk
RESOLUTION NO. 492

The Leawood City Council has considered the final plat of King's Forest subdivision located at Mission Road and 123rd Street and does resolve the following:

WHEREAS, the applicant has submitted a preliminary plat in December, 1976, designating 17 lots on approximately 13 acres; and

WHEREAS, the Plan Commission and its staff have reviewed the plat and have found it in compliance with the 1978 Subdivision Regulations; and

WHEREAS, interim waste disposal shall be provided on a limited number of lots as agreed to by the Johnson County Commissioners until sanitary sewers are installed; and

WHEREAS, no occupancy of residences would occur until Mission Road is completed and temporary hard surfaced roads are provided in the cul-de-sac alignment; and

WHEREAS, the developer guarantees the completion of public improvements within six months after sanitary sewers have been installed and accepted;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council does approve the plat for King's Forest subdivision.

Adopted by the Governing Body this 2nd day of April, 1979.

(S. P. A. L)
Eugene E. Alt
Mayor

Attest:
J. Oberlander
City Clerk
RESOLUTION NO. 493

A RESOLUTION ESTABLISHING STOP SIGNS AT THE FOLLOWING LOCATIONS WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along 123rd Street between Cherokee Lane and State Line Road has been performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that a need exists for a STOP SIGN at the following locations:

For northbound traffic on High Drive at 123rd Street
For eastbound traffic on 123rd Street at State Line Road

NOW, THEREFORE, BE IT RESOLVED that a stop sign be placed at each location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a stop sign at each location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 2nd day of April, 1979.

(S E A L)

Attest:

Eugene E. Alt
Mayor

Ernst Oberlander
City Clerk
RESOLUTION NO. 494

WHEREAS, the City of Leawood has, by previous action, created and ordered and proved Mission Road from 119th Street to 127th Street and certain portions of 123rd Street as specifically set out in City Resolution Nos. 488 and 489; and

WHEREAS, the project engineer for said project denoted Improvement District 79-1 has advised that the taking of private property is necessary for the improvement of said roadway; and

WHEREAS, a survey or description of the land interest to be condemned is necessary and should be made by the project engineer;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body hereby declares that it is necessary and advisable to condemn certain easements and/or rights of way in conjunction with the construction and improvement of Mission Road within Improvement District 79-1; and

BE IT FURTHER RESOLVED that the project engineer be authorized to obtain a survey or legal description of the land or interests to be condemned, and that such legal descriptions be filed with the City Clerk; and

BE IT FURTHER RESOLVED that this resolution be published once in the official City newspaper.

Adopted by the Governing Body this 16th day of April, 1979.

(S E A L)  

Eugene E. Alt  
Mayor

Attest:  

J. Oberlander  
City Clerk
RESOLUTION # 495

RESOLUTION ACCEPTING STEP 2 GRANT OFFER FOR LEAWOOD SEWER RENOVATION.

WHEREAS, the Unified States Environmental Protection Agency, through the Kansas Department of Health and Environment, did on the 13th day of April, 1979, offer to The City of Leawood, Kansas a grant in the amount of $166,500.00 representing 75% of the eligible costs involved in the design of wastewater facilities; and

WHEREAS, it is the intent of the Governing Body of the City of Leawood to accept said grant offer, subject to the terms therein set forth.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Leawood, Eugene E. Alt, be authorized and empowered to execute the grant acceptance on behalf of the City of Leawood, Kansas and that Mayor-Elect Kent E. Crippen be authorized to execute any further or supplemental agreements pertaining to the award of such grant.

PASSED AND APPROVED BY THE CITY OF LEAWOOD, KANSAS on this 7th day of May, 1979.

Eugene E. Alt
MAYOR OF THE CITY OF LEAWOOD

ATTEST:

City Clerk
RESOLUTION NO. 496

WHEREAS, certain publications are required by State Statute and by Ordinance; and

WHEREAS, the designation of the official City newspaper shall be made by resolution of the Governing Body at the organizational meeting on the first Monday of May in each year (Sec. 1-202, Revised Ordinances of the City of Leawood); and

WHEREAS, the City of Leawood, Kansas finds increasing need for prompt, regular publication of ordinances and legal notices; and

WHEREAS, it has been determined that THE JOHNSON COUNTY SUN and OLATHE DAILY NEWS meet all statutory requirements;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas does hereby designate THE JOHNSON COUNTY SUN and/or OLATHE DAILY NEWS as the official City newspapers for all documents requiring legal publication.

Adopted by the Governing Body this 7th day of May, 1979.

(Kent P. Griffin) Mayor

(Official Seal) City Clerk
RESOLUTION NO. 497

The Leawood City Council has considered the 2nd Plat of Hunter's Ridge, located at 123rd and State Line Road, and resolves the following:

WHEREAS Capitol Funds, Inc. has submitted this as a part of a larger area of Hunter's Ridge Subdivision,

WHEREAS the applicant has satisfactorily followed the requirements of the Leawood zoning and subdivision regulations, and

WHEREAS the final engineering plans for the subdivision have been approved by the City's Consulting Engineers, and

WHEREAS the Leawood Plan Commission recommends approval of this plat to the City Council

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council approves the 2nd Plat of Hunter's Ridge.

Mayor

Attest:

J. Oberlander, City Clerk

Dated: May 7, 1979
RESOLUTION NO. 498

A RESOLUTION RECOGNIZING THE LEAWOOD LIONS CLUB, A MEN'S SOCIAL AND PHILANTHROPIC ORGANIZATION, FOR ITS VALUABLE SERVICE TO THE COMMUNITY.

WHEREAS, the Leawood Lions Club has raised funds for the benefit of the Kansas Eyesight Foundation at K.U. Medical Center to preserve and restore eyesight and

WHEREAS, the Leawood Lions Club has supported 3-2 baseball leagues and

WHEREAS, the Leawood Lions Club has made gifts of baseball backstops, a shelterhouse, water fountain and pin oaks at Leawood Park and

WHEREAS, The Leawood Lions Club has contributed money for sirens and warning devices and rescue unit equipment to the City of Leawood.

NOW, THEREFORE BE IT RESOLVED, that the City of Leawood, Kansas does hereby proclaim May 22, 1979, Leawood Lions Club Day.

Passed and approved by the Governing Body of the City of Leawood,
Kansas this 7th day of May, 1979.

[Signature]
Mayor

(Seal)

Attest:

[Signature]
Oberlander
City Clerk

[Signature]
Kent E. Crippin

[Signature]
City Clerk
RESOLUTION NO. 499

The Leawood City Council has considered the final development plan for the Leawood Middle School located at 123rd and West of State Line Road, and resolved the following:

WHEREAS, the applicant has satisfactorily followed the requirements of the Leawood Zoning and Subdivision Regulations; and

WHEREAS, the Leawood Plan Commission recommends approval of this plan to the City Council;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approve the final development plan for the Leawood Middle School.

Adopted by the Governing Body this 21st day of May, 1979.

Jean Wise, President of the Council

(S.E.A.L.)

Attest:

J. Oberlander, City Clerk
RESOLUTION NO. 500

The Leawood City Council has considered the 3rd Plat of Leawood Country Manor, located at 111th and Nall Avenue, and resolves the following:

WHEREAS, the applicant has satisfactorily followed the requirements of the Leawood zoning and subdivision regulations; and

WHEREAS, the final engineering plans for the subdivision have been approved by the City's consulting engineers; and

WHEREAS, the Leawood Plan Commission recommends approval of this plat to the City Council;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the 3rd Plat of Leawood Country Manor.

Adopted by the Governing Body this 4th day of June, 1979.

(S.F.A.L)

Attest:

J. Oberlander
City Clerk

Mayor

Kent E. Griffin
WHEREAS, the City of Leawood, Kansas did on the 12th day of January, 1979, advise by letter the owner of the property commonly known as the Leawood Drive-in Theatre, that the theatre operation would be permitted to reopen no later than June 1, 1979, subject to the performance of certain work involving the safety and convenience of the theatre patrons; and

WHEREAS, June 1, 1979 has passed and there is no indication of any work having been performed on the theatre site.

NOW, THEREFORE, BE IT RESOLVED that the conditions stated in the letter of January 12, 1979 and necessary for issuing an occupational license for the reopening of the Leawood Drive-in Theatre is hereby revoked.

BE IT FURTHER RESOLVED that the nonconforming use of the property as a drive-in theatre be decreed to have been abandoned.

BE IT FURTHER RESOLVED that the City of Leawood take any action permitted by its ordinances or state statutes to insure that the abandoned drive-in theatre property be maintained so that it is free from weeds and debris of any kind or description or attractive nuisances of any kind that would be a potential public health and safety concern.

Adopted by the Governing Body of the City of Leawood, Kansas this 18th day of June, 1979.

Attest:

[Signature]

City Clerk

[Signature]
RESOLUTION NO. 502

A RESOLUTION ADOPTING THE AMENDED 1979 FEDERAL REVENUE SHARING FUNDS BUDGET.

WHEREAS, it has become apparent that funds in excess of the $57,000 originally budgeted for expenditures against the 1979 Federal Revenue Sharing Fund, and

WHEREAS, funds to provide for a 4 foot concrete sidewalk on 119th Street were not encumbered from the 1978 budget, and

WHEREAS, it is now deemed advisable to provide funds for such sidewalk from excess funds from Federal Revenue Sharing.

NOW, THEREFORE BE IT RESOLVED, that the City of Leawood, Kansas does hereby adopt the amended 1979 Federal Revenue Sharing Funds Budget in the amount of $67,300.00

Passed and approved by the Governing Body of the City of Leawood, Kansas this 2nd day of July, 1979

Kent E. Crippin
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 503

The Leawood City Council has considered the Fourth Plat of Verona Gardens located at Norwood Drive to Wenonga Road at 123rd Street, and resolves the following:

WHEREAS, the applicant has satisfactorily followed the requirements of the Leawood Zoning Ordinance and Subdivision regulations, and

WHEREAS, the final engineering plans for the subdivision have been approved by the City's Consulting Engineers, and

WHEREAS, the Leawood Plan Commission recommends approval of this plat to the City Council

NOW, THEREFORE BE IT RESOLVED the Leawood City Council approves the Fourth Plat of Verona Gardens.

Attest:

J. Oberlander, City Clerk

Dated: July 2, 1979

Kent B. Criner, Mayor
RESOLUTION NO. 504

The Leawood City Council has considered the request of the Leawood Plan Commission to revise the Comprehensive City Plan, and resolves the following:

WHEREAS, the requirement and need for revising this document has been demonstrated, and

WHEREAS, the Leawood Plan Commission recommends approval that the Comprehensive City Plan be updated and revised and that a professional consultant be engaged to assist the Plan Commission, and

WHEREAS, the funds for this plan revision have been submitted as part of the revised 1979 budget

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council approves the undertaking of the comprehensive plan revision.

Attest: 

KENT E. CRIPPEN, MAYOR

J. OBERLANDER, CITY CLERK

Dated: July 2, 1979
RESOLUTION NO. 505

A RESOLUTION TO DESIGNATE THE JOHNSON COUNTY ALCOHOLISM PLANNING COUNCIL AS THE ADVISORY GROUP ON EXPENDITURES OF ALCOHOLIC TAX FUNDS RECEIVED BY THE CITY OF LEAWOOD

WHEREAS, alcoholism is a social problem of concern to the citizens of Leawood, Kansas;

WHEREAS, alcoholism seriously impairs individual, as well as community health and well being, and substantially contributes to crime;

WHEREAS, the success of alcoholism education, prevention, law enforcement, treatment and rehabilitation requires a recognition that a consolidated coordinated approach is essential;

WHEREAS, the differences in local alcoholism problems and local responses to such problems are of critical importance and hence, local definition of problems and responses is necessary for successfully dealing with these problems; and

WE HEREBY DECLARE that it is the policy of the City of Leawood, Kansas, to focus the resources, available for this purpose, of this City to bear on the problems of alcohol misuse, abuse and dependency.

THEREFORE, we have designated the Johnson County Alcoholism Planning Council as the single body responsible for advising this City with respect to all programming for the abatement of alcohol misuse in this City, to include, education, prevention, law enforcement, treatment and rehabilitation.
The Johnson County Alcoholism Planning Council shall report directly to the City of Leawood, Kansas, and shall be responsible for:

1. Identifying funds, programs, and resources available from the Federal Government, the State Government, public and private agencies, foundations, and other sources, which are currently being used, and those which could be used to implement alcohol services in the City.

2. Reviewing programs for the abatement of alcohol misuse available to this City.

3. Advising the City of Leawood of the comprehensive area wide plan for coordinating services for the abatement of alcohol misuse and recommending such new services as are needed and appropriate.

4. Recommending the distribution of available funding for alcohol programs.

5. Requesting such information and reports as are necessary from State, County, City and private agencies for planning, management and evaluation in order to carry out the mandate of this order.

6. Divising procedures to encourage greater cooperation and interaction between alcohol treatment and prevention services and the criminal justice system.

7. Reviewing at least annually, the area wide plan for alcohol treatment and prevention services, and submitting to the City of Leawood modifications to the plan which it considers necessary.

Adopted by the Governing Body this 16th day of July, 1979.

J. Oberlander, City Clerk

Kent E. Gippin, Mayor
RESOLUTION NO. 506

The Leawood City Council has considered the request for rezoning at the southeast corner of College Boulevard and Roe Avenue, and resolves the following:

WHEREAS, the applicant has satisfactorily followed the requirements of the Leawood Zoning and Subdivision Regulations; and

WHEREAS, the Leawood Plan Commission recommends approval of this rezoning from CP-O to CP-I, Planned Business District, with the condition that if the bank does not obtain a charter within 180 days, the property would revert to its previous zoning classification of CP-O;

NOW, THEREFORE, BE IT RESOLVED that Leawood City Council approves the rezoning as recommended by the Plan Commission.

Adopted by the Governing Body this 6th day of August, 1979.

[Signature]

City Clerk
RESOLUTION NO. 507

WHEREAS, Miss Cindy Gieringer, one of Leawood's young citizens, observed a fellow patron at the municipal pool in a situation of extreme emergency on July 28, 1979; and

WHEREAS, Cindy's quick thinking and willingness to get involved were instrumental in saving the life of the young woman in distress; and

WHEREAS, Cindy responded so courageously even though she had no formal life saving instruction; and

WHEREAS, support from a citizen, without whose aid a life would have been lost, is an invaluable contribution to the community;

NOW, THEREFORE, BE IT RESOLVED that the members of the Governing Body of the City of Leawood, Kansas do hereby recognize and commend Cindy Gieringer for her act of heroism in saving the life of a fellow citizen, and express their sincere gratitude; and

BE IT FURTHER RESOLVED that as a remembrance for this outstanding service she be awarded a key to the City of Leawood, Kansas.

Adopted by the Governing Body this 20th day of August, 1979.

Kent E. Griffin Mayor

Attest:

J. Oberlander City Clerk
RESOLUTION NO. 508

WHEREAS, the Leawood City Swim Team was undefeated in dual meet competition and won their division championship; and

WHEREAS, the Leawood City Swim Team defeated the perennial league champions, the Prairie Village Swim Team, an unprecedented three times in one season; and

WHEREAS, the Leawood City Swim Team won the Northeast Johnson County Community Pool Association Swimming Championship in 1979 after only four years of existence; and

WHEREAS, the Leawood City Diving Team finished in second place by only one point behind the Prairie Village Diving Team;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas extend recognition to the coaches and members of these two teams for excellence in performance, and that special commendation be extended to the Swim Team coaches and All-City Swim Meet Gold Medalists.

Adopted by the Governing Body this 20th day of August, 1979.

Attest:

J. Oberlander
City Clerk

Kent E. Crippin
Mayor
WHEREAS, the Board of Commissioners of the Johnson County Park and Recreation District, after considerable research, has determined that there is need for another park within Johnson County, Kansas; and

WHEREAS, said Board has further determined that said park would best be located in an area south of 159th Street and west of Pflumm Road with a total tract of approximately 1,100 acres; and

WHEREAS, said proposed park is located so as to be conveniently reachable by all citizens of the County; and

WHEREAS, the County Commissioners have unanimously endorsed the location and advisability of said new park; and

WHEREAS, said Park Board has called a countywide election for September 18, 1979, to approve up to $6,000,000 in general obligation bonds in order to be able to acquire and improve such a park; and

WHEREAS, the purchase and development of such a park site would be a good investment for the future of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Johnson County, Kansas, does hereby endorse the purchase and improvement of said park property and the bond election to be held September 18, 1979, to approve bonds for such purpose and requests the citizens of said City to lend their support to said project and to vote at said bond election.

Adopted by the Governing Body this 20th day of August, 1979.

(S.E.A.L.)

Attest:

[Signature]

City Clerk
RESOLUTION NO. 510

A RESOLUTION DOCUMENTING THE BASIS FOR SELECTING SHAFER, KLINE & WARREN, P.A., CIVIL ENGINEERS TO PERFORM ALL SERVICES REQUIRED TO COMPLETE STEP II OF SEWER RENOVATION PROJECT NO. C 200 657 02.

WHEREAS, Shafer, Kline & Warren, P.A., have been the primary Engineers for the Leawood Sewer System from the beginning of its operation by the City in December, 1963, and

WHEREAS, such experience places Shafer, Kline & Warren, P.A., in a very knowledgeable position, and

WHEREAS, such past experience and knowledge is deemed to be beneficial and cost effective to the City in its proposed sewer renovation plans, and

WHEREAS, the Governing Body of the City is satisfied with the past performance of Shafer, Kline & Warren, P.A., as Engineers for the Leawood Sewer System.

NOW, THEREFORE, BE IT RESOLVED, that the basis for designating Shafer, Kline & Warren, P.A., Civil Engineers as the City's Engineers for Step II of its Sewer Renovation Project No. C 200 657 02 be documented by this Resolution.

Adopted by the Governing Body this _1st_ day of _October_ , 1979.

[Signature]
Kent E. Crippen
Mayor

[Seal]

[Signature]
J. Oberlander
City Clerk
RESOLUTION NO. 511

RESOLUTION RENEWING TEMPORARY NOTE 78-2
OF THE CITY OF LEAWOOD, KANSAS

WHEREAS, the City of Leawood has heretofore issued its Temporary Note 78-2 in the principal sum of Two Hundred Thousand Dollars ($200,000.00) which note is held by Southgate Bank and Trust Company; and

WHEREAS, said note matured October 3, 1979, and said Bank is willing to extend said note through December 31, 1979; and

WHEREAS, the project for which the note was issued, 119th Street, has been certified as complete and the assessment rolls are currently being prepared.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that Temporary Note 78-2 in the amount of Two Hundred Thousand Dollars ($200,000.00) be renewed until December 31, 1979, at the rate of 5.5%, and that the interest due on said note be paid forthwith.

Adopted by the Governing Body of the City of Leawood, Kansas this 16 day of Dec., 1979.

KENT B. CRIPPIN, MAYOR

Attest:

City Clerk
RESOLUTION NO. 512

WHEREAS, the Leawood Plan Commission has reviewed the Major Street Plan report prepared by Johnson, Brickell, Mulcahy and Associates, Inc. dated August, 1979; and

WHEREAS, the Plan Commission recommended and the City Council adopted by Resolution No. 449 the Major Street Plan; and

WHEREAS, the Plan Commission recommended and the City Council adopted by resolution the street lighting standards; and

WHEREAS, the Plan Commission and the Public Works Commission have reviewed the ten-year improvement program; and

WHEREAS, the Leawood Plan Commission has recommended to the City Council approval of the Major Street Plan report;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approve the Major Street Plan report.

Adopted by the Governing Body this 5th day of November, 1979.

(S. E.-A L)

Kent E. Oberlander Mayor

Attest:

J. Oberlander City Clerk
A RESOLUTION DESIGNATING THE CHIEF EXECUTIVE OFFICER FOR LEAWOOD'S SEWER RENOVATION PROGRAM

WHEREAS, the City of Leawood is in the process of making sewer renovation grant applications and accepting grant offers from E.P.A., and

WHEREAS, Mayor Kent E. Crippin has succeeded Mayor Eugene E. Alt as Chief Executive Officer.

NOW THEREFORE BE IT RESOLVED that Mayor Kent E. Crippin as Chief Executive Officer of the City of Leawood is authorized to execute sewer renovation grant applications to E.P.A. and accept such grant offers.

Adopted by the Governing Body this 5th day of November, 1979.

Kent E. Crippin Mayor

J. Oberlander City Clerk
RESOLUTION NO. 514

WHEREAS, the preliminary and final replatting for three city parks, at 93rd and Manor Road, 88th Street and Meadow Lane, and 81st and Manor Road, has been reviewed and recommended for approval by staff, and

WHEREAS, the Parks Commission has conducted meetings with all adjacent property owners, and

WHEREAS, the Leawood Plan Commission has recommended waiving Section 17-301, Design Principles, Subdivision Regulations, dated January 16, 1978, because of the unusual hardship that would be imposed if this Section were enforced,

NOW THEREFORE BE IT RESOLVED that the Leawood City Council approve the replatting of the three described city parks waiving Section 17-301 of the Subdivision Regulations.

Attest:

J. Oberlander, City Clerk

November 19, 1979
RESOLUTION NO. 515

A RESOLUTION ESTABLISHING THE MINIMUM CRITERIA TO WHICH PRIVATE STREETS MUST CONFORM TO BE ELIGIBLE FOR DEDICATION AND ACCEPTANCE AS PUBLIC STREETS.

WHEREAS, the matter of establishing minimum criteria for acceptance of private streets as public streets has been studied by the Leawood Public Works Commission; and

WHEREAS, said Commission has recommended adoption of such criteria; and

WHEREAS, it is deemed advisable for the City to provide such criteria.

NOW, THEREFORE; BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, that the following criteria be established and adopted:

1. The minimum street width shall be 28 feet, back to back of curb.

2. The pavement construction shall conform to minimum City standards as approved by the City of Leawood including concrete curb and gutter on each side of the street.

3. The pavement surface of the streets and the curbs and gutters must be in good repair as determined by the City of Leawood.

4. All streets requiring storm drainage facilities shall have adequate enclosed storm sewer systems conforming to the minimum City standards and shall be designed to handle all drainage flowing to the system as approved by the City of Leawood.

5. A minimum right of way of 40 feet shall be dedicated to the City to include a minimum of 5 feet of clear space adjacent to the back of curb on all sides of the street.

6. All dead end streets must have minimum turn around facilities as approved by the City of Leawood.

7. The gradient and alignment of streets shall conform to the minimum City standards as approved by the City of Leawood.

8. The City of Leawood will not be responsible for the maintenance and/or repair, nor incur liability for existing islands or other appurtenances within the dedicated right of way.

9. Individual consideration will be given to parking restrictions dependent upon the configuration of the street and the proximity of the buildings to the streets as determined by the City of Leawood.

10. The City will not bear any costs incurred for the dedication of private streets for public use.

11. All dealings with the City in the matter of dedicating private streets for public use must be handled through a homes association or an authorized representative of the effected homeowners.
12. The final approval for the dedication of all private streets for public use shall be approved by the Leawood City Council.

APPROVED this 19th day of November, 1979.

[Signature]

Kent R. Crippin, Mayor

[Signature]

Jinny Oberlander, City Clerk
RESOLUTION NO. 516

RESOLUTION SETTING FORTH POLICY OF THE CITY OF LEAWOOD, KANSAS, FOR THE INSTALLATION OF STREET LIGHTS IN CERTAIN RESIDENTIAL SUBDIVISIONS, PLATTED PRIOR TO THE ADOPTION OF THE SUBDIVISION REGULATIONS.

WHEREAS, the City has heretofore not set forth a policy with respect to the installation of street lights in residential subdivisions; and

WHEREAS, the lighting of certain portions of streets has a direct impact on the public safety; and

WHEREAS, it is the desire of the City to provide certain minimum criteria for the installation of street lights and to provide a method by which additional lights may be installed at the discretion of the City;

NOW, THEREFORE, BE IT RESOLVED that:

1. This policy shall apply to all subdivisions platted prior to January 16, 1978.
2. That the Governing Body of the City of Leawood, Kansas, will, as a general policy, provide street lights to be placed at all intersections and at the end of cul-de-sac streets which exceed 250 feet in length. Said street lights will be ordered by the City only upon the completion and acceptance of streets within a subdivision. The City in its discretion may place lights at the end of dead end streets or cul-de-sacs which appear to be only a temporary end to a planned street.
3. Additional street lights may be installed by the City upon receipt by the City of a petition signed by the owners of the majority of platted lots on a street within any block. A block, for purposes of this policy, shall be construed to be any street between two parallel, connecting streets. The exact location for individual lights shall be as determined in the sole judgment of the City, based on the previously adopted street lighting standards as the same are set forth in Section 17-602F of the Subdivision Regulations.

Adopted by the Governing Body this 3rd day of December, 1979.

(S E A L)

Kent E. Crippin Mayor

Attest:

J. Oberlander City Clerk
RESOLUTION NO. 517

A RESOLUTION PERTAINING TO THE OPENING OF BIDS FOR SALE OF GENERAL OBLIGATION BONDS IN THE AMOUNT OF $253,300.00, APPROVING NOTICE OF SALE, APPROVING PROPOSAL FORM AND APPROVING OFFICIAL STATEMENT.

BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas shall meet on Wednesday, January 9, 1980, at 11:00 o'clock A.M. Central Standard Time in the Courtroom of the Police Courts Building, 9617 Lee Boulevard, Leawood, Kansas 66206, to open sealed bids for the purchase of $253,300.00 General Obligations Bonds authorized by the Governing Body of the City of Leawood, Kansas, for the purpose of improving 119th Street between Ensley Road and Mission Road.

BE IT FURTHER RESOLVED that a notice of sale in the form of the notice attached hereto as Exhibit A be adopted and published as required by law.

BE IT FURTHER RESOLVED that a proposal for the purchase of said bonds in the form of the proposal attached hereto as Exhibit B be adopted for use by bidders or prospective purchasers of said bonds.

BE IT FURTHER RESOLVED that the official statement attached hereto as Exhibit C be approved and that the City Clerk is authorized and directed to cause such official statement, together with the proposal and notice of bond sale, to be printed and published as required by law and mailed to known interested prospective bidders and purchasers.

PASSED AND APPROVED by the City of Leawood, Kansas on this 3rd day of December, 1979.

ATTEST:

J. Oberlander
City Clerk (Seal)
RESOLUTION NO. 518

WHEREAS, it is the practice for the City Council to designate holidays on which the City Hall will be closed; and

WHEREAS, the Council is fully advised in the matter;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the City Hall of Leawood, Kansas shall be and is hereby declared closed on the following holiday dates for the years 1980 and 1981, to wit:

<table>
<thead>
<tr>
<th>HOLIDAY</th>
<th>1980</th>
<th>1981</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Year's Day</td>
<td>January 1</td>
<td>January 1</td>
</tr>
<tr>
<td>Washington's Birthday (3rd Mon.-Feb.)</td>
<td>February 18</td>
<td>February 16</td>
</tr>
<tr>
<td>Good Friday</td>
<td>April 4</td>
<td>April 17</td>
</tr>
<tr>
<td>Memorial Day</td>
<td>May 26</td>
<td>May 25</td>
</tr>
<tr>
<td>Independence Day</td>
<td>July 4</td>
<td>July 3</td>
</tr>
<tr>
<td>Labor Day (1st Mon.-Sept.)</td>
<td>September 1</td>
<td>September 7</td>
</tr>
<tr>
<td>Veterans' Day (Nov. 11)</td>
<td>November 11</td>
<td>November 11</td>
</tr>
<tr>
<td>Thanksgiving (4th Thurs. &amp; Fri. - Nov.)</td>
<td>November 27 &amp; 28</td>
<td>November 26 &amp; 27</td>
</tr>
<tr>
<td>Christmas</td>
<td>December 25</td>
<td>December 25</td>
</tr>
</tbody>
</table>

Adopted by the Governing Body this 3rd day of December, 1979.

(S-E A L)

Kent E. Griffin
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 519

A resolution amending the designation of a street name appearing on the Plat of Royse, a subdivision within the City of Leawood, Kansas as approved by the Council on October 2, 1978.

WHEREAS, the name "High Drive" has been assigned to two different streets which intersect 127th Street within the City of Leawood, Kansas and including one area within the plat of Royse, and

WHEREAS, it is felt to be in the best interests of everyone concerned for public safety purposes and general convenience that not more than one street carry the designation "High Drive", and

WHEREAS, no building permits have been issued for properties in the Subdivision of Royse which would be adversely affected by the proposed name change, and

WHEREAS, the Leawood Plan Commission has recommended that the name "High Drive" as it appears on the plat of Royse be changed to read "Eaton Circle"

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that the street name "High Drive" as it appears on the plat of Royse be changed to read "Eaton Circle."

Signed:

[Signature]

Kent E. Chipman, Mayor

[Signature]

J. Oberlander, City Clerk

December 17, 1979

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD

1979 DEC 21 AM 10 07 .7
5.00

RUBIE M. SCOTT
REGISTER OF DEEDS
BY________________DEP.

WHEREAS, the subdivision regulations in effect in Leawood subsequent to April 17, 1978 generally provide that a subdivider shall be responsible for the construction of one-half of a collector street that abuts a subdivision; and

WHEREAS, some development had occurred in the city prior to the enactment of the subdivision regulations on April 17, 1978 wherein the subdivider or developer was not required to construct the collector streets adjacent to a development and it may therefore be necessary to form improvement districts in order that proper streets be constructed; and

WHEREAS, it is the desire of the city to generally recognize in formulating an assessment policy, the distinction between properties occupied as single-family residences and properties which have development potential; and

WHEREAS, it is the intent of the Governing Body of the City of Leawood by this resolution to set forth a general policy pertaining to the method and extent of improvement district assessments so as to provide a consistent result in those limited areas where the current subdivision regulations cannot be made applicable.

NOW, THEREFORE, BE IT RESOLVED:

1. Single-Family Residences:

   For the purpose of this resolution, single-family residential property shall be defined as:

   a. An existing habitable single-family residential dwelling as set out in the Leawood Zoning Code.

   b. Any single-family residential structure for which a building permit has been obtained prior to the date shown on any resolution creating an improvement district.

   c. Any public or semi-public uses set out in the R-1 single-family section of the Zoning Code with the exception of uses by governmental entities with separate taxing authority.

   d. For the purpose of this resolution, single-family residential properties for which adjustments and assessments may be made under the terms of this resolution, shall not exceed ten acres in area as computed at the time of formation. The extent that a single family residential tract exceeds ten acres, the property in excess of ten acres shall be assessed at the rate set out herein for development properties. Public or semi-public uses shall not be subject to a ten acre limitation.

2. Development Properties:

   For the purpose of this resolution, development properties are all other properties not previously defined as single-family residential properties.
3. Improvement District Boundaries:

The Governing Body may, when in its discretion it determines that an abutting front foot assessment method would impose an unjust and harsh burden on persons directly abutting an improvement district street, accept petitions or create on its own motion, improvement districts extending on each side of the centerline of the right-of-way of the street or streets proposed to be constructed or improved within the improvement district. The normal service area for a collector street is 1320 feet (¼ mile) in width on either side of the street.

4. Cost Apportionment:

The total cost of the construction or improvement of a street under the terms of this resolution, including storm drainage facilities, sidewalks, street lighting, and other appurtenances associated with streets under the Leawood Subdivision Regulations, shall be assessed to all real property within the defined improvement district boundaries as follows:

a. Each single-family residential tract within the improvement district boundaries shall be equally assessed on a per square foot basis for that portion of the total roadway cost that would ordinarily be associated with the construction of a residential street (28 feet wide, back to back of curb). The calculations involving the cost associated with a residential street in relationship to the total cost of the collector street shall be determined by the City and the City's determinations shall be final.

b. Each development property tract within the improvement district boundary shall be equally assessed on a per square foot basis for the cost of the roadway associated with a major or minor collector street (normally 41 feet wide, back to back of curb) as computed by the City. However, if a residential street is constructed in an improvement district, the development property will be responsible only for its share of the residential street cost.

c. The city at large shall bear all costs for the improvement district that have not been assessed to single family residential tracts or development tracts. In addition, the city may choose to bear an additional cost of an improvement district in the event of any unusual or nonreoccurring costs involved in the construction such as utility relocation or major structures such as bridges or storm drainage culverts. In the event that the city elects to bear an additional portion of the cost, all single-family residential tracts and development tracts will be credited equally with the cost borne by the city at large.

d. In the event funds become available to the city as a result of state, county or federal action, said funds will be first used to reduce the burden of the city at large. If there are additional funds after discharging the city's obligation, then all single-family residential tracts and development tracts will be credited equally until said funds are expended.
5. Reassessment Policy:

In the event that a single-family residential tract which has been granted a reduced assessment under the terms of this policy, is sold for development within five years of the date of the assessment ordinance, then in such event the city may, by procedure set forth in K.S.A. 6a01 et seq., convene a subsequent assessment hearing and adjust the assessment on the property previously assessed as single-family residential and upgrade said assessment to the assessment charged to development property.

Adopted by the Governing Body this 17th day of December, 1979.

Kent E. Crispin, Mayor

(Seal)

Attest:

J. Oberlander, City Clerk
RESOLUTION NO. 521

BE IT RESOLVED that the City Administrator, Richard J. Garofano, be authorized to sign warrant checks for City obligations in the absence of the City Clerk.

Adopted by the Governing Body this 17th day of December, 1979.

(S.E.A.L.)

Kent E. Trippin Mayor

Attest:

J. Oberlander City Clerk
RESOLUTION No. 522

A RESOLUTION ACCEPTING THE BID OF Stifel, Nicolaus and Company, Incorporated FOR THE PURCHASE OF TWO HUNDRED FIFTY-THREE THOUSAND THREE HUNDRED DOLLARS ($253,300.00) OF GENERAL OBLIGATION BONDS OF THE CITY OF LEAWOOD, KANSAS, ISSUED FOR THE PURPOSE OF PAYING THE COSTS OF IMPROVEMENT OF 119TH STREET BETWEEN ENSLEY ROAD AND MISSION ROAD WITHIN THE CITY OF LEAWOOD, KANSAS

WHEREAS, the Governing Body of the City of Leawood, Kansas has previously authorized the issuance of general obligation bonds to pay the costs as set out in the preamble of this resolution; and

WHEREAS, the City has solicited bids for the sale of TWO HUNDRED FIFTY-THREE THOUSAND THREE HUNDRED DOLLARS ($253,300.00) in general obligation bonds of said City; and

WHEREAS, Stifel, Nicolaus and Company, Incorporated is the apparent successful low bidder according to the following schedule:

FIRST: $253,300.00 of bonds maturing 1981 to 2000 6.7 %

NEXT $ of bonds maturing _____ to _____ ___ %

NEXT $ of bonds maturing _____ to _____ ___ %

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Leawood, Kansas, does hereby accept the bid of Stifel, Nicolaus and Company, Incorporated to purchase TWO HUNDRED FIFTY-THREE THOUSAND THREE HUNDRED DOLLARS ($253,300.00) in general obligation bonds bearing the rate or rates of interest as set out above, interest to be payable semi-annually on the 1st of March and the 1st of September of each year, commencing March 1, 1981, subject to written confirmation.

Adopted by the Governing Body this 9th day of January, 1980.

ATTTEST:

[Signature]

KENT E. VANDEN, M.PH.

J. OBERLANDER, City Clerk
RESOLUTION NO. 523

A RESOLUTION RENEWING TEMPORARY NOTES 78-1 A-K OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the City of Leawood has heretofore issued its Temporary Notes 78-1 A-K in the total amount of Five Hundred Fifty Thousand Dollars ($550,000.00), which notes are held by the following banks:

- 78-1 A-E $250,000.00 Johnson County National Bank & Trust Co.
- 78-1 F-I 200,000.00 Southgate Bank & Trust Co.
- 78-1 J-K 100,000.00 Kansas National Bank & Trust Co.

AND WHEREAS, said notes matured January 28, 1980, and Johnson County National Bank & Trust Co. and Kansas National Bank & Trust Co. are willing to extend notes through April 27, 1980; Southgate Bank & Trust Co. is willing to extend notes though July 26, 1980; and

WHEREAS, the project for which the notes were issued, 123rd Street from State Line Road to the centerline of Cherokee Street, has been certified as complete and the assessment rolls are currently being prepared;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that Temporary Notes 78-1 A-K in the total amount of Five Hundred Fifty Thousand Dollars ($550,000.00) be renewed as follows:

- Johnson County Bank at 6.50% maturity date April 27, 1980
- Southgate Bank at 6% maturity date July 26, 1980
- Kansas National Bank at 7% maturity date April 27, 1980

AND BE IT FURTHER RESOLVED that the interest due on said notes be paid forthwith.

Adopted by the Governing Body this 4th day of February, 1980.

(S E A L)

Kent E. Simkin Mayor

Attest:

J. Oberlander City Clerk
RESOLUTION NO. 524

A RESOLUTION RENEWING TEMPORARY NOTE 79-1 OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the City of Leawood has heretofore issued its Temporary Note 79-1 in the principal sum of One Million Two Hundred Thousand Dollars ($1,200,000.00) which note is held by United Missouri Bank of Kansas City, Missouri; and

WHEREAS, said note matured January 28, 1980, and said Bank is willing to extend said note through May 15, 1980; and

WHEREAS, the project for which the note was issued, 123rd Street, Cherokee to Mission Road, and Mission Road from 119th Street to 127th Street, has been certified as complete and the assessment rolls are currently being prepared;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that Temporary Note 79-1 in the amount of One Million Two Hundred Thousand Dollars ($1,200,000.00) be renewed until May 15, 1980, at the rate of 7.875%, and that the interest due on said note be paid forthwith.

Adopted by the Governing Body this 4th day of February, 1980.

(S E A L)

Kent E. Crippen
Mayor

Attest:

J. Oberlander
City Clerk
The Leawood City Council has considered the Fifth Plat of Verona Gardens located at the northeast corner of 123rd Street and Mission Road, and resolves the following:

WHEREAS, the property is zoned R-1, Single Family Residential District, and

WHEREAS, the preliminary plat of this subdivision was approved in 1979, and

WHEREAS, the final public works plans have been approved by the City's Director of Public Works, and

WHEREAS, the applicant has dedicated the necessary rights-of-way for all adjoining street improvements, and

WHEREAS, the Leawood Plan Commission recommends approval of this plat to the City Council

NOW, THEREFORE, BE IT RESOLVED the Leawood City Council approves the Fifth Plat of Verona Gardens

Dated: March 3, 1980

[Signature]

Kent E. Crispin, Mayor

[Signature]

J. Oberlander, City Clerk
GOVERNING BODY, CITY OF
LEAWOOD, KANSAS

RESOLUTION # 526

Now on this 17th day of March, 1980, the City Council as the Governing Body of the City of Leawood, Kansas, met in regular session at the City Hall, Leawood, Kansas, a quorum being present and participating.

There came on for consideration before the Council the matter of adopting and implementing an industrial cost recovery system for the payment of certain capital costs of the sewer system of the City. The Council received and heard reports from the City Attorney, the City Engineer, and the Director of Public Works.

Upon motion duly made and seconded, the following resolution was passed and adopted:

WHEREAS, the City has applied for, accepted and received grant assistance from the United States Environmental Protection Agency for the planning of and future construction of sanitary sewers within the City; and

WHEREAS, the grant assistance is conditioned upon, pursuant to the Clean Water Act, also known as the Federal Water Pollution Control Act, and the administration regulations of the United States Environmental Protection Agency, and requires the adoption and implementation of an industrial cost recovery system to recover from industrial users a portion of capital costs on grant assistance projects; and

WHEREAS, the staff and consultants for the City have investigated the customers of the sewer system of the City to determine the number, if any, of industrial users and their wastewater and pollutant contribution to the sewer system; and
WHEREAS, it appears that no user of the sewer system of the City is an industrial user as defined in 40 CFR 35.905 (1979); and

WHEREAS, the City must either adopt an industrial cost recovery ordinance or certify to the United States Environmental Protection Agency that no industrial user, as defined in 40 CFR 35.905 (1979) is using the facilities constructed or to be constructed with federal grant assistance.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that:

1. The City of Leawood, Kansas has investigated the customers of the sewer system of the City;

2. The City of Leawood, Kansas presently has no known user of the sewer system which would be classified as an industrial user under 40 CFR 35.905 (1979);

3. The City of Leawood, Kansas would have no user subject to an industrial cost-recovery charge, and, therefore, the City does not at this time deem it advisable or necessary to adopt an industrial cost recovery ordinance;

4. In the event that a present user of the sewer system is determined in the future to be an industrial user, as defined in 40 CFR 35.905 (1979) or in the event that any future connection is made to the sewer system of the City by an industrial user, as defined in 40 CFR 35.905 (1979), then the Governing Body of the City of Leawood, Kansas will adopt and implement an acceptable industrial cost recovery ordinance in accordance with 40 CFR 35.923 through 35.923-4; and

5. A copy of this resolution shall be forwarded to the United States Environmental Protection Agency as a certification that the City of Leawood, Kansas presently has no industrial users, as defined in 40 CFR 35.905 (1979) which would be subject to an industrial cost recovery charge.

ADOPTED AND APPROVED this 17th day of March, 1980.

ATTEST:

[Signature]
KEVIN CRIPPIN, Mayor

[Signature]
J. Oberlander, City Clerk
RESOLUTION NO. 527

A RESOLUTION AMENDING AND ADOPTING SUCH AMENDED 1980 BUDGET.

WHEREAS, the City's adopted budget for 1980 included an amount of $1,853,860 in the General Fund, and

WHEREAS, it has become apparent that an additional $244,000 of unencumbered cash is available for use in 1980, and

WHEREAS, it is deemed advisable to budget and appropriate such additional $244,000 for projects of vital importance to the City by amending the General Fund and adopting same in the total amount of $2,097,860, and

WHEREAS, sources of revenue provided by a 10% tax on liquor sales by private clubs to supply revenue for the Special Park and Recreation Fund are now expected to exceed the $1,000 budgeted by $4,000 for a total of $5,000, and

WHEREAS, it is considered advisable to budget and appropriate such available funds in the amount of $5,000 to provide additional Special Park and Recreation programs, and

WHEREAS, sources of revenue provided by a 10% tax on liquor sales by private clubs to supply revenue for the Special Alcohol Rehabilitation Fund are now expected to exceed the $1,000 budgeted by $4,000 for a total of $5,000, and

WHEREAS, it is considered advisable to budget and appropriate such available funds in the amount of $5,000 to provide for additional Special Alcohol Rehabilitation program support.

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the City of Leawood, Kansas does hereby adopt the amended 1980 Budget including $2,097,860 in the General Fund, $5,000 in the Special Park and Recreation Fund and $5,000 in the Special Alcohol Rehabilitation Fund for a total amended 1980 Budget in the amount of $4,432,549.

Passed and approved by the Governing Body of the City of Leawood, Kansas this 7th day of April, 1980.

[Signature]
Kent E. Cline, Mayor

[Signature]
Oberlander, City Clerk
RESOLUTION NO. 528

A RESOLUTION ESTABLISHING A HOMES ASSOCIATION COUNCIL AND APPOINTING MEMBERS THERETO.

WHEREAS, the Mayor recently met with the presidents of various homes associations throughout the City to discuss the formation of a Homes Association Council, and

WHEREAS, it was proposed that the Homes Association Council would provide a forum for the representatives of all homes associations to meet and discuss issue of common interest, and

WHEREAS, it was further proposed that the Homes Association Council would also provide the opportunity for its members to communicate directly with various elected officials and city staff on items of mutual concern, and

WHEREAS, the homes associations endorsed the concept of the Homes Association Council and agreed to provide representation,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that a Homes Association Council, as a representative body of the homes associations throughout the City of Leawood, is hereby established, and

BE IT FURTHER RESOLVED that the following persons as representatives of their respective Homes Associations be appointed to serve on the Homes Association Council:

Larry Wolkey, Brightwater
George E. Muench, Cambridge Townhouse
Robert Gibbons, Cloisters
Nancy Oliphant, Dorset Manor
Bob Wagner, Huntington Farms
Herbert Heyde, Leawood
Bill Rosenberger, Leawood Estates
Clarence Gunckel, Leawood Hills
Will Lewis, Leawood Hills West
James Morrow, Leawood South
Ben Stables, Leawood South Townhouse
Barbara Wallis, Merry Lea Farms
Betty Kopin, Sadlewood
James Riccardi, Somerset Acres Lake
Bob Kalinich, Vermont Gardens.

Adopted by the Governing Body this 7th day of April, 1980.

Kent E. Crippin, Mayor

[Stamp]

J. Ocherlander, City Clerk
RESOLUTION NO. 529

WHEREAS, The Police Department, City of Leawood was designated by the National Study of the Incidence and Severity of Child Maltreatment to participate in a National Incidence Study, and

WHEREAS, Captain Steve Cox, Project Director assisted by Sergeant Sam Tucker and Sergeant Craig Hill and all members of the Patrol Division made valuable contributions to this study;

NOW, THEREFORE, BE IT RESOLVED that the members of the Governing Body of the City Of Leawood, Kansas do hereby recognize and commend Captain Steve Cox; Sergeant Sam Tucker; Sergeant Craig Hill; and all members of the Patrol Division for their contributions in supplying factual information as an important step in the development of effective treatment and preventive programs in Child Maltreatment, and express their sincere gratitude; and

BE IT FURTHER RESOLVED that the Certificate of Appreciation received from the National Study of the Incidence and Severity of Child Maltreatment be presented to the Leawood Police Department in their behalf.

Adopted by the Governing Body this 21st day of April, 1980.

[Signature]
Kent E. Crippin  Mayor

[Signature]
J. Oberlander  City Clerk
RESOLUTION NO. 530

A RESOLUTION PERTAINING TO THE OPENING OF BIDS FOR SALE OF GENERAL OBLIGATION BONDS IN THE AMOUNT OF $1,894,500.00, APPROVING NOTICE OF SALE, APPROVING PROPOSAL FORM, AND APPROVING OFFICIAL STATEMENT.

BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas shall meet on Friday, May 16, 1980, at 11:00 o'clock A.M. Central Daylight Standard Time in the Courtroom of the Police Courts Building, 9617 Lee Boulevard, Leawood, Kansas 66226, to open sealed bids for the purchase of $1,894,500.00 General Obligations Bonds authorized by the Governing Body of the City of Leawood, Kansas, for the purpose of financing the improvements made in Improvement District 78-1 (123rd Street from State Line to Cherokee Street) and Improvement District 79-1 (123rd Street from Cherokee Road to Mission Road and Mission Road from 119th Street to 127th Street) all in the City of Leawood, Kansas.

BE IT FURTHER RESOLVED that a notice of sale in the form of the notice attached hereto as Exhibit A be adopted and published as required by law.

BE IT FURTHER RESOLVED that a proposal for the purchase of said bonds in the form of the proposal attached hereto as Exhibit B be adopted for use by bidders or prospective purchasers of said bonds.

BE IT FURTHER RESOLVED that the official statement attached hereto as Exhibit C be approved and that the City Clerk is authorized and directed to cause such official statement, together with the proposal and notice of bond sale, to be printed and/or published as required by law and mailed to known interested prospective bidders and purchasers.

PASSED AND APPROVED by the City of Leawood, Kansas on this 21st day of April, 1980.

ATTEST:

Kent K. Crispin, Mayor

[Signature]

J. Oberlander
City Clerk
NOTICE OF BOND SALE

$1,894,500.00

THE CITY OF LEAWOOD, KANSAS

GENERAL OBLIGATION BONDS

Sealed bids will be received by the Governing Body of Leawood, Kansas, in the Courtroom of the Police Courts Bldg., 9617 Lee Boulevard, Leawood, Kansas 66206, on May 16th, 1980, at eleven o'clock A.M. Central Daylight Standard Time, for the sale of $1,894,500.00 of General Obligation Bonds, Improvement District 79-1 and Improvement District 79-1 of the City of Leawood, Kansas, at which time said bids will be publicly opened.

All of said bonds will be negotiable coupon bonds in the denomination of $5,000.00 except for Bond No. 1, which shall be in the amount of $4,500.00.

All of said bonds will be dated June 1st, 1980, and will mature serially on March 1st of each year as follows:

<table>
<thead>
<tr>
<th>NUMBERS</th>
<th>AMOUNT</th>
<th>MATURITY</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>$4,500.00</td>
<td>March 1, 1981</td>
</tr>
<tr>
<td>2-18</td>
<td>$95,000.00</td>
<td>March 1, 1981</td>
</tr>
<tr>
<td>19-37</td>
<td>$95,000.00</td>
<td>March 1, 1982</td>
</tr>
<tr>
<td>39-56</td>
<td>$95,000.00</td>
<td>March 1, 1983</td>
</tr>
<tr>
<td>57-75</td>
<td>$95,000.00</td>
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<td>76-94</td>
<td>$95,000.00</td>
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<tr>
<td>95-113</td>
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<td>114-132</td>
<td>$95,000.00</td>
<td>March 1, 1987</td>
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<td>133-151</td>
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<td>March 1, 1988</td>
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<td>152-170</td>
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<td>171-190</td>
<td>$95,000.00</td>
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<tr>
<td>190-208</td>
<td>$95,000.00</td>
<td>March 1, 1991</td>
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<tr>
<td>209-227</td>
<td>$95,000.00</td>
<td>March 1, 1992</td>
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<tr>
<td>228-246</td>
<td>$95,000.00</td>
<td>March 1, 1993</td>
</tr>
<tr>
<td>247-265</td>
<td>$95,000.00</td>
<td>March 1, 1994</td>
</tr>
<tr>
<td>266-284</td>
<td>$95,000.00</td>
<td>March 1, 1995</td>
</tr>
<tr>
<td>285-303</td>
<td>$95,000.00</td>
<td>March 1, 1996</td>
</tr>
<tr>
<td>304-322</td>
<td>$95,000.00</td>
<td>March 1, 1997</td>
</tr>
<tr>
<td>323-341</td>
<td>$95,000.00</td>
<td>March 1, 1998</td>
</tr>
<tr>
<td>342-360</td>
<td>$95,000.00</td>
<td>March 1, 1999</td>
</tr>
<tr>
<td>361-379</td>
<td>$95,000.00</td>
<td>March 1, 2000</td>
</tr>
</tbody>
</table>

Proposals will be received on bonds bearing such a rate or rates of interest, not exceeding five different rates, as may be specified by the bidders; provided, however, that the same rate shall apply to all bonds of the same maturity and no rate shall exceed ten percent. The difference between the highest and lowest rates proposed shall not exceed two percent. The repetition of a rate shall not constitute a "different" rate within the meaning of this notice. No supplemental coupons will be specified.

Each interest rate shall be a multiple of one-eighth or one-tenth of one percent. No bid of less than par and accrued interest will be considered. Each bid shall specify the total interest cost to the City during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder.

EXHIBIT A
the net interest cost to the City on the basis of such bid, and the average annual net interest rate on the basis of such bid. The net interest cost to the City shall be determined by subtracting the amount of the premium, if any, from the total net interest cost to the City and shall be stated as a dollar amount in the bid. The City shall be entitled to rely on such dollar amount as stated in the bid as the basis of determining the lowest net interest cost. If there is any discrepancy between said net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern and the coupon rates specified in the bid shall be adjusted accordingly.

Interest on said bonds will be payable March 1, 1981, and thereafter on September 1st and March 1st in each year. Both principal of and interest on said bonds will be payable in lawful money of the United States of America at the Office of the State Treasurer in the City of Topeka, Kansas, or at the purchaser's option, at a Kansas bank having trust powers as defined by statute. The purchaser may also request designation of any bank having trust powers as defined by statute and located in a federal reserve city as a co-paying agent with the Kansas bank so designated.

Said bonds duly printed, executed and registered, will be furnished by said City of Leawood, Kansas, and said bonds will be sold subject to the legal opinion of Gaar and Bell, Attorneys at Law, whose unqualified approving opinion will be furnished and paid for by the City of Leawood. The purchaser will be furnished with a certified transcript of proceedings evidencing the authorization and issuance of said bonds, and the usual closing proofs which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. All legal expenses incurred by said City of Leawood in connection with the issuance of said bonds will be paid by said City.

All of said bonds will constitute general obligations of the said City of Leawood, Kansas, payable both as to principal and interest from ad valorem taxes levied without limit as to rate of amount upon all of the taxable tangible property within the territorial limits of the City of Leawood, Kansas.

Said bonds are all of an issue of $1,984,500.00 principal amount of bonds authorized by the Governing Body of the City of Leawood, Kansas for the purpose of paying the certified costs of the roadway improvements involved in Improvement District 78-1 (123rd Street from State Line Road to Cherokee Road) and Improvement District 79-1 (123rd Street from Cherokee Road to Mission Road and Mission Road from 119th Street to 127th Street). Said bonds are payable primarily from special assessments which have been assessed against the property benefited. However, the full faith, credit and resources of the City of Leawood, Kansas are pledged for the prompt payment of the principal and interest of said bonds when due, and all of said bonds will constitute general obligations of the City of Leawood, Kansas, payable both as to principal and interest from ad valorem taxes levied without limit as to rate or amount upon all of the taxable, tangible property within the territorial limits of the City of Leawood, Kansas.

It is anticipated that CUSIP identification numbers will be printed on said bonds, but neither the failure to print such number on any bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for said bonds in accordance with the terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on said bonds will be paid for
by the City. The CUSIP Service Bureau charge for the assignment of said numbers will be the responsibility of and must be paid for by the purchaser.

Said bonds will be delivered to the purchaser on or before June 15th, 1980, at such bank or trust company in the United States as the purchaser may specify.

The assessed valuation of the City of Leawood, Kansas for the determination of bonded debt limitations is $55,150,232.00 and the total bonded indebtedness of the City of Leawood, Kansas, as of the date of issuance of these bonds and including these bonds is $3,357,800.00.

Each bid shall be accompanied by a certified or cashier's check in the amount of $37,890.00 payable to the order of the Treasurer of the City of Leawood, Kansas. The Governing Body of the City of Leawood, Kansas reserves the right to reject any or all bids and to waive any irregularities in any bid.

Mailed bids shall be addressed to J. Oberlander, City Clerk, City of Leawood, Kansas, 9617 Lee Boulevard, Leawood, Kansas 66206, and marked "Bid for Purchase of $1,894,500.00 Combined Improvement District 78-1 and Improvement District 79-1 Bonds, City of Leawood, Johnson County, Kansas" and said bids must be received in said office at said address at or immediately prior to 11:00 o'clock A.M. Central Daylight Standard Time on May 16th, 1980.

The bids must be made on forms which may be procured from the undersigned and no additions or alterations in such forms shall be made.

Dated this 21st day of April, 1980.

CITY OF LEAWOOD, KANSAS

By

J. Oberlander
City Clerk
City of Leawood, Johnson County, Kansas
PROPOSAL FOR THE PURCHASE OF BONDS
OF LEAWOOD, JOHNSON COUNTY, KANSAS

TO THE GOVERNING BODY OF LEAWOOD, KANSAS:

For $1,894,500.00 principal amount of bonds to the City of Leawood, Johnson County, Kansas, to be dated June 1980, as described in your Notice of Bond Sale, said bonds to bear interest as hereinafter specified, to wit:

<table>
<thead>
<tr>
<th>Period</th>
<th>Bond Maturity</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>First $</td>
<td>1980 to 1981</td>
<td></td>
</tr>
<tr>
<td>Next $</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Next $</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Next $</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Next $</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Next $</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

the undersigned will pay par plus accrued interest to date of delivery, plus a total premium of $.

Total interest cost to the City of Leawood on said bond issue calculated to maturity on the rate specified $.

Total premium on said issue on basis of this bid $.

Net interest cost to the City of Leawood on said bond issue on basis of this bid $.

The average annual net interest rate to the City of Leawood on basis of this bid is $.

This proposal is subject to all terms and conditions contained in said Notice of Sale, and if the undersigned is the successful bidder, the undersigned will comply with all of the provisions in said Notice.

A cashier's or certified check in the amount of $ payable to the order of the Treasurer of the City of Leawood, Kansas accompanies this proposal as an evidence of good faith. Said check shall be returned to the undersigned if the bid of the undersigned is not accepted.

If the bid herein contained be accepted, then the check delivered to the City of Leawood on account of such bid, or the proceeds thereof shall be delivered to the undersigned. If the bid contained be accepted and if the undersigned shall default in the performance of any of the terms and conditions of said bid, the amount of such check shall be retained by the City as and for liquidated damages.

EXHIBIT B
Pursuant to action taken by the Governing Body of the City of Leawood, Kansas, the above proposal covering $ of bonds of said City, as described, is hereby accepted this day of       , 1980.

THE CITY OF LEWOOD, KANSAS

By ____________________________________________

Mayor

ATTEST:

J. Oberlander
City Clerk
(Seal)

Note: No additions or alterations in the above proposal shall be made and any erasures may cause rejection of any bid. Bids must be filed with J. Oberlander, City Clerk of the City of Leawood, Kansas, at the Leawood City Hall, 9617 Lee Blvd., Leawood, Kansas, no later than 11:00 o'clock A.M. Central Standard Time, on       , 1980.
OFFICIAL STATEMENT
CITY OF LEAWOOD, KANSAS

The City of Leawood, Kansas now has a population of 13,286. This population represents a gain of over 1000 residents since the city last issued General Obligation Bonds in January of 1980. The City is bounded by State Line Road on the east and extends from 79th Street on the north to approximately 156th Street on the south, and comprises an area of 10.75 square miles. A portion of the City north of I-435 (4.7 square miles) is completely developed into one of the area’s most affluent suburban residential areas. The area south of I-435 (14 square miles) has experienced rapid growth since the mid-1970s. Although the newly developed area consists predominently of high-bracket residential homes, this area does contain a more diverse zoning pattern with the inclusion of professional offices, luxury townhomes, and some commercial development. Growth in the City has been steady and upward almost regardless of varying national economic trends.

FINANCIAL INFORMATION

ASSESSED VALUATION

The assessed valuation of taxable tangible property situated in Leawood, Kansas for the past five years was as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Assessed Valuation (Rounded to Nearest $100,000)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1975</td>
<td>$40,382,549.00</td>
</tr>
<tr>
<td>1976</td>
<td>$44,702,772.00</td>
</tr>
<tr>
<td>1977</td>
<td>$48,296,211.00</td>
</tr>
<tr>
<td>1978</td>
<td>$50,754,154.00</td>
</tr>
<tr>
<td>1979</td>
<td>$55,150,232.00</td>
</tr>
</tbody>
</table>

The assessed valuation of taxable tangible property situated in Johnson County as a whole for the past five years was as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Assessed Valuation</th>
</tr>
</thead>
<tbody>
<tr>
<td>1975</td>
<td>$696,074,651.00</td>
</tr>
<tr>
<td>1976</td>
<td>$753,856,528.00</td>
</tr>
<tr>
<td>1977</td>
<td>$816,267,337.00</td>
</tr>
<tr>
<td>1978</td>
<td>$853,552,968.00</td>
</tr>
<tr>
<td>1979</td>
<td>$931,953,014.00</td>
</tr>
</tbody>
</table>

INDEBTEDNESS

The outstanding bonded indebtedness of the City of Leawood Johnson County, Kansas, now consists of the following outstanding issues:

1. An issue of $925,000.00, dated December 1, 1974, the largest ever issued by the City, for construction of the Leawood Recreation Complex, said issue now having been reduced to $785,000.00.

2. An issue of $100,000.00 for improvement of 111th Street in the City of Leawood dated September 1, 1975. These bonds were improvement district bonds, 90% of the cost of which is being assessed to the land owners within the improvement district. This issue has been reduced to $60,000.00.

EXHIBIT C
3. An issue of $40,000.00 dated September 1, 1975, for the improvement and overlay of 95th Street, a main traffi cway in the City, said issue now being reduced to $5,000.00.

4. An issue of $500,000.00 dated September 1, 1975, for construction of a second fire station, said issue now having been reduced to $360,000.00.

5. An issue of $253,300.00 for the improvement of 119th Street between Ensley Road and Mission Road dated January 19, 1980.

TAX COLLECTIONS

Property taxes are collected by the County Treasurer and remitted to the City in regular installments. Tax collections, including back taxes paid, are in excess of 97% of taxes levied.

GENERAL INFORMATION

The City of Leawood, Kansas is located in Johnson County, Kansas, one of the fastest growing counties in the State of Kansas. It is situated immediately west of Kansas City, Missouri and immediately south of Kansas City, Kansas. The county consists of 473 square miles and more than 302,000 acres. Johnson County ranks second in population of all counties in Kansas. The county is essentially of an urban-suburban character, being the only county so designated by the state legislature, although over 50% of its area is without the corporate limits of any city. There are 19 incorporated cities in the county. The projected population of the county by the Metropolitan Planning Commission of the Kansas City Region is as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Population</th>
</tr>
</thead>
<tbody>
<tr>
<td>1975</td>
<td>275,000</td>
</tr>
<tr>
<td>1980</td>
<td>322,000</td>
</tr>
<tr>
<td>1990</td>
<td>415,000</td>
</tr>
</tbody>
</table>

A profile of the people residing in Johnson County shows the residents ranked near the top nationally in educational achievement (12.6) years. 71% of the adults, 25 years or older, have completed high school.

Although Johnson County provides only 14% of the total employment force of the Kansas City region, it provides over 20% of the professional and technically trained persons and 25.8% of the managers, officers, and proprietors in the entire Kansas City region.

Johnson County is one of the top ranking counties in the nation in personal income. The City of Leawood is one of the top ranking cities in the county in this regard. The county has numerous shopping centers, two of which are two of the largest shopping centers in the western part of the United States. The county has experienced a rapid growth in the past decade of commercial office buildings. This increase in office space and continuing rapid expansion thereof in the county is partially the result of the location of national and regional offices of major corporations.

Dated this 21st day of April, 1980.

KENT E. CRIPPIN, Mayor
City of Leawood, Kansas
We, the undersigned, hereby certify that the total projects cost of the improvement of 123rd Street from approximately State Line West to Cherokee and the improvement of 123rd Street from Cherokee to Mission Road, and Mission Road from 119th Street to 127th Street is as follows:

<table>
<thead>
<tr>
<th>ITEM</th>
<th>PAID</th>
<th>DUE OR ESTIMATED</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction Contract</td>
<td>1,531,212.09</td>
<td>0</td>
<td>1,531,212.09</td>
</tr>
<tr>
<td>Shafer, Kline &amp; Warren (Basic Contract)</td>
<td>124,636.25</td>
<td>0</td>
<td>124,636.25</td>
</tr>
<tr>
<td>Engineer Services</td>
<td>77,523.43</td>
<td>0</td>
<td>77,523.43</td>
</tr>
<tr>
<td>Right-of-way acquisition including title work, appraiser fee &amp; award</td>
<td>43,770.00</td>
<td>0</td>
<td>43,770.00</td>
</tr>
<tr>
<td>Utility relocation (gas)</td>
<td>11,731.26</td>
<td>0</td>
<td>11,731.26</td>
</tr>
<tr>
<td>Utility relocation (water)</td>
<td>10,403.57</td>
<td>0</td>
<td>10,403.57</td>
</tr>
<tr>
<td>Assessment Map</td>
<td>0</td>
<td>3,000.00</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Temporary Note Int. (paid)</td>
<td>41,869.44</td>
<td>38,750.00</td>
<td>80,619.44</td>
</tr>
<tr>
<td>Temporary Note Int. (earned) (22,182.35)</td>
<td>0</td>
<td>(22,182.35)</td>
<td></td>
</tr>
<tr>
<td>Legal fees, including work relating to creation, condemnation, litigation</td>
<td>10,475.61</td>
<td>11,950.00</td>
<td>22,425.61</td>
</tr>
<tr>
<td>Publication</td>
<td>0</td>
<td>350.00</td>
<td>350.00</td>
</tr>
<tr>
<td>Bond Printing</td>
<td>0</td>
<td>500.00</td>
<td>500.00</td>
</tr>
<tr>
<td>Bond Attorney's Opinion</td>
<td>602.20</td>
<td>4,350.00</td>
<td>4,952.00</td>
</tr>
<tr>
<td>Contingency Fund</td>
<td>0</td>
<td>3,783.73</td>
<td>3,783.73</td>
</tr>
<tr>
<td>Register of Deeds</td>
<td>6.00</td>
<td>0</td>
<td>6.00</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>1,768.77</td>
<td>0</td>
<td>1,768.77</td>
</tr>
</tbody>
</table>

**TOTAL COST OF PROJECT** $1,894,500.00

This summary has been prepared from the records of the Office of the City Finance Clerk, Project Engineer, and the City Attorney. The total amount of the general obligation bonds to be issued by the City of Leawood, Kansas is in the sum of $1,894,500.00.

This certificate is executed on this _____ day of ________, 1980.

Project Engineer

APPROVED:

City of Leawood

By ____________________________

Mayor

Attest: ____________________________
RESOLUTION NO. 531

WHEREAS, certain publications are required by State Statute and by Ordinance; and

WHEREAS, the designation of the official City newspaper shall be made by resolution of the Governing Body at the organizational meeting on the first Monday of May in each year (Sec. 1-202, Revised Ordinances of the City of Leawood); and

WHEREAS, the City of Leawood, Kansas finds increasing need for prompt, regular publication of ordinances and legal notices; and

WHEREAS, it has been determined that Daily News of Johnson County and The Johnson County Sun meet all statutory requirements;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas does hereby designate Daily News of Johnson County and/or The Johnson County Sun as the official City newspapers for all documents requiring legal publication.

Adopted by the Governing Body this 5th day of May, 1980.

(S. E. A. L.)

Kent E. Crippin
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 532

WHEREAS, it has been determined that a need exists in Johnson County for a local body whose purpose is to foster and encourage the elimination of discrimination against individuals and groups in the County; and

WHEREAS, it has been determined that a need exists in Johnson County for a local body to inform and educate residents of their rights under the Kansas Act Against Discrimination; and

WHEREAS, the Johnson County Council of Mayors has been recorded as endorsing the concept of a countywide body to fulfill these needs; and

WHEREAS, that local body shall be an appointed commission composed of eleven members appointed by the Council of Mayors; and

WHEREAS, that commission shall establish its own set of by-laws consistent with its charter, as set forth by the Board of County Commissioners; and

WHEREAS, the Johnson County Office of Human Resources has been designated as the county intake office for discrimination complaints in Johnson County, and will assume necessary staff support for the Commission;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Leawood, Kansas, that the City of Leawood hereby endorses the establishment of a Human Relations Commission for Johnson County.

Adopted by the Governing Body this 5th day of May, 1980.

(S E A L)

Mayor

Attest:

City Clerk
RESOLUTION NO. 533


WHEREAS, the Governing Body of the City of Leawood, Kansas has previously authorized the issuance of general obligation bonds to pay the costs as set out in the preamble of this resolution; and

WHEREAS, the City has solicited bids for the sale of ONE MILLION EIGHT HUNDRED NINETY-FOUR THOUSAND FIVE HUNDRED DOLLARS ($1,894,500.00) in general obligation bonds of said City; and

WHEREAS, United Missouri Bank of Kansas City, N.A. is the apparent successful low bidder according to the following schedule:

FIRST: $279,500 of bonds maturing 1981 to 1983 6.80%
NEXT: 1,045,000 of bonds maturing 1984 to 1994 6.30%
NEXT: 190,000 of bonds maturing 1995 to 1996 6.50%
NEXT: 95,000 of bonds maturing 1997 to 1998 6.60%
NEXT: 190,000 of bonds maturing 1998 to 1999 6.80%
NEXT: 95,000 of bonds maturing 2000 to 2001 6.90%

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Leawood, Kansas, does hereby accept the bid of United Missouri Bank of Kansas City, N.A. to purchase ONE MILLION EIGHT HUNDRED NINETY-FOUR THOUSAND FIVE HUNDRED DOLLARS ($1,894,500.00) in general obligation bonds bearing the rate or rates of interest as set out above, interest to be payable semi-annually on the 1st of March and the 1st of September of each year, commencing March 1, 1981, subject to written confirmation.

Adopted by the Governing Body this 16th day of May, 1980.

ATTEST:

KENT E. TRITTMAN, M.A.

Oberlander, City Clerk
RESOLUTION NO. 534

A RESOLUTION ESTABLISHING A "STOP" SIGN AT THE FOLLOWING LOCATION WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along and in the Leawood Country Manor subdivision has been performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that a need exists for a "Stop" Sign at the following location:

For northbound traffic on Ash at College Boulevard

NOW, THEREFORE, BE IT RESOLVED that a "Stop" Sign be placed at this location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" Sign at this location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 19th day of May, 1980

Phillip Noldes, Pres.of Council

Attest:

J. Oberlander, City Clerk
RESOLUTION NO. 535

A RESOLUTION ESTABLISHING A "STOP" SIGN AT THE FOLLOWING LOCATION WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along and in the Brittany Court subdivision has been performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that a need exists for a "Stop" Sign at the following location:

For westbound traffic on 113th Terrace at Roe

NOW, THEREFORE, BE IT RESOLVED that a "Stop" Sign be placed at this location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" Sign at this location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 19th day of May, 1980

Phillip Hodes, Pres. of Council

D. Oberlander, City Clerk
RESOLUTION NO. 536

A RESOLUTION ESTABLISHING A "STOP" SIGN AT THE FOLLOWING LOCATION WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along and in the Royce subdivision area has been performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that a need exists for a "Stop" Sign at the following location.

For eastbound traffic on 127th Street at State Line

NOW, THEREFORE, BE IT RESOLVED that a "Stop" Sign be placed at this location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" Sign at this location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 19 day of May, 1980

[Signatures]

Phillip Hodes, Pres. of Council

J. Oberlander, City Clerk
RESOLUTION NO. 537

A RESOLUTION ESTABLISHING A "STOP" SIGN AT THE FOLLOWING LOCATION
WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow in the subdivision of
Longwood Forest has been performed by a traffic specialist of
the Leawood Police Department and reviewed by a consulting
engineer, it has been determined that a need exists for a "Stop"
Sign at the following locations:

For southbound traffic on Delmar at College
For southbound traffic on Buena Vista at College

NOW, THEREFORE, BE IT RESOLVED that a "Stop" Sign be placed at
each location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is
instructed to post a "Stop" Sign at each location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is
instructed to enforce same.

Adopted by the Governing Body this 19 day of May, 1980

Phillip Hodes, Pres. of Council

J. Oberlander, City Clerk
WHEREAS, the City of Leawood intends to apply to the Kansas Land and Water Conservation Fund Program for funds for the development of a Greenway System,

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood hereby certifies and assures that:

A. The City has the legal authority to receive and expend the funds involved for the purposes intended and to accomplish the objectives given in the said project proposal.

B. No financial assistance has been given or promised under any other Federal program or activity with regard to the proposed project.

C. The City has the ability and intent to finance its share of the cost of the proposed project.

D. The City will not discriminate against any person on the basis of race, color, or national origin in the use of any property or facility acquired or developed pursuant to this project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, P.L. 88-354 (1964), and any of the regulations promulgated pursuant to such Act by the Secretary of the Interior and contained in 43 CFR 17.

E. The public property involved in the project will be placed in use as an outdoor recreation facility and will be retained for such use as provided and agreed to in the project agreement. Prior approval of the Kansas Park and Resources Authority and the Heritage Conservation and Recreation Service will be obtained before any other disposition of project land or facilities is made.

F. No use of such land or facilities other than those described in the project proposal will be permitted unless approved in advance by the Kansas State Park and Resources Authority and the Heritage Conservation and Recreation Service.

G. The City will, in its development, exert every effort in preserving existing beauty and enhancement of the proposed project area and will bury all utility service to proposed developments.

H. The City will consider energy conserving measures in the type of construction materials used; facility location and design; and the total elimination of, or drastic reduction in the lighting of facilities and other energy consuming features which are in accord with state and federal energy conservation policies.

I. The City intends to develop, finance, operate, and manage the property to be developed in accordance with the standards established by the Kansas State Park and Resources Authority and the Heritage Conservation and Recreation Service for the useful life of such property.

J. In the use of the property to be developed, the City accepts the obligation to comply with applicable laws, rules, and regulations in effect at the time of the award and to the further terms and conditions of the Heritage Conservation and Recreation Service Manual in effect at the same time of the award.

K. The City will supply development specifications and detailed plans for submission when requested to the Kansas State Park and Resources Authority and the Heritage Conservation and Recreation Service for approval before actual work is started.
RESOLUTION NO. 538

L. The City will develop and construct facilities to serve the handicapped and aged.

M. The current incumbent and all duly elected successors, thereto, of the office of mayor will execute, on behalf of the governmental unit, an Annual Operation and Maintenance Statement of the park area acquired and/or the park and recreational facilities developed under this federally assisted grant project.

Adopted by the Governing Body this 19th day of May 1980.

Phillip Hode, President of the Council

Attest:

J. Oberlander
City Clerk
POLICY RESOLUTION NO. 539

EQUAL EMPLOYMENT OPPORTUNITY POLICY

CITY OF LEAWOOD, KANSAS

The Governing Body of the City of Leawood, Kansas hereby declares it to be the policy of the City of Leawood, Kansas to provide equal opportunity in employment and advancement, and to administer its employment practices without regard to race, color, religion, sex, age, or national origin.

This policy of non-discrimination will prevail throughout every aspect of employment practices, including, but not limited to, the following:

1. Recruit, hire and promote in all job classifications without regard to race, color, religion, sex, age, or national origin, except where age is a bona fide occupational qualification.

2. All decisions for hiring or promotions shall be based solely upon each individual's qualifications for the position to be filled.

3. All other personnel actions such as compensation, benefits, transfers, layoffs, return from layoffs, city sponsored training, education, tuition assistance, social and recreation programs, will be administered without regard to race, color, religion, sex, age or national origin.

4. The City of Leawood, Kansas will undertake a program of affirmative action to make widely known that equal employment opportunities are available on the basis of individual merit and to actively encourage all persons to seek employment and to strive for advancement on this basis.

5. It is the intent of the City of Leawood that this policy shall be enforced the same as any other policy of the City. Any deliberate attempt to thwart or to circumvent this policy shall be grounds for disciplinary action, including demotion or discharge.
AFFIRMATIVE ACTION POLICY

1. SCOPE AND PURPOSE

These guidelines are designed to provide direction in the development of an affirmative action plan to provide equal employment opportunities for all, regardless of race, color, religion, sex, age, physical handicaps, or national origin. With that goal in mind, the City of Leawood, Kansas embraces the following Civil Rights Acts:

The Kansas Act Against Discrimination 44-1030.

Kansas Civil Rights Act as amended in 1974 to include the physically handicapped.

Title VI. Civil Rights Act of 1964 - provides that no person in the United States shall be excluded from participation, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance, including Federal Code of Regulations, Title 43, Part 17, Public Law 88352, Sections 601 and 602.

Section 109. Housing and Community Development Act of 1974 - provides that no person in the United States shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity funded in whole or in part with funds made available under this title.

Title VIII. Civil Rights Act of 1968 - provides for fair housing throughout the United States. Kinds of discrimination prohibits: refusal to sell, rent or negotiate, or otherwise to make available; discrimination in terms, conditions and privileges discriminatory advertising; false representation; block-busting; discrimination in financing and discrimination in membership in multiple-listing services and real estate brokers' organizations.

Executive Order 11063 - required equal opportunity in housing and related facilities provided by Federal Financial assistance.

Executive Order 11246 as amended by Executive Order 11375 - required nondiscrimination in employment under federally assisted contracts.

II. THE EQUAL EMPLOYMENT OPPORTUNITY OFFICER

Responsibilities and duties of the Equal Employment Opportunity Officer are to coordinate efforts to advise and assist staff in implementing the aforementioned Civil Rights Acts and to serve as ombudsman for any complaints; specifically, this official is charged with monitoring the following:

1. Reviewing all policies relating to Equal Opportunity in order to guarantee effective implementation of the program.
2. Designing and implementing record systems for minority employment information.
4. Cooperation with unions in the development of programs to assure equal opportunity for qualified minority persons in the contract grades.
5. To encourage minority employees to increase their skills and job potential through participating in training and educational programs.

III. ADVERTISING

Advertise in newspapers that the City of Leawood, Kansas is an Equal Opportunity Employer, and advertise vacancies of City of Leawood, Kansas employee positions in the news media. All applicants will be screened on a competitive basis extending to all applicants consideration for employment without regard to race, creed, color, sex, age, or national origin. The City of Leawood, Kansas will post, in conspicuous places, notices and other information identifying that the City of Leawood, Kansas is an Equal Opportunity Employer.

IV. CONTRACTS LET BY CITY

Contracts let by the City of Leawood, Kansas shall contain the following requirements:

1. The contractor will not discriminate against any employee or applicant for employment because of age, race, creed, sex, color, or national origin. The contractor will have an Affirmative Action Plan relating to employment, upgrading, layoff, recruitment, compensation, and training or apprenticeship to ensure fair and nondiscriminatory treatment.
VI. PERSONNEL GRIEVANCE PROCEDURE

If there is a complaint against the City of Leawood, Kansas, the following steps should be taken:

1. The grievance shall be submitted to the City of Leawood, Kansas for review and followup action.

2. If the complaint does not receive satisfactory solution, the complainant may contact the Kansas Commission on Civil Rights, 535 Kansas Avenue, Topeka, Kansas.

3. Review of files by claimant provides that a complainant may review local files bearing on this case, except for confidential material and where prohibited by law.

4. The claimant has only six (6) months to file his (her) grievance from the date of the alleged violation. The City will review and take action within thirty (30) working days of receipt of the complaint.

VII. PUBLIC FACILITIES GRIEVANCE PROCEDURE

It is further declared to be the policy of the City of Leawood, Kansas, that all public facilities shall be accessible to the handicapped with provisions for use by the handicapped. In the case of existing facilities, modifications to bring said facilities into compliance with the provisions of Public Law 90-480, Architectural Barriers Act of 1968, shall be undertaken as soon as funds are available for such purpose.

It is the right of each and every individual who feels himself aggrieved through discrimination on the basis or race, color, religion, sex, age, physical handicap, or national origin to file a grievance complaint with the City of Leawood, Kansas.

Within five (5) days after receipt of said complaint, the City of Leawood, Kansas shall file a copy of the complaint with the Equal Opportunity Office, Department of the Interior, Washington, D.C., and with Lynn Burris, Jr., State Liaison Officer, P.O. Box 977, Topeka, Kansas, 66601.

If the complaint is not resolved to the satisfaction of the complainant, he or she may file an additional grievance complaint with the Kansas Commission on Civil Rights, 535 Kansas Avenue, Topeka, Kansas, 66603. The complainant may, at any time within six (6) months from the date of the alleged act of discrimination, file a grievance complaint with the Equal Opportunity Office, Department of the Interior, Washington, D.C. Further, the complainant shall have full recourse to all remedies of law in seeking satisfactory disposition of any alleged act of discrimination. The complainant may at any time during
the course of settlement of the grievance, withdraw his or her complaint by notification of all parties involved. Such withdrawal shall not jeopardize the right of any person complained against from seeking legal relief for slander, libel, or false accusation, if such action is believed warranted.

Any act of discrimination by an employee or agent of the City of Leawood, Kansas, established and proven, shall be grounds for disciplinary action, including dismissal in addition to any penalties imposed through due process of law.

VIII. JOB GOALS

The availability of City jobs will be filled in accordance with this Affirmative Action Plan in relation to turnover rates of Leawood city jobs.

Passed and signed this 19th day of May, 1980.

Phillip Hodes, President of the Council

J. Oberlander, City Clerk
ADDENDUM

TO

EQUAL EMPLOYMENT OPPORTUNITY POLICY

1. To insure compliance with Section 44-1032 of the Contract Compliance provisions of the Kansas Act against Discrimination (1978), the City of Leawood, Kansas will expand its recruitment sources to include; for example, Employment Service Agency, CETA, women's organizations, NAACP, American G. I. Forum, Human Relations Commission, Community Action Agency, etc., but are not limited to the aforementioned examples.

2. An analysis of the present workforce indicating the percentage of minorities within the City of Leawood's departments, as well as the non-minority, female, and handicapped to establish a comparison of the required percentage to the existing percentage of minority, female, and handicapped actually employed within the governmental unit.

3. The City of Leawood, Kansas is required to prepare and submit its goals and timetables for correcting deficiencies in the employment of female, minority, and handicapped workers that exists in the workforce analysis.
MEMO

Our records do not show EL MONTE street as being a dedicated street at the point you mention. We are enclosing a picture of plat of Fox Hill Office Park to show this.

cc: Sanauto 4/3/80

re: flo

Rubie M. Scott
Register of Deeds
A RESOLUTION AMENDING THE STREET NAME "MISSION ROAD" TO "EL MONTE" FROM COLLEGE BOULEVARD NORTH TO THE INTERSECTION OF EXISTING EL MONTE AND TO "109TH TERRACE" FROM EL MONTE TO THE INTERSECTION OF EXISTING MISSION ROAD. ("LONGWOOD FOREST" PLAT)

WHEREAS, the staff has reviewed and coordinated the change with the staff of the City of Overland Park; and

WHEREAS, the street name change is made in anticipation of the future realignment of old Mission Road to avoid confusion at that time; and

WHEREAS, the Leawood Plan Commission has recommended that said name change be made;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that Mission Road become "El Monte" from College Boulevard north to the intersection of existing El Monte and become "109th Terrace" from El Monte to the intersection of existing Mission Road.

Adopted by the Governing Body this 24th day of January, 1980.

Kent E. Griffin Mayor

Oberlander City Clerk

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD

1980 JUN 10 AM 10 12 4

RUBIE M. SCOTT
REGISTER OF DEEDS
BY DEP.
RESOLUTION NO. 541

A RESOLUTION ESTABLISHING "STOP" SIGNS AT THE FOLLOWING LOCATIONS WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along and in the Verona Gardens/Oxford Hills area has been performed by a traffic specialist of the Leawood Police Department and reviewed by a consulting engineer, it has been determined that a need exists for "Stop" signs at the following locations:

- For northbound traffic on High Drive at 119th Street
- For northbound traffic on Meadow Lane at 119th Street
- For northbound traffic on Manor Road at 119th Street
- For northbound traffic on Belinder Road at 119th Street
- For northbound traffic on Aberdeen at 119th Street
- For northbound traffic on Canterbury at 119th Street
- For northbound traffic on Ensley Lane at 119th Street
- For northbound traffic on Cherokee at 119th Street
- For northbound traffic on Pawnee at 119th Street
- For northbound traffic on Wenonga at 119th Street
- For northbound traffic on Mission Road at 119th Street
- For northbound traffic on Fairway Road at Aberdeen
- For southbound traffic on Reinhardt at 123rd Street
- For southbound traffic on Aberdeen at 123rd Street
- For southbound traffic on Fairway at 123rd Street
- For southbound traffic on Norwood at 123rd Street
- For northbound traffic on Aberdeen at 121st Street
- For southbound traffic on Aberdeen at 121st Street
- For southbound traffic on Wenonga Road at 121st Street
- For southbound traffic on High Drive at 121st Street
- For northbound traffic on High Drive at 121st Street
- For northbound traffic on High Drive at 123rd Street

NOW, THEREFORE, BE IT RESOLVED that a "Stop" sign be placed at each location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post a "Stop" sign at each location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 16th day of June, 1980.
RESOLUTION NO. 541
re "Stop" signs; Verona Gardens/Oxford Hills

(S.E./A.P.L)

Attest:

J. Oberlander

City Clerk

Kent E. Grippin
Mayor

J. Oberlander
City Clerk
Resolution No. 542

WHEREAS, the Leawood Police Department began a formal crime prevention program on July 1, 1977, funded by a grant from the Law Enforcement Assistance Administration; and

WHEREAS, Officer Merle Ganaden has been the designated Crime Prevention Officer since the inception of the program; and

WHEREAS, during the past three years Officer Ganaden has inspected some 2,000 homes and 100 businesses on security surveys and made several thousand other contacts; and

WHEREAS, all the training for this position except a two week seminar was done voluntarily by Officer Ganaden on his own time; and

WHEREAS, his efforts have had a noticeable effect on the number of property crimes committed in the City of Leawood;

NOW THEREFORE BE IT RESOLVED that the members of the Governing Body of the City of Leawood do hereby recognize and commend Officer Merle Ganaden for his work as Crime Prevention Officer; and

BE IT FURTHER RESOLVED that the Governing Body, on behalf of all the residents of Leawood, expresses its sincere appreciation to Officer Ganaden for his efforts in making our community a better and safer place to live.

Adopted by the Governing Body this 7th day of July , 1980.

[Signature]
Kent E. Griffin, Mayor

Attest:

[Signature]
Oberlander, City Clerk
CITY OF LEAWOOD, KANSAS
RESOLUTION NO. 543

BE IT RESOLVED by the Governing Body of the City of Leawood that the City of Leawood, Kansas does hereby approve and consent to the enlargement of Blue River Main Sewer District No. 1 and Blue River Sewer Sub-district No. 6 and to the inclusion within their boundaries of the property described in the attached Plat and Legal Description which property is within the corporate limits of the City of Leawood. Further, the City of Leawood, Kansas does hereby approve and consent to the creation of Lateral Sewer District No. 2 of Blue River Sewer Sub-district No. 6 and to the inclusion within its boundaries of the property described in the attached legal description (ATTACHMENT A), which property is located within the corporate limits of the City of Leawood.

Passed this 18th day of August, 1980.

[Signature]
Mayor

[Signature]
Mclerk
A subdivision of the SE¼ of the NE¼ of Section 33, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southeast corner of the SE¼ of the NE¼ of said Section 33, said point also being on the Easterly extension of the North line of Lot 1, MERRY LEA FARMS, a subdivision of land now in the City of Leawood, Johnson County, Kansas; thence S 87° 49' 18" W, along the South line of the SE¼ of the NE¼ of said Section 33 and along the North line and its extension of Lots 1, 2, 3, 4 and 5, of said MERRY LEA FARMS, a distance of 1326.85 feet to the Southwest corner of the SE¼ of the NE¼ of said Section 33, said point also being the Northwest corner of Lot 5, of said Merry Lea Farms; thence N 1° 55' 41" W, along the West line of the SE¼ of the NE¼ of said Section 33, a distance of 1324.68 feet to the Northwest corner thereof; thence N 87° 46' 12" E, along the North line of the SE¼ of the NE¼ of said Section 33, a distance of 1324.78 feet to the Northeast corner thereof; thence S 2° 01' 04" E, along the East line of the SE¼ of the NE¼ of said Section 33, a distance of 1325.76 feet, to the point of beginning, containing 40.333 acres, more or less, now platted as "LEAWOOD MEADOWS".
Altho part of LEAWOOD MEADOWS, a subdivision of land now in the City of Leawood, Johnson
County, Kansas, more particularly described as follows: Beginning at a point on the centerline
of 137th Terrace, as now established, at its intersection with the Southerly extension of the
West line of Lot 29 of said LEAWOOD MEADOWS; thence N 1° 55' 41" W, along the West line and
its extension of said Lot 29, a distance of 175 feet; thence N 87° 47' 45" E, along a line
175 feet North of and parallel to the centerline of said 137th Terrace, a distance of 918.66
feet, to a point on the East line of Lot 34 of said LEAWOOD MEADOWS; thence N 2° 12' 15" W,
along the East line of said Lot 34, a distance of 18.95 feet; thence Easterly, Southeasterly,
and Southerly, along a curve to the right, having a radius of 200 feet, a central angle of
109° 51' 49", and whose initial tangent bearing is N 73° 40' 16" E, a distance of 383.50 feet,
to a point on the South line of Lot 36 of said LEAWOOD MEADOWS; thence S 87° 47' 45" W, along
the South line of said Lot 36, a distance of 24 feet, to a point 175 feet East of the center-
l ine of Lot 2 of said LEAWOOD MEADOWS; thence N 87° 47' 45" E, along the South line of said
Lot 2, a distance of 24 feet; thence Southerly, Southwesterly and Westerly, along a curve to
the right, having a radius of 200 feet, a central angle of 111° 20' 43", and whose initial tan-
gent bearing is S 7° 56' 36" E, a distance of 388.67 feet, to a point on the West line of Lot 4
of said LEAWOOD MEADOWS; thence N 2° 12' 15" W, along the West line of said Lot 4, a distance
of 17.63 feet; to a point 175 feet South of the centerline of 138th Terrace, as now established;
thence S 87° 47' 45" W, along a line 175 feet South of and parallel to the centerline of said
138th Terrace, a distance of 918.72 feet, to a point on the West line of Lot 10 of said LEAWOOD
MEADOWS; thence N 1° 55' 41" W, along the West line and its extension of Lot 10, a distance of
175 feet, to a point 175 feet East of the centerline of said 138th Terrace; thence N 87° 47' 45" E, along
the centerline of said 138th Terrace, a distance of 276.69 feet, to a point on the Southerly extension
of the East line of Lot 11 of said LEAWOOD MEADOWS; thence N 2° 12' 15" W, along the East
and its extension of said Lot 11, a distance of 175 feet, to a point 175 feet North of the
centerline of said 138th Terrace; thence S 87° 47' 45" W, along a line 175 feet North of and
parallel to the centerline of said 138th Terrace, a distance of 150 feet; thence N 2° 12' 15" W,
along a line 150 feet West of and parallel to the East line and its extension of Lots 11 and 20
of said LEAWOOD MEADOWS, a distance of 350 feet, to a point 175 feet South of the centerline
of said 137th Terrace; thence N 87° 47' 45" E, along a line 175 feet South of and parallel to the
centerline of said 137th Terrace, a distance of 150 feet, to a point on the East line of said
Lot 20; thence N 2° 12' 15" W, along the East line and its extension of said Lot 20, a distance
of 175 feet, to a point on the centerline of said 137th Terrace; thence S 87° 47' 45" W, along
the centerline of said 137th Terrace, a distance of 273.31 feet, to the point of beginning.
RESOLUTION NO. 544

GOVERNING BODY, CITY OF LEAWOOD, KANSAS

Now on this 18th day of August, 1980, the City Council as the Governing Body of the City of Leawood, Kansas met in regular session at the City Hall, Leawood, Kansas, a quorum being present and participating.

There came on for consideration before the Council the matter of a user charge system for the payment of operation and maintenance costs of the sewer system of the City. The Council received and heard reports from the City Attorney, the City Engineer, and the Director of Public Works.

Upon motion duly made and seconded, the following resolution was passed and adopted:

WHEREAS, the City has applied for, accepted and received grant assistance from the United States Environmental Protection Agency for the planning of and future construction of sanitary sewers within the City; and

WHEREAS, the grant assistance is conditioned upon, pursuant to the Clean Water Act, also known as the Federal Water Pollution Control Act, and the administration regulations of the United States Environmental Protection Agency, and requires the adoption and implementation of a user charge for the payment of the costs of operation and maintenance of the sewer system; and

WHEREAS, the City must notify the United States Environmental Protection Agency that it intends to and will adopt and implement a user charge ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that:

The Mayor of the City of Leawood, Kansas shall be and hereby is authorized to notify the United States Environmental Protection Agency that the City of Leawood, Kansas does intend to adopt and will adopt a user charge ordinance, after appro-
priate public comment and participation, in a form substantially equivalent to the draft ordinance submitted to and approved by E.P.A.

ADOPTED AND APPROVED this 18th day of August, 1980.

[Signature]
Kent Crippen, Mayor

[Signature]
Oberlander, City Clerk
RESOLUTION NO. 545

Hunter's Ridge (Hunter's Ridge, 123rd & High Drive)

RESOLUTION ACCEPTING CERTAIN STREETS AND STORM SEWERS WITHIN THE CITY OF LEAWOOD, KANSAS FOR MAINTENANCE BY THE CITY IN ACCORDANCE WITH THE SUBDIVISION REGULATIONS. SECTION 17-404. MAINTENANCE SURETY.

WHEREAS, the streets and storm sewers within Hunter's Ridge, 1st Plat have been designed and constructed substantially in accordance with the approved plans and specifications; and

WHEREAS, the streets and storm sewers have been maintained by the Developer (Capitol Funds, Inc.) for a period of time exceeding one year after the initial inspection by the Director of Public Works; and

WHEREAS, the Director of Public Works has made a final inspection of the streets and storm sewers and has found them to have been constructed substantially in accordance with the approved plans and specifications and has found that all necessary repairs have been performed satisfactorily,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that all streets within Hunter's Ridge, 1st Plat be accepted by the City of Leawood for the maintenance thereof.

Adopted by the Governing Body this 2nd day of September, 1980.

[Signature]
Mayor

[Signature]
City Clerk
RESOLUTION ACCEPTING CERTAIN STREETS AND STORM SEwers WITHIN THE CITY OF LEAWOOD, KANSAS FOR MAINTENANCE BY THE CITY IN ACCORDANCE WITH THE SUBDIVISION REGULATIONS. SECTION 17-404. MAINTENANCE SURETY.

WHEREAS, the streets and storm sewers within Longwood Forest, 1st and 2nd Plats and College Boulevard (111th Street) adjacent to Longwood Forest, 1st and 2nd Plats have been designed and constructed substantially in accordance with the approved plans and specifications; and

WHEREAS, the streets and storm sewers have been maintained by the Developer (Plaza Savings and Loan Association) for a period of time exceeding one year after the initial inspection by the Director of Public Works; and

WHEREAS, the Director of Public Works has made a final inspection of the streets and storm sewers and has found them to have been constructed substantially in accordance with the approved plans and specifications and has found that all necessary repairs have been performed satisfactorily.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that all streets within Longwood Forest, 1st and 2nd Plats, and College Boulevard (111th Street) adjacent to Longwood Forest, 1st and 2nd Plats be accepted by the City of Leawood for the maintenance thereof.

Adopted by the Governing Body this 2nd day of September, 1980.

Kent E. Cribbin
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 547

(Oxford Hills, 119th & Pawnee)

RESOLUTION ACCEPTING CERTAIN STREETS AND STORM SEWERS WITHIN THE CITY OF LEAWOOD, KANSAS FOR MAINTENANCE BY THE CITY IN ACCORDANCE WITH THE SUBDIVISION REGULATIONS. SECTION 17-404. MAINTENANCE SURETY.

WHEREAS, the streets and storm sewers within Oxford Hills, 2nd Plat have been designed and constructed substantially in accordance with the approved plans and specifications; and

WHEREAS, the streets and storm sewers have been maintained by the Developer (Imperial Real Estate Development Trust) for a period of time exceeding one year after the initial inspection by the Director of Public Works; and

WHEREAS, the Director of Public Works has made a final inspection of the streets and storm sewers and has found them to have been constructed substantially in accordance with the approved plans and specifications and has found that all necessary repairs have been performed satisfactorily,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that all streets within Oxford Hills, 2nd Plat be accepted by the City of Leawood for the maintenance thereof.

Adopted by the Governing Body this 2nd day of September, 1980.

Kent E. Crippin Mayor

J. Oberlander City Clerk
RESOLUTION NO. 548
(Royce, 127th & State Line)

RESOLUTION ACCEPTING CERTAIN STREETS AND STORM SEWERS WITHIN THE CITY OF LEAWOOD, KANSAS FOR MAINTENANCE BY THE CITY IN ACCORDANCE WITH THE SUBDIVISION REGULATIONS. SECTION 17-404. MAINTENANCE SURETY.

WHEREAS, the streets and storm sewers within the Royse Subdivision, 1st Plat have been designed and constructed substantially in accordance with the approved plans and specifications; and

WHEREAS, the streets and storm sewers have been maintained by the Developer (W. B. Royse, Masonry and Waterproofing Company, Inc.) for a period of time exceeding one year after the initial inspection by the Director of Public Works; and

WHEREAS, the Director of Public Works has made a final inspection of the streets and storm sewers and has found them to have been constructed substantially in accordance with the approved plans and specifications and has found that all necessary repairs have been performed satisfactorily,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that all streets within Royse Subdivision, 1st Plat be accepted by the City of Leawood for the maintenance thereof.

Adopted by the Governing Body this 2nd day of September, 1980.

[Signature]
Kent L. Trippe
Mayor

[Signature]
J. Oberlander
City Clerk
RESOLUTION NO. 549

WHEREAS the name "Overbrook Road" was originally assigned to the 12300 block of Leawood South; and

WHEREAS the name "Overbrook Road" was subsequently assigned to a street in the 12300 block of Hunter's Ridge, First Plat; and

WHEREAS it is felt to be in the best interest of public safety and convenience that such street names not be duplicated; and

WHEREAS the Leawood Plan Commission so recommends to the City Council;

NOW THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that the street adjacent to Lots 13, 14, and 15 of Block 1, and Lot 1 of Block 2, originally designated "Overbrook Road" on the First Plat of Hunter's Ridge, be changed to "Pembroke Lane".

Adopted by the Governing Body this 6th day of October, 1980.

J. Oberlander, City Clerk

CERTIFICATION

I hereby certify that copies hereof, certified by me, have been sent to the County Appraiser, the Register of Deeds for recording, the U.S. Postal Service, the Fire Dispatcher's Office, the Johnson Co. Sheriff's Office, and the Johnson Co. Emergency Medical Service.

J. Oberlander, City Clerk
RESOLUTION NO. 550

WHEREAS, Al R. Sellers was first employed by the City as a police officer in 1967; and

WHEREAS, he has subsequently served in the capacities of Sergeant, Lieutenant, Captain, and since 1977 as Chief; and

WHEREAS, he has served faithfully, loyally and honorably and made valuable contributions to the City government;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood commend and express its gratitude to Chief Sellers for the dedicated and outstanding service he has performed during his tenure; and

BE IT FURTHER RESOLVED that as a remembrance for his outstanding contribution, he be awarded a plaque and key to the City.

Adopted by the Governing Body of the City of Leawood, Kansas this 6th day of October, 1980.

Attest:

J. Oberlander   City Clerk
RESOLUTION NO. 551

A RESOLUTION RELATING TO BENEFITS
OBTAINABLE BY CITIES UNDER THE PROGRAM
FOR FEDERAL AND STATE AID ON HIGHWAY CONSTRUCTION

Be It Resolved by the Governing Body of the City of Leawood:

That the Mayor and City Clerk are authorized and directed to execute for and on behalf of the City of Leawood, Kansas, Agreement No. 87-80A between the City and the Kansas Department of Transportation, giving the Secretary of Transportation of the State of Kansas authority to act for the City, and in its place and stead, to obtain for the City such benefits as are obtainable under the program of the Federal and State Aid Plan of Highway Construction, and obtain the benefits of such legislation for the City on the terms and conditions set forth in such agreement as may be prepared and approved by the Secretary of Transportation for the Improvement R/W.

Beginning at a point on southerly right of way line of I-435 highway located approximately 160 ft. east of the centerline of Lee Blvd. in Sec. 10 T135, R25E; thence northwesterly perpendicular to right of way line 35 ft. thence northeasterly 1160 ft. along a line parallel to the right of way line; thence southeasterly 35 ft. to the right of way line; thence 1160 ft. along the R/W designated as a city connecting link on the State Highway System and line to begin.

The above contains 40,600 sq. ft. more or less.

Known as Project No. 435-46 I 435-3 (-)

Passed by the [Council](Commission) this [day of] Dec., 1980

[Signature] Mayor

[Signature] City Clerk
PROJECT NO. 435-46 1 435-3 (-)

JOINT USE OF RIGHT OF WAY - LANDSCAPE AREA

CITY OF LEAWOOD, KANSAS

AGREEMENT

This agreement, made and entered into this 10 day of Dec., 1987, by and between the Secretary of Transportation of the State of Kansas, hereinafter called the Licensor, and the City of Leawood, a municipal corporation of the State of Kansas, hereinafter called the Licensee.

RECORD:

WHEREAS, The Licensee desires to use a tract of land that is part and parcel of the state highway facility, referred to as a city connecting link and under the jurisdiction of the City of Leawood, Kansas, for a landscape area, and

WHEREAS, Licensor is willing to permit joint use of the right of way providing such use does not impair the use and safety of the existing public roadway.

NOW, THEREFORE, in consideration of the premises the parties hereto mutually agree as follows.

1. Licensor agrees to grant, license and empower, to the extent of its interest therein, the Licensee the right and privilege to use a tract of land acquired for the construction of I-435 highway in Leawood, Johnson County, Kansas, for a landscape area. Said privilege to extend to the location shown on the print which is marked "Exhibit A" and incorporated herein by reference, specifically described as follows:

Beginning at a point on the southerly right of way line of I-435 highway located approximately 160 feet east of the centerline of Lee Boulevard in Section 10, Township 13 South, Range 25 East; thence northerly perpendicular to the right of way line 35 feet; thence northeasterly 1160 feet along a line parallel to the right of way line; thence southeasterly 35 feet to the right of way line; thence 1160 feet along the right of way line to the point of beginning. The above containing 40,600 square feet, more or less.
2. The Licensee agrees to prepare or have prepared any necessary plans and specifications for the development of the landscape area and upon approval by the State Transportation Engineer and the Federal Highway Administration said plans are by reference made a part of this agreement. The Licensee further agrees that any revision in the design of the development as originally approved for construction, or any change in the authorized use of the right of way shall receive prior review and approval by the Secretary and the Federal Highway Administration.

3. It is agreed that all costs of planning, construction and other contingencies that may arise in connection therewith, shall be accomplished by and at the expense of the Licensee.

4. Disposition of income received from the authorized use of the right of way shall be the City's responsibility and credit to the state or federal interest shall not be required.

5. It is agreed that the authority to use the right of way shall not be transferred, assigned or conveyed without the approval of the Secretary and the Federal Highway Administration.

6. The Licensor may in its own behalf, and shall at the request or demand of the Secretary, terminate this license at any time for any cause by giving Licensee a thirty (30) day written notice of such intent. Cost of vacation of said area is to be borne at the sole expense of the Licensee. The authority to use the right of way shall be revocable in the event the facility ceases to be used or is abandoned.

7. Licensee agrees that the area will not be used to store any material or used for purposes which would constitute a potential fire hazard or any other hazard which would impair the use or safety of the public roadway.

8. Licensee agrees to provide the necessary safeguards to protect the public and the highway facility and further agrees that it will repair or replace any damages to the highway facility caused by its use thereof, such repair or replacement to be made within a reasonable time after written notice has been given to the Licensee by the Secretary, or in lieu thereof, at the election of Licensee, compensation can be paid to the Secretary for the necessary expense for said repairs.

9. The Licensee will save the Secretary and his or her authorized representatives harmless from any and all costs, liabilities, expenses, damages, suits, judgments and claims of any nature whatsoever arising out of or in connection with the provisions or performance of this contract, or subcontracts entered into in connection therewith, or the maintenance of the hereindescribed improvement; or the acts of the Secretary or his or her authorized representatives, agents or employees when acting under the provisions of this contract or subcontracts thereto.
10. Licensee agrees theLicensor reserves the right for itself and the Federal Highway Administration to enter upon said premises at any time to construct, inspect and maintain the right of way or for any other highway purpose.

11. Licensee agrees that no permanent structure will be built on said right of way, but Licensor agrees that the Licensee may make such temporary improvements as are necessary in order that the said premises may be used for the purposes hereinbefore stated. Licensee further agrees that the area provided will be functional and orderly, that any mowing of vegetation deemed necessary to improve the appearance of the area will be provided along with other proper maintenance of said right of way to insure a pleasing appearance.

12. Licensee agrees that on-premises signs shall be restricted to those indicating ownership or indicating direction and control of vehicles. Installation of such signs shall be subject to regulation by Licensor with respect to number, size, location and design.

13. Licensee agrees to gain access to the landscape area through a gate in the existing fence along the south 1435 right of way. The installation and maintenance of the gate will be the responsibility of the Licensee. The location of the access and type of gate shall be approved by the Licensor.

14. Licensee agrees that as part of the consideration hereof, that it will use said premises in compliance with requirements imposed pursuant to the Civil Rights Act of 1964 and any amendment thereto and the nondiscrimination covenants contained in Exhibit "B", which is incorporated herein by reference. In the event of breach of any of the above nondiscrimination covenants, the Licensor shall have the right to terminate the license and to re-enter and repossess said land and the facilities thereon, and hold the same as if said license had never been made or issued.

15. It is further understood that this agreement and all contracts entered into under the provisions of this agreement shall be binding upon the Licensee and the Secretary and their successors and assigns.

IN WITNESS WHEREOF the parties hereto have executed this agreement by their proper officers on the day and year first above written.

ATTEST:

THE CITY OF LEAWOOD, KANSAS

John B. Kemp
Secretary of Transportation
of the State of Kansas
EXHIBIT A

LEAWOOD CITY PARK
EXHIBIT "B"

NONDISCRIMINATION CLAUSES

The licensee for himself, his heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the land that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this agreement for a purpose for which a Department of Transportation program or activity is extended or for another purpose involving the provision of similar services or benefits, the licensee shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.
A RESOLUTION EXPRESSING SUPPORT FOR AND URGING CITIZENS TO SUPPORT JOHNSON COUNTY CONSUMERS FOR LOWER ELECTRIC RATES.

WHEREAS, the Johnson County Consumers for Lower Electric Rates has been formed to convince the Kansas Corporation Commission that electric rates should be lowered in Johnson County; and

WHEREAS, all consumers in Johnson County are greatly affected by the high cost of electricity; and

WHEREAS, it is the desire of the Governing Body of the City of Leawood, Kansas, to support the actions of the Johnson County Consumers for Lower Electric Rates; and further request that the public hearings between the Kansas Corporation Commission and the Kansas City Power and Light Company be held in Johnson County, Kansas;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body pledges its support for the aims, goals and objectives of the Johnson County Consumers for Lower Electric Rates (to convince the Kansas Corporation Commission that electric rates should be lowered in Johnson County) and urges all citizens and governmental agencies to support this organization in its very worthwhile efforts; and

BE IT FURTHER RESOLVED that the Governing Body send copies of this Resolution to the Kansas Corporation Commission and the Johnson County Commissioners.

Adopted by the Governing Body this 20th day of October, 1980.

[Signatures]

Kent E. Crippen  Mayor

J. Oberlander  City Clerk
RESOLUTION NO. 553

WHEREAS, the Cambridge Townhouse Association and the Leawood South Townhouse Association have requested that the City of Leawood assume ownership of the private streets Cambridge Court, Cambridge Circle, Cambridge Terrace, Condolea Terrace, Condolea Circle, and Condolea Drive; and

WHEREAS, said Associations have met all requirements as set forth by the Director of Public Works in accordance with Council Resolution No. 515 relating to the acceptance of private streets as public streets; and

WHEREAS, replats of part of Tract F and part of Tract H and Tract I of Leawood South, necessary for right-of-way for public streets, have been reviewed by City staff and determined to be acceptable; and

WHEREAS, the Leawood Plan Commission recommends approval of said replats;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, does hereby approve replats of part of Tract F and part of Tract H and Tract I of Leawood South and acceptance of the private streets as public streets.

Adopted by the Governing Body this 15th day of December, 1980.

Kent E. Chippin
Mayor

J. Oberlander
City Clerk
RESOLUTION NO. 554

A RESOLUTION ENDORSING PARTICIPATION IN THE "CRIMESTOPPERS" PROGRAM.

WHEREAS, the City of Overland Park has, through its Police Department, begun a "Crimestoppers" secret witness program for the Johnson County area; and

WHEREAS, the City of Overland Park and its Police Department have invited the City of Leawood and its Police Department to participate in the "Crimestoppers" program; and

WHEREAS, the program has been reviewed and endorsed by the Leawood Police Department as being of positive value for crime prevention and criminal investigations;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Leawood endorses the program and pledges its support and cooperation, and instructs the Leawood Police Department to offer its support and cooperation to "Crimestoppers".

Adopted by the Governing Body this 15th day of December 1980.

J. Oberlander, City Clerk

Kent E. Crippin, Mayor
RESOLUTION NO. 555

WHEREAS, the City of Leawood has conducted a salary survey and reviewed the wage and salary ranges for the various positions within the City; and

WHEREAS, the various positions contained in the classified service, as provided in the uniform pay plan have been revised and assigned pay ranges contained in the salary wage schedule of the pay plan commensurate with their duties and responsibilities;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Leawood, Kansas, effective January 1, 1981, hereby assigns applicable pay ranges and steps of the salary and wage schedule of the uniform pay plan to all positions provided for in the 1981 Budget of the City and hereby authorizes payment of the assigned ranges and rates effective January 1, 1981. Attached hereto and made a part of this Resolution is the list of authorized positions, their grade number and the minimum and maximum rates of pay which may be paid for each pay range as authorized by the City Council.

Adopted by the Governing Body this 15th day of December, 1980.

[Signatures]

Kent E. Chappin
Mayor

J. Oberlander
City Clerk
CITY OF LEAWOOD
1981 PAY PLAN

<table>
<thead>
<tr>
<th>GRADE</th>
<th>POSITION</th>
<th>RANGE</th>
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<tr>
<td>1</td>
<td>Console Operator Finance Clerk</td>
<td>$8,424 - 10,951</td>
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<tr>
<td>2</td>
<td>Police Clerk Assistant to City Clerk</td>
<td>9,014 - 11,718</td>
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<tr>
<td>3</td>
<td>Dispatcher</td>
<td>9,644 - 12,538</td>
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<td>4</td>
<td>Maintenance Worker I Public Service Officer</td>
<td>10,319 - 13,416</td>
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<td>5</td>
<td>Secretary Maintenance Worker II</td>
<td>11,042 - 14,354</td>
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<td>6</td>
<td>Court Clerk Executive Secretary Police Admin. Assistant</td>
<td>11,815 - 15,360</td>
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<td>7</td>
<td>Mechanic Firefighter First Class Public Works Foreman Humane Officer</td>
<td>12,642 - 17,067</td>
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<tr>
<td>8</td>
<td>Park Foreman Fire Engineer</td>
<td>13,527 - 18,262</td>
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<tr>
<td>9</td>
<td>City Clerk Firefighter First Class EMT Patrol Officer</td>
<td>14,474 - 19,539</td>
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<tr>
<td>10</td>
<td>Police Training Officer Master Police Officer Fire Lieutenant Finance Specialist</td>
<td>15,487 - 20,908</td>
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<tr>
<td>11</td>
<td>Building Inspector Fire Captain Police Sergeant Public Works Superintendent</td>
<td>16,572 - 22,372</td>
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<tr>
<td>12</td>
<td>Fire Inspector</td>
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<td>13</td>
<td>Project Engineer</td>
<td>18,972 - 26,562</td>
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<tr>
<td>14</td>
<td>Police Captain Assistant Fire Chief</td>
<td>20,301 - 28,420</td>
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</tbody>
</table>
RESOLUTION NO. 556

A RESOLUTION ESTABLISHING "STOP" SIGNS AT THE FOLLOWING LOCATION WITHIN THE CITY OF LEAWOOD.

WHEREAS, an evaluation of traffic flow along and in the Verona Gardens area has been performed by a traffic specialist of the Leawood Police Department, and reviewed by a consulting engineer, it has been determined that a need exists for "Stop" signs at the following location:

For all four (4) directions of traffic at the intersection of 121st Street and High Drive, thus effecting a four-way stop.

NOW, THEREFORE, BE IT RESOLVED that a "4-Way Stop" be installed at the location; and

BE IT FURTHER RESOLVED that the Leawood Public Works Department is instructed to post permanent 4-way stop signs at the location; and

BE IT FURTHER RESOLVED that the Leawood Police Department is instructed to enforce same.

Adopted by the Governing Body this 16th day of February, 1981.

(S. E. A. L.)

Attest:

J. Oberlander
City Clerk

Kent E. Crippen
Mayor
about the lack of funding for prevention of alcoholism as over ninety percent of the funding had been recommended for treatment programs. Her Plan A was for $1,725 (essentially the same program as last year); Plan B had been presented in response to the APC recommendation. She said 2,000 volunteer hours had been contributed by parents to the program between August, 1980, and February, 1981. She said materials at the Marsha Bagby Center were used by all the schools and any Leawood resident would be welcome to them. Mrs. Baker introduced Till McPherron, program assistant.

Councilman Rinehart recommended that the City fund Plan A of the Shawnee Mission program; Councilman Hodes agreed. Councilman Jacob also agreed and added that the City did utilize the facilities of the Mental Health Center. Mayor Crippin stated he saw no reason to fund the $300 for APC administrative services with the availability of other Johnson County agencies. Councilman Hodes moved that the City of Leawood designate 1981 alcohol tax funds as follows: To the Shawnee Mission Schools program, $1,725; to the Task Force on Battered Persons, $500; to the Alcoholism Planning Council for administrative costs, $300; to the Johnson County Mental Health Center, $3,300. There was discussion that $500 be reserved for future distribution. Motion was seconded by Councilman Rinehart and carried. Mayor Crippin said individually at the Council of Mayors meetings he would continue to oppose the funding of administrative services of APC. Janet Baker recommended that the cities using APC send a delegate. Mayor Crippin stated as soon as a new police chief was appointed, he would recommend to the Council that the new chief represent Leawood on APC.

Resolution No. 557 - Regarding Leawood Drive-In Property Clean Up: Mr. Garofano said now that a decision had been handed down in the litigation concerning zoning of the property, he felt it was appropriate to take action to convince the property owner that he should clean up the site. The City Architect had inspected the property and determined that the structures were unsafe. Mr. Garofano said the substandard structures ordinance provided for the public officer to go through a process to gain compliance with the ordinance either by bringing the structures up to standard or by demolishing them, and it also referred to dead trees and unsightly growth. There were three ways for the ordinance to be initiated, one of which was for a quorum of the Council to direct the public officer to initiate the enforcement process, which he recommended. On motion by Councilman Carper, seconded by Councilman Rinehart, the following resolution was adopted:

RESOLUTION NO. 557

BE IT RESOLVED that the Governing Body of the City of Leawood hereby directs the Public Officer, City Administrator Dick Garofano, to initiate the enforcement process of the Substandard Structure Ordinance
February 16, 1981

by serving a letter of violation of that Ordinance on the owner of the Leawood Drive-In Theater property at 123rd and State Line Road.

Date for Public Hearing Regarding Comprehensive Plan: Mayor Crippin stated March 9th had been suggested as the date for the public hearing by the Plan Commission on the comprehensive plan. Mr. Sanders said the hearing would be held in the multi-purpose room of Brookwood Elementary School at 7:30 p.m. on that date.

Work Session Regarding Streets Abutting New Subdivisions: Mayor Crippin suggested a work session following a short executive session at the end of the Council meeting.

APPROVAL OF APPROPRIATION ORDINANCE

Appropriation Ordinance No. 416, in the amount of $223,955.29, providing for payment of certain claims against the City and the Leawood Sewer System, was submitted, discussed and approved. Councilman Carper questioned buying spark plugs from a retail service station. Chief Toman said a Leawood volunteer fireman owned and operated the station and furnished spark plugs to the City at his cost. Councilman Carper asked to see the invoice on the spark plugs. As to the budget, Mayor Crippin commented that there were a lot of accounts where all the money had been spent.

Executive Session: Councilman Carper moved that the Council go into executive session for approximately ten minutes to hear a report on police activities; duly seconded. Motion carried.

The Council went into executive session at 9:16 p.m. and returned to regular session in approximately ten minutes.

The meeting adjourned to Monday, March 2, 1981, 7:30 p.m., and the Council went into a work session.

Mayor

Council Reporter

Attest:

City Clerk
March 2, 1981

smaller homes and for condominiums. Councilman Hodes said he felt the City should be making things easier for developers to come to Leawood, not more difficult, and this developer was proposing four units per acre where the master plan would allow up to eight units per acre. Councilman Funk said what she saw was an expensive home on a small piece of ground where she had envisioned a creative, perhaps townhouse, answer to the problem. City Attorney Winn suggested if councilmen were having a problem with the concept of medium density residential, perhaps this should be continued and the comprehensive plan restudied. Councilman Carper said he thought the Council should listen to the experts it hired to help make the decision on the comprehensive plan.

Mr. Sanders summarized that the matter before the Council was a rezoning or land use issue based on a plan; the Plan Commission recommended it; it had staff recommendation with the conditions listed on the fact sheet. He said there was no opposition to the rezoning at the public hearing before the Plan Commission. Councilman Jacob moved that the ordinance be put on first reading and suggested that some renderings of the project might be available at the next meeting.

In response to a question from the audience, it was stated that the City's comprehensive plan showed the entire area included in the rezoning request to be multi-family. Councilman Rinehart said she would like to see the street connecting with State Line reworked; she thought it was a bad location. Councilman Hodes suggested that the developer be present at the next meeting; if a number of residents appeared, he suggested that there be one or two spokesmen for the group. Mr. Sanders said he would be glad to make all the information he had available to residents in his office.

Resolution No. 558 - Approval of Final Plat - Patrician Woods (127th and Roe): Mr. Sanders presented the first final plat of the total development of 240 acres located at Roe Avenue and 127th Street. The final plat was for the first phase consisting of 34 lots of the detached single family portion of the development. Entrance to the plat was by public street off Roe Avenue. Both the staff and the Plan Commission recommended approval with the condition that the Mayor and the Council must determine how to treat peripheral street improvements. Mr. Bieszczat stated since the developer was out of town a decision on peripheral street improvements could not be made, so staff was asking that approval of the final plat be given with the contingency that the plat could not be recorded until a decision had been made as to how the funding of improvement of Roe Avenue will be taken care of; the developer had indicated he would be willing to do whatever the City required him to do. Mr. Kline stated it was important to the developer that he have contingent approval at this meeting; it would help him with
RESOLUTION NO. 559

(This Resolution rescinds Resolution No. 558, adopted March 2, 1981)

The Leawood City Council has considered the final (R-1) plat of Patrician Woods, located at the northeast corner of Roe Avenue and 127th Street, and resolves the following:

WHEREAS, the property is zoned R-1, Single Family Residential; and

WHEREAS, the preliminary plat was previously approved by the Plan Commission; and

WHEREAS, the final plat conforms to the preliminary plat; and

WHEREAS, the final public works plans have been approved by the City's Director of Public Works; and

WHEREAS, the developer has agreed to abide by the subdivision standards regarding street improvements on Roe Avenue by providing an irrevocable letter of credit for an amount not to exceed $65,000.00 payable to the City of Leawood no later than three years from the date of issuance; and

WHEREAS, the Leawood Plan Commission recommends approval of this plat to the City Council;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the final (R-1) plat of Patrician Woods.

Adopted by the Governing Body this 16th day of March, 1981.

[Signature]
Mayor

[Signature]
City Clerk
RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A COOPERATION AGREEMENT PURSUANT TO THE KANSAS LOCAL HOUSING FINANCE LAW, K.S.A. 1980 SUPP. 12-5201 TO 12-5218, INCLUSIVE, AS AMENDED, BETWEEN THE CITY OF LEAWOOD, KANSAS, AND JOHNSON COUNTY, KANSAS; AUTHORIZING JOHNSON COUNTY, KANSAS, TO ENGAGE IN ANY AND ALL ACTS AND EXERCISE ALL OF THE AUTHORITY AND POWERS CONFERRED BY THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW WITHIN, OR WITH RESPECT TO ANY PROPERTY LOCATED WITHIN, THE CORPORATE BOUNDARIES OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the Board of Commissioners of Johnson County, Kansas (the "County"), is desirous of undertaking a program to provide decent, safe and sanitary housing for persons of moderate income and issuing bonds and other obligations and providing security therefor, all in accordance with the Kansas Local Residential Housing Finance Law, K.S.A., 1980 Supp. 12-5201 to 12-5218, inclusive, as amended (the "Act"); and

WHEREAS, Section 12-5213(b) of the Act provides that one or more cities and counties may join together and cooperate with one another in the exercise of any one or more of the powers conferred under the Act in accordance with and pursuant to a written agreement between or among such cooperating cities and counties; and

WHEREAS, the City of Leawood, Kansas (the "City"), wishes to join and cooperate with the County in the implementation of a residential housing finance plan pursuant to the Act and is willing to authorize the County to engage in acts and exercise the authority and powers conferred by the Act within, and with respect to any property located within the corporate boundaries of the City; and

WHEREAS, it is hereby found and determined that it is desirable and in the best interests of the City to enter into a Cooperation Agreement with the County as hereinafter provided; and

WHEREAS, the City has not heretofore engaged in any act or exercised any power authorized by the Act, or comparable acts or powers authorized or contemplated under the Act or any other law of the State of Kansas, which would impair the City's authority to enter into and perform said Cooperation Agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, AS FOLLOWS:

Section 1. That the Cooperation Agreement by and between the City and the County, which Agreement authorizes the County to engage in any and all acts and exercise all of the
authority and powers conferred by the Act within, the corporate boundaries of the City, is hereby approved in all respects, and the Mayor and the City Clerk are hereby authorized to execute and deliver the same on behalf of and as the act and deed of the City.

Section 2. This Resolution shall take effect and be in full force from and after its adoption by the governing body of the City.

ADOPTED by the governing body of the City of Leawood, Kansas, this 6th day of April, 1981.

[Signature]
Mayor

[Signature]
City Clerk
COOPERATION AGREEMENT

COOPERATION AGREEMENT PURSUANT TO THE KANSAS LOCAL HOUSING FINANCE LAW, K.S.A. 1980 SUPP. 12-5201 to 12-5218, INCLUSIVE, AS AMENDED, BETWEEN THE CITY OF LEAWOOD, KANSAS, AND JOHNSON COUNTY, KANSAS, AUTHORIZING JOHNSON COUNTY, KANSAS, TO ENGAGE IN ANY ACT OR EXERCISE ANY OF THE AUTHORITY OR POWERS CONFERRED BY THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW WITHIN, OR WITH RESPECT TO ANY PROPERTY LOCATED WITHIN, THE CORPORATE BOUNDARIES OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the Board of Commissioners of Johnson County, Kansas (the "County"), is desirous of undertaking a program to provide decent, safe and sanitary housing for persons of moderate income and issuing bonds and other obligations and providing security therefor, all in accordance with the Kansas Local Residential Housing Finance Law, K.S.A. 1980 Supp. 12-5201 to 12-5218, inclusive, as amended (the "Act"); and

WHEREAS, Section 12-5213(b) of the Act provides that one or more cities and counties may join together and cooperate with one another in the exercise of any powers conferred under the Act in accordance with and pursuant to a written agreement between or among such cooperating cities and counties; and

WHEREAS, the City of Leawood, Kansas (the "City"), wishes to join and cooperate with the County in the implementation of a residential housing finance plan pursuant to the Act and is willing to authorize the County to engage in acts and exercise the authority and powers conferred by the Act within, and with respect to any property located within, the corporate boundaries of the City; and

WHEREAS, the City has not heretofore engaged in any act or exercised any power authorized by the Act, or comparable acts or powers authorized or contemplated under the Act or any other law of the State of Kansas, which would impair the City's authority to enter into and perform this Cooperation Agreement; and

WHEREAS, the adoption of the Resolution authorizing the execution of this Cooperation Agreement and the exercise hereof will not conflict with or constitute on the part of the City a breach of or default under the laws of the State of Kansas, including the Act, or any other agreement, indenture or instrument to which the City is a party or by which it is bound; and

WHEREAS, the execution and delivery of this Cooperation Agreement by the City has been authorized by a Resolution duly adopted by the governing body of the City; and
WHEREAS, the execution and delivery of this Cooperation Agreement by the County has been authorized by a Resolution duly adopted by the Board of Commissioners of Johnson County.

NOW, THEREFORE, IT IS HEREBY AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

Section 1. The City and the County hereby agree to join and cooperate with each other in implementing and carrying out a residential housing finance plan pursuant to and in accordance with the Act.

Section 2. The County is hereby authorized by the City to engage in any and all acts and exercise all of the authority and powers conferred by the Act with, or with respect to any property located within, the corporate boundaries of the City.

EXECUTED AND DELIVERED IN JOHNSON COUNTY, KANSAS, THIS 6th DAY OF April, 1981.

THE CITY OF LEAWOOD, KANSAS

[Signature]
Mayor

[Signature]
City Clerk

JOHNSON COUNTY, KANSAS

[Signature]
Chairman, Board of County Commissioners

[Signature]
County Clerk
Board of County Commissioners
County Courthouse
Olathe, Kansas 66061

Commissioners:

This is to certify that I am City Attorney for the City of Leawood, Kansas (the "City"), and acting as such, I have advised the City in connection with a certain Resolution No. 560 of the City (the "Resolution"), a certain Cooperation Agreement (the "Agreement") entered into between the City and Johnson County, Kansas (the "County"), pursuant to K.S.A. 1980 Supp. 12-5201 to 12-5218, inclusive, as amended (the "Act"), and the proceedings of the City with respect to adoption of the Resolution and execution of the Agreement.

Acting as such City Attorney, I have become thoroughly acquainted with the affairs of the City and have examined the provisions of the Act, including particularly Section 12-5213(a) thereof, and such documents, certificates and records, and have made such investigations as I have deemed necessary or appropriate in order to give the opinion expressed herein.

You are advised that, in my opinion:

1. The City is validly existing as a municipal corporation under the laws of the State of Kansas.

2. The City by and through its governing body, did duly adopt Resolution No. 560 on April 6, 1981, and such Resolution is in full force and effect.

3. The City has full power and authority to execute and deliver the Agreement and any and all other documents reasonably necessary in connection with the Agreement and the Resolution, and the Agreement has been
duly executed and delivered by the City in the manner authorized.

4. The adoption and performance of the Resolution, and the execution, delivery and performance of the Agreement will not conflict with or constitute on the part of the City a breach or default under the laws of the State of Kansas, including the Act, or any other agreement, indenture or instrument known to me to which the City is a party or by which it is bound.

5. The City has duly and validly authorized the taking on its behalf by the County of any and all action necessary to carry out and give effect to the transactions contemplated to be performed on its part by the Resolution, the Agreement and the implementation of a Local Residential Housing Finance Plan pursuant to the Act.

6. To the best of my knowledge there is no litigation pending or threatened challenging the organization or existence of the City, the authority of the City to adopt the Resolution and to execute the Agreement, or the authority of the City to carry out and perform its obligations under the Agreement or to cooperate in the implementation of a Residential Housing Finance Plan pursuant to the Act as set forth in and contemplated by the Resolution and the Agreement.

Very truly yours,

[Signature]

City Attorney
City of Lawrence, KS
WHEREAS, certain publications are required by State Statute and by Ordinance; and

WHEREAS, the designation of the official City newspaper shall be made by resolution of the Governing Body at the organizational meeting on the first Monday of May in each year (Sec. 1-202, Revised Ordinances of the City of Leawood); and

WHEREAS, the City of Leawood, Kansas finds increasing need for prompt, regular publication of ordinances and legal notices; and

WHEREAS, it has been determined that Daily News of Johnson County and The Johnson County Sun meet all statutory requirements;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas, does hereby designate Daily News of Johnson County and/or The Johnson County Sun as the official City newspapers for all documents requiring legal publication.

Adopted by the Governing Body this 4th day of May, 1981.
RESOLUTION NO. 562

A RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTION AND ORDERING AND DIRECTING UNDER AND PURSUANT TO K.S.A. 12-6a01 et seq., AN IMPROVEMENT CONSISTING OF SUPPLEMENTAL SEWER LINES AND APPURTENANT SEWER FACILITIES, TO THE EXISTING DYKES BRANCH PORTION OF THE LEAWOOD SANITARY SEWER SYSTEM.

BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that the following findings as to the advisability of constructing supplemental sewer facilities in the City of Leawood, are hereby made, to wit:

Section 1. It is necessary and in the public interest to construct supplemental sewer lines in the Dykes Creek Branch of the Leawood Sanitary Sewer System. The improvements shall consist of the construction of supplemental sewer lines generally parallel to and connecting to the existing sewer lines in order to create additional capacity for effluent discharged in the system.

Section 2. The estimated or probable cost of the foregoing improvement is $3,100,000.00. To the extent that the construction and engineering for said project is grant eligible, the United States Government (Environmental Protection Agency) will reimburse the City of Leawood for 75% of such eligible cost. The balance of costs, including all costs not grant eligible, will be payable by the improvement district. Said estimated cost, as above set forth, is hereby increased at the pro rata rate of 1% per month from and after the date of approval of this resolution.

Section 3. All costs of said improvement attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:
LEGAL DESCRIPTION FOR DYKES BRANCH

Beginning at the intersection of the Easterly extension of the South line of Lot 3 of NEL-ARO, a subdivision of land now in the City of Leawood, Johnson County, Kansas, with the Kansas-Missouri State Line; thence Westerly along the South line of Lot 3, of said NEL-ARO and its extensions to the East line of Section 27, Township 12, Range 25 of said Johnson County; thence South along the East line of said Section 27, to the North line of the $\frac{1}{2}$ of the NE\textsubscript{2} of the NE\textsubscript{1} of said Section 27; thence West along the North line of the $\frac{1}{2}$ of the NE\textsubscript{1} of the NE\textsubscript{2} of said Section 27 to its intersection with the centerline of Somerset Drive as now located; thence Westerly, and Southwesterly, along the centerline of said Somerset Drive to its intersection with the West line of the NE\textsubscript{1} of said Section 27; thence South along the West line of the NE\textsubscript{1} of said Section 27 to the Southeast corner of the NE\textsubscript{1} of the NW\textsubscript{1} of said Section 27; thence West along the South line of the NE\textsubscript{1} of the NW\textsubscript{1} of said Section 27 to its Southwest corner; thence South along the West line of the NE\textsubscript{1} of the SW\textsubscript{1} of said Section 27, to its intersection with the Northerly extension of the West line of Lot 68, THE CLOISTERS; thence Southerly along the West line of said Lot 68 and its extension, to the Southwest corner of said Lot 68; thence East along the South line of said Lot 68 and of Lot 69, THE CLOISTERS, to the Southeast corner of said Lot 69; thence South along the East line of Lots 59, 58, 57, 47 and 46, THE CLOISTERS, and their extension to its intersection with the Easterly extension of the South line of Lot 85, THE CLOISTERS; thence Westerly along the South lines of Lots 85, 84, 83, 82 and 81, THE CLOISTERS, and their Easterly extension to the Southwest corner of said Lot 81; thence Southerly along the Easterly line of Lot 79 and 78, THE CLOISTERS, to the Southeast corner of said Lot 78; thence Westerly along the South line of Lots 78, 77, 76 and 70, THE CLOISTERS, and their Westerly extension to the centerline of Reinhardt Lane as now established; thence Southerly along the centerline of said Reinhardt Lane to its intersection with the North line of the $\frac{1}{2}$ of the SW\textsubscript{1} of said Section 27; thence West, along the North line of the South $\frac{3}{2}$ of the SW\textsubscript{1} of said Section 27 to its Northwest corner; thence South along the West line of said Section 27, and of Section 34, Township 12, Range 25 of said Johnson County to its intersection with the centerline of 93rd Street, as now established; thence Easterly, along the centerline of said 93rd Street, to its intersection with Mohawk Lane, as now established; thence Southerly, along the centerline of said Mohawk Lane, to its intersection with the Westerly...
Extension of the South line of Lot 1378 of said LEAWOOD; thence Easterly, along the South line and its extension of Lots 1378, 1373, 1363 and 1358 of said LEAWOOD, to a point on the centerline of Wenonga Road, as now established; thence Southerly, along the centerline of said Wenonga Road, to a point on the Westerly extension of the South line of Lot 1339 of said LEAWOOD; thence Easterly, along the South line and its extension of said Lot 1339 to the Southeast corner thereof; thence Southerly, along the West line of Lot 1332 of said LEAWOOD, to the Southwest corner thereof; thence Easterly, along the South line and its extension of said Lot 1332, to a point on the centerline of CHEROKEE PLACE, as now established; thence Southerly, along the centerline of said Cherokee Place, to its intersection with the Westerly extension of the South line of Lot 1339 of said LEAWOOD; thence Easterly, along the South line and its extension of said Lot 1339, to a point on the centerline of CHEROKEE PLACE, as now established; thence Northerly, along the West line of said LEAWOOD HILLS WEST, to the Northwest corner of Lot 39 of said LEAWOOD HILLS WEST; thence Easterly, along the North line and its extension of said Lot 39, to a point on the centerline of Canterbury, as now established; thence Northerly, along the centerline of said Canterbury, to its intersection with the Westerly extension of the South line of Lot 36 of said LEAWOOD HILLS WEST; thence Easterly, along the South line and its extension of Lots 36 and 19 of said LEAWOOD HILLS WEST, to a point on the centerline of Chadwick, as now established; thence Northerly, along the centerline of said Chadwick, to its intersection with the Westerly extension of the North line of Lot 12 of said LEAWOOD HILLS WEST; thence Easterly, along the North line and its extension of said Lot 12, to the Northeast corner thereof, said point also being on the West line of 694 of said LEAWOOD; thence Southerly, along the West line of Lots 694, 761 and 762 of said LEAWOOD, to the most Southerly corner of said Lot 762; thence Easterly, along the South line and its extension of Lots 763, 764, 765 and 766 of said LEAWOOD, to a point on the centerline of Belinder Road, as now established; thence Southerly, along the centerline of said Belinder Road, to its intersection with the Westerly extension of the North line of Lot 821 of said LEAWOOD; thence Easterly, along the North line and its extension of said Lot 821, to the Northeast corner thereof; thence Southerly, along the East line and its extension of Lots 821, 820, 819, 818, 817, 816, and 815 of said LEAWOOD,
to a point on the centerline of 95th Street, as now established; thence Easterly, along the centerline of said 95th Street, to its intersection with the centerline of Lee Boulevard, as now established; thence Southerly, along the centerline of said Lee Boulevard, to its intersection with the Westerly extension of the South line of Lot 114 of said LEAWOOD ESTATES; thence Easterly, along the South line and its extension of Lots 114, 113 and 112 of said LEAWOOD ESTATES, to the Southeast corner of said Lot 122; thence Easterly, along the South line of Lots 91 through 99 inclusive of said LEAWOOD ESTATES, and along the North line of Lots 134, 135 and 177 of said LEAWOOD ESTATES, to the Northeasterly corner of said Lot 177; thence Southeasterly, along the Northeasterly line and its extension of said Lot 177, to its intersection with the Westerly extension of the South line of Lot 175 of said LEAWOOD ESTATES; thence Easterly, along the South line and its extension of said Lot 175, to the Southeast corner thereof; thence Northerly, along the East line of said Lot 175, to the Northwest corner of Lot 165 of said LEAWOOD ESTATES; thence Easterly, along the North line and its extension of Lot 165 of said LEAWOOD ESTATES, to a point on the centerline of Overbrook Road, as now established; thence Southerly, along the centerline of said Overbrook Road, to its intersection with the Westerly extension of the South line of Lot 161 of said LEAWOOD ESTATES; thence Easterly, along the South line and its extension of said Lot 161, to the Southeast corner thereof, said point also being on the Westerly line of Lot 153 of said LEAWOOD ESTATES; thence Southerly, along the Westerly line of said Lot 153, to the Southwest corner thereof; thence Easterly, along the South line and its extension of said Lot 153, to a point on the Kansas-Missouri State Line; thence North along the Kansas-Missouri State Line to the point of beginning.
Section 4. The method of apportioning all costs of said improvements attributable to the owners of land liable for assessment shall be on the basis of the number of existing connections to the Leawood Sanitary Sewer System. Provided further, however, that owners of property within the improvement district whose property, although geographically situated within the improvement district, is not presently connected to the sanitary sewer system (septic tank users) shall likewise be responsible for their pro rata share of the cost of construction of said supplemental sewer lines. Said persons, however, shall not be liable for user charges or operation and maintenance charges which shall be separately levied by the City on properties which are presently connected to the system.

Section 5. The share of the total actual cost of the improvements so to be assessed against the improvement district shall be 100% thereof, and the share of costs to be borne by the city at large shall be 0% thereof.

Section 6. The Project Engineer shall prepare plans and specifications for such improvements, and a preliminary estimate of costs therefor, which plans, specifications, and preliminary estimate of costs shall be presented to this body for its approval.

Section 7. The advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as from time to time amended.

Section 8. It is further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

Section 9. The City Clerk shall make proper publication of this resolution, which shall be published once in the
official city newspaper, and which shall be effective from and after such publication.

ADOPTED at Leawood, Kansas on this 4th day of May, 1981.

KENT CRIPPIN, Mayor

Oberlander, City Clerk
WHEREAS on April 20, 1981, a committee was appointed to draft a policy relative to the kinds of meetings which may be held by the various bodies which comprise the government of the City of Leawood, Kansas; and

WHEREAS the Committee appointed has subsequently met to consider provisions to govern the conduct of all such meetings; and

WHEREAS the consensus of the Committee was that such a policy meet both the letter and spirit of the law;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that the OPEN MEETINGS POLICY prepared by the Committee and attached hereto as a part of the record, be adopted as the City's official position to be adhered to by all concerned.

Adopted by the Governing Body this first day of June, 1981.

Attest:

Oberlander, City Clerk
June 1, 1981

The following recommendation from the Open Meetings Law Committee will provide the City with a policy to govern the conduct of its meetings. It is the Committee's intent that this policy meet not only the letter of the law, but also the spirit of the law by insuring that meetings conducted by the City are as accessible as possible to the public.

OPEN MEETINGS POLICY

Applicability:

This policy governing the conduct of open meetings applies to the City Council and all commissions and committees of the City. It governs the conduct of all City Council meetings and work sessions and all other meetings of commissions and committees.

Open Meetings:

- The public is permitted to attend the meetings of the above-mentioned bodies.
- Notice of the individual meetings will be given to those requesting it.
- Meetings will be held at the City Hall, Fire Station No. 2, or other suitable locations.
- When a large attendance is anticipated, efforts will be made to secure a suitable meeting room.

Proper Notice:

- Notice of meetings will be given to those persons requesting notice, as soon as practicable.
- A monthly posting of regularly scheduled meetings will be located at City Hall and Fire Station No. 2.
- Notice of non-regularly scheduled meetings will be posted as soon as practicable.
- Meeting agendas will be posted as they are prepared.

Conduct of Meetings:

- The presiding officer of each meeting will determine whether or not to allow discussion from the public.
- No action at a meeting will be taken by secret ballot.
- The procedures as established by the Open Meetings Law will be followed in recessing for executive session.

Conduct of Executive Sessions:

- A body may recess for an executive session only upon formal motion, seconded, and carried.
- The motion to recess for executive session must include: (1) the justification for closing the meeting; (2) the subject to be discussed, and (3) the time and place when the open meeting will resume.
Conduct of Executive Sessions (continued):

- Discussion during executive sessions must be limited to those subjects stated in the motion.
- Only the following subjects may be discussed in executive session (per the Open Meetings Law):
  1. Personnel matters of non-elected personnel
  2. Consultation with an attorney for the body, which would be deemed privileged in the attorney/client relationship
  3. Consultations with the representative of the body in employer/employee negotiations
  4. Confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships.
  5. Preliminary discussions relating to the acquisition of real property.

- No binding action may be taken during an executive session.

Conduct of Emergency Meetings:

It may be necessary to conduct meetings on an emergency basis to deal with situations arising from natural or man-made disasters, to take immediate action in periods of unrest, to take actions in situations where the general health, safety or welfare of the public is threatened or in other circumstances of equal magnitude.

In the event that an emergency meeting is held for any of the above reasons, every effort will be taken to provide proper notice as required by the Open Meetings Law.
RESOLUTION NO. 564

The Leawood City Council has considered the request of rezoning a part of Patrician Woods to RP-4, Cluster Residential use, and hereby resolves the following:

WHEREAS, the staff has recommended that the developer make a commitment to dedicate the 100-year flood plain to the City for public use as a condition precedent to zoning approval; and

WHEREAS, the buyer and/or developer, successors and assigns, hereinafter called the "developer", of approximately 130 acres between Nall Avenue and Roe Avenue, north of 127th Street, located in the City of Leawood, agrees to dedicate the designated 100-year flood plain land to the City free of all encumbrances; and

WHEREAS, said developer has expressed an interest in discussing with the City the possible use of all or a part of said tract as a public golf course, which use would be compatible with a recreation area within the City;

NOW, THEREFORE, BE IT RESOLVED, that the Ordinance zoning part of Patrician Woods to RP-4 be expressly contingent upon the applicant's agreement to dedicate to the City all land within said tract that is within the 100-year flood plain for public purposes, free of all encumbrances; and

BE IT FURTHER RESOLVED that the Deed of Dedication be filed of record at any time prior to but no later than that time when 50% of the land area comprising said RP-4 tract has been approved for final platting; and

BE IT FURTHER RESOLVED that the developer have the right of first refusal with reference to any negotiations with the City that involve the possible development of a golf course. Provided, however, that any such development would require the express approval of the City and its committees and commissions dealing with recreation and open space development.

Adopted by the Governing Body this 6th day of July, 1981.

Kent E. Crippen
Mayor

J. Oberlander
City Clerk
A RESOLUTION RELATING TO A GRANT OF EASEMENT FROM THE GENERAL SERVICES ADMINISTRATION TO THE CITY OF KANSAS CITY, MISSOURI; AGREEMENT TO PERFORM CERTAIN CONDITIONAL REQUIREMENTS AND TO RELEASE AND HOLD HARMLESS.

WHEREAS, the United States of America through the Administrator of General Services did on June 16, 1981 grant to the City of Kansas City, Missouri a sanitary sewer easement, a copy of which is attached hereto and made a part hereof; and

WHEREAS, although Kansas City, Missouri is the grantee under said easement, the City of Leawood, Kansas, is the main beneficiary of said easement by virtue of Leawood's necessity and requirement for said easement to accommodate construction of certain supplemental sewer lines within the City of Leawood, which connect to sewer facilities in Kansas City, Missouri; and

WHEREAS, Kansas City, Missouri does not want the continuing responsibility and liability set out in the conditions which are made a part of said easement and Leawood is willing to accept such responsibility and liability as set out herein.

NOW, THEREFORE, BE IT RESOLVED:

1. That the City of Leawood, Kansas agrees to perform any continuing responsibilities of the "Grantee" under conditions 1 through 12 of the easement agreement, which has been previously identified and is attached hereto.

2. That the City of Leawood, Kansas, agrees to release, hold harmless, and to indemnify Kansas City, Missouri from any damages, claims, suits or liabilities arising out of the grant of easement hereinbefore described to the extent that any such damage, claim, suit or liability arises from and is caused by the negligent acts or omissions of the City of Leawood, Kansas, its agents or employees.

3. That the City of Leawood shall perform any of the continuing easement conditions within a reasonable time after having been provided reasonable notice by either the Grantee or the Grantor under said easement.

This Resolution approved this 6th day of July, 1981, by the governing body of the City of Leawood meeting in regular council session.

Mayor of the City of Leawood

Attest:

Clerk
GRANT OF EASEMENT

THIS INDENTURE, made the ___ day of ____ , 1981

between the United States of America, acting by and through the Administrator of General Services, hereinafter referred to as the Government, and the City of Kansas City, a Missouri municipality, hereinafter also referred to as the Grantee.

WHEREAS, the Government is the owner in fee simple of a parcel of land identified as 8930 Ward Parkway, Kansas City, Jackson County, Missouri, and

WHEREAS, the City of Kansas City, Missouri desires to construct, operate, maintain, repair, and replace a 36" sanitary sewer in, under, upon, and through a part of said Government-owned land, and,

WHEREAS, the Grantee has requested the conveyance of an easement for the construction, operation, maintenance, repair and replacement of a 36" sanitary sewer, and

WHEREAS, the granting of an easement for the purpose specified on the terms and conditions hereinafter is not adverse to the interest of the United States;

NOW, THEREFORE, this indenture,

WITNESSETH THAT in consideration of the above premises and in consideration of two thousand two hundred dollars ($2,200.00) paid by the Grantee to the Government, receipt of which is hereby acknowledged, the Government pursuant to the authority of Public Law 87-852, October 23, 1962 (76 Stat. 1129; 40 U.S.C. 519), hereby grants unto said City of Kansas City, Missouri, and its assigns, an easement for the construction, maintenance, operation, repair, and replacement of a 36" diameter sanitary sewer over, across, under, and upon the following described property, hereinafter referred to as the premises, to wit:

A tract of land 15 feet in width, across a part of the SW 1/4 of Section 19, Township 48, Range 33, Kansas City, Jackson County, Missouri, lying 7.50 feet on each side of the following described centerline: Commencing at the Southwest corner of the SW 1/4 of said Section 19; thence N 0° 20' 59" W, along the West line of the SW 1/4 of said Section 19, a distance of 683.87 feet; thence S 72° 07' 40" E, a distance of 95.14 feet, to the true point of beginning of subject tract; thence continuing S 72° 07' 40" E, a distance of 22.92 feet; thence S 89° 24' 32" E, a distance of 110.00 feet; thence S 39° 06' 42" E, a distance of 156.11 feet; thence S 61° 00' 29" E, a distance of 152.00 feet; thence S 82° 46' 18" E, a distance of 336.10 feet, all subject to that part thereof dedicated for street purposes.
THIS EASEMENT IS granted subject to the following terms and conditions:

1. That all work in connection with the construction, installation, operation, repair and replacement of the sewer shall be done without cost or expense to the Government and in accordance with plans approved by the Government and Grantee agrees after construction of the sewer that it will restore the construction area to a condition at least as good as that which existed prior to installation of the sewer.

2. That the Grantee shall have the right of ingress and egress to and from said land at all reasonable times to perform all work in connection with the construction, installation, operation, repair and replacement of the sewer. In exercising its rights of ingress and egress the Grantee shall use existing roads or lands and shall repair any damage caused by its use thereof.

3. That the Grantee shall maintain the sewer in good condition and shall promptly make all repairs thereto which may be necessary for the operation and maintenance of said sewer.

4. That it is understood and agreed between the parties that the Government shall have the right at any time to connect to the sanitary sewer without cost for any permits required for such connection, at any location where flowline elevation permits.

5. That the Grantee's rights hereunder shall be subject to such reasonable rules and regulations as may be promulgated by the Government to insure that the exercise of such rights shall not interfere with the Government activities at the premises.

6. That all or any part of the easement herein granted may be terminated for failure on the part of the Grantee to comply with any of the terms and conditions of this grant. This easement shall terminate upon abandonment of the rights granted herein or upon nonuse of such rights for a period of two consecutive years. Termination for the above reasons shall be effective upon written notice by the Government to the Grantee, or its successors, or assigns, for such termination.
7. That the Government may use the premises which are the subject of this easement for any purpose which does not create an unreasonable interference with the use and enjoyment by the Grantee of the easement rights granted herein.

8. That the Grantee shall indemnify and save harmless the Government and its agency and employees against any and all loss, damage, claim or liability whatsoever, due to personal injury, or death, or damage to property of others directly or indirectly due to the exercise by the Grantee of the rights granted by this easement.

9. That the Grantee of this easement is subject to the Civil Rights Act of 1964, Public Law 88-352, July 2, 1964, and the Grantee and assigns will comply with all requirements imposed by or pursuant to the regulations of the General Services Administration (41 CFR Subpart 101-6.2) issued under the provisions of Title VI of said Act.

10. That during the period of initial construction the Grantee shall furnish and make available in the parking lot at 8900 State Line a number of automobile parking spaces equal to the number of spaces which are not usable due to the construction.

11. That subsequent to the initial construction, during any period of construction, operation, maintenance, repair or replacement of the sewer line which renders unusable any parking in excess of ten spaces the Grantee shall furnish and make available within four blocks of the Federal Building, 8930 Ward Parkway, a number of automobile parking spaces equal to the number of spaces in excess of ten spaces which are not usable due to the exercise of this easement. If parking is not available within four blocks, the Grantee shall provide parking as close as possible to 8930 Ward Parkway and, if requested by the Government the Grantee shall also provide shuttle bus service for a one hour period at the beginning and a one hour period at the end of the Federal employee work day.

12. That prior to sale or other disposal of the premises, the terms and conditions specified in paragraph 11 immediately above shall be deleted by the Government.
IN WITNESS WHEREOF, THE Government, acting by and through the Administrator of General Services, has caused this instrument to be executed the day and year first above written.

OFFICE OF REGIONAL COUNSEL

APPROVED FOR LEGAL SUFFICIENCY

BY 6/15/81

UNITED STATES OF AMERICA

BY: PETER G. HOBERT

Director, Space Management Division
Public Buildings Service
General Services Administration
I, John F. O'Keefe, Notary Public in and for said County and State, do hereby certify that on the 16th day of June, 1981, before me personally appeared Kenneth L. Leonard, Acting Director, Space Management Division, Public Buildings Service, General Services Administration, who executed the foregoing Grant of Easement, to me personally known and known to me as such, who by me being duly sworn did say that he is Acting Director, Space Management Division, Public Buildings Service, General Services Administration, and that he executed said Grant of Easement in pursuant to proper authority, and that said Grant of Easement was signed by him as such on behalf of the United States of America, and said Kenneth L. Leonard acknowledged the execution of Grant of Easement to be his free act and deed as such Acting Director, Space Management Division, Public Buildings Service, General Services Administration, and that he executed said Grant of Easement in pursuance to proper authority, and that said Grant of Easement was signed by him as such on behalf of the United States of America, and that under the pertinent statutes of the United States, the Grant of Easement does not require the imposition of the seal of the United States of America.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at my office in Kansas City, Missouri, the day and year above written.

John F. O'Keefe
Notary Public, Jackson County, Missouri

My Commission Expires:

John F. O'Keefe
Notary Public, Jackson County, Missouri

My Commission Expires: January 31, 1989

IN EN TO:

Burkhead, Sr.,
Chief, Engineering Services 4th Floor West - City Hall
14 East 12th Street
Kansas City, MO 64106
RESOLUTION No. 565

A RESOLUTION RELATING TO A GRANT OF EASEMENT FROM THE GENERAL SERVICES ADMINISTRATION TO THE CITY OF KANSAS CITY, MISSOURI; AGREEMENT TO PERFORM CERTAIN CONDITIONAL REQUIREMENTS AND TO RELEASE AND HOLD HARMLESS.

WHEREAS, the United States of America through the Administrator of General Services did on June 16, 1981 grant to the City of Kansas City, Missouri a sanitary sewer easement, a copy of which is attached hereto and made a part hereof; and

WHEREAS, although Kansas City, Missouri is the grantee under said easement, the City of Leawood, Kansas, is the main beneficiary of said easement by virtue of Leawood's necessity and requirement for said easement to accommodate construction of certain supplemental sewer lines within the City of Leawood, which connect to sewer facilities in Kansas City, Missouri; and

WHEREAS, Kansas City, Missouri does not want the continuing responsibility and liability set out in the conditions which are made a part of said easement and Leawood is willing to accept such responsibility and liability as set out herein.

NOW, THEREFORE, BE IT RESOLVED:

1. That the City of Leawood, Kansas agrees to perform any continuing responsibilities of the "Grantee" under conditions 1 through 12 of the easement agreement, which has been previously identified and is attached hereto.

2. That the City of Leawood, Kansas, agrees to release, hold harmless, and to indemnify Kansas City, Missouri from any damages, claims, suits or liabilities arising out of the grant of easement hereinbefore described to the extent that any such damage, claim, suit or liability arises from and is caused by the negligent acts or omissions of the City of Leawood, Kansas, its agents or employees.

3. That the City of Leawood shall perform any of the continuing easement conditions within a reasonable time after having been provided reasonable notice by either the Grantee or the Grantor under said easement.

This Resolution approved this 6th day of July, 1981, by the governing body of the City of Leawood meeting in regular council session.

Mayor of the City of Leawood

Attest:

Clerk
GRANT OF EASEMENT

THIS INDENTURE, made the __ day of _____, 1981, between the United States of America, acting by and through the Administrator of General Services, hereinafter referred to as the Government, and the City of Kansas City, a Missouri municipality, hereinafter also referred to as the Grantee.

WHEREAS, the Government is the owner in fee simple of a parcel of land identified as 8930 Ward Parkway, Kansas City, Jackson County, Missouri, and

WHEREAS, the City of Kansas City, Missouri desires to construct, operate, maintain, repair, and replace a 36" sanitary sewer in, under, upon, over, and through a part of said Government-owned land, and,

WHEREAS, the Grantee has requested the conveyance of an easement for the construction, operation, maintenance, repair and replacement of a 36" sanitary sewer, and

WHEREAS, the granting of an easement for the purpose specified on the terms and conditions hereinafter is not adverse to the interest of the United States:

NOW, THEREFORE, this indenture,

WITNESSETH THAT in consideration of the above premises and in consideration of two thousand two hundred dollars ($2,200.00) paid by the Grantee to the Government, receipt of which is hereby acknowledged, the Government pursuant to the authority of Public Law 87-852, October 23, 1962 (76 Stat. 1129; 40 U.S.C. 319), hereby grants unto said City of Kansas City, Missouri, and its assigns, an easement for the construction, maintenance, operation, repair, and replacement of a 36" diameter sanitary sewer over, across, under, and upon the following described property, hereinafter referred to as the premises, to wit:

A tract of land 15 feet in width, across a part of the SW Frac. ¼ of Section 19 Township 48, Range 33, Kansas City, Jackson County, Missouri, lying 7.50 feet on each side of the following described centerline: Commencing at the Southwest corner of the SW Frac. ¼ of said Section 19; thence N 0° 20' 59" W, along the West line of the SW Frac. ¼ of said Section 19, a distance of 683.87 feet; thence S 72° 07' 40" E, a distance of 95.14 feet, to the true point of beginning of subject tract; thence continuing S 72° 07' 40" E, a distance of 222.92 feet; thence S 89° 24' 52" E, a distance of 110.00 feet; thence S 39° 06' 42" E, a distance of 158.11 feet; thence S 61° 00' 29" E, a distance of 192.00 feet; thence S 82° 46' 10" E, a distance of 336.10 feet, all subject to that part thereof dedicated for street purposes.
THIS EASEMENT IS granted subject to the following terms and conditions:

1. That all work in connection with the construction, installation, operation, repair and replacement of the sewer shall be done without cost or expense to the Government and in accordance with plans approved by the Government and Grantee agrees after construction of the sewer that it will restore the construction area to a condition at least as good as that which existed prior to installation of the sewer.

2. That the Grantee shall have the right of ingress and egress to and from said land at all reasonable times to perform all work in connection with the construction, installation, operation, repair and replacement of the sewer. In exercising its rights of ingress and egress the Grantee shall use existing roads or lands and shall repair any damage caused by its use thereof.

3. That the Grantee shall maintain the sewer in good condition and shall promptly make all repairs thereto which may be necessary for the operation and maintenance of said sewer.

4. That it is understood and agreed between the parties that the Government shall have the right at any time to connect to the sanitary sewer without cost for any permits required for such connection, at any location where flowline elevation permits.

5. That the Grantee's rights hereunder shall be subject to such reasonable rules and regulations as may be promulgated by the Government to insure that the exercise of such rights shall not interfere with the Government activities at the premises.

6. That all or any part of the easement herein granted may be terminated for failure on the part of the Grantee to comply with any of the terms and conditions of this grant. This easement shall terminate upon abandonment of the rights granted herein or upon nonuse of such rights for a period of two consecutive years. Termination for the above reasons shall be effective upon written notice by the Government to the Grantee, or its successors, or assigns, for such termination.
7. That the Government may use the premises which are the subject of this easement for any purpose which does not create an unreasonable interference with the use and enjoyment by the Grantee of the easement rights granted herein.

8. That the Grantee shall indemnify and save harmless the Government, its agency and employees against any and all loss, damage, claim or liability whatsoever, due to personal injury, or death, or damage to property of others directly or indirectly due to the exercise by the Grantee of the rights granted by this easement.

9. That the Grantee of this easement is subject to the Civil Rights Act of 1964, Public Law 88-352, July 2, 1964, and the Grantee and assigns will comply with all requirements imposed by or pursuant to the regulations of the General Services Administration (41 CFR Subpart 101-6.2) issued under the provisions of Title VI of said Act.

10. That during the period of initial construction the Grantee shall furnish and make available in the parking lot at 8900 State Line a number of automobile parking spaces equal to the number of spaces which are not usable due to the construction.

11. That subsequent to the initial construction, during any period of construction, operation, maintenance, repair or replacement of the sewer line which renders unusable any parking in excess of ten spaces the Grantee shall furnish and make available within four blocks of the Federal Building, 8930 Ward Parkway, a number of automobile parking spaces equal to the number of spaces in excess of ten spaces which are not usable due to the exercise of this easement. If parking is not available within four blocks, the Grantee shall provide parking as close as possible to 8930 Ward Parkway and, if requested by the Government the Grantee shall also provide shuttle bus service for a one hour period at the beginning and a one hour period at the end of the Federal employee work day.

12. That prior to sale or other disposal of the premises, the terms and conditions specified in paragraph 11 immediately above shall be deleted by the Government.
IN WITNESS WHEREOF, THE Government, acting by and through the Administrator of General Services, has caused this instrument to be executed the day and year first above written.

OFFICE OF REGIONAL COUNSEL
APPROVED FOR
LEGAL SUFFICIENCY
BY LW 6/15/81

UNITED STATES OF AMERICA

BY: ________________________________
PETER G. HOBERG
Director, Space Management Division
Public Buildings Service
General Services Administration
I, John F. O'Neal, Notary Public in and for said County and State, do hereby certify that on the ___ day of ___ , 1981, before me personally appeared Kenneth L. Leonard, Acting Director, Space Management Division, Public Buildings Service, General Services Administration, who executed the foregoing Grant of Easement, to me personally known and known to me as such, who by me being duly sworn did say that he is Acting Director, Space Management Division, Public Buildings Service, General Services Administration, and that he executed said Grant of Easement in pursuant to proper authority, and that said Grant of Easement was signed by him as such on behalf of the United States of America, and said Kenneth L. Leonard acknowledged the execution of Grant of Easement to be his free act and deed as such Acting Director, Space Management Division, Public Buildings Service, General Services Administration, and the free act and deed of the United States of America, and that under the pertinent statutes of the United States, the Grant of Easement does not require the imposition of the seal of the United States of America.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at my office in Kansas City, Missouri, the day and year above written.

[Signature]
Notary Public, Jackson County, Missouri

My Commission Expires:

JOHN F. O'NEAL
Notary Public - State of Missouri
Commissioned in Jackson County
My Commission Expires: April 21, 1933
RESOLUTION NO: 566

WHEREAS the Governing Body of the City of Leawood, Kansas notes with shock and sorrow the Hyatt Regency Tea Dance tragedy of July 17th; and

WHEREAS the entire community has been numbed with grief by the magnitude of this disaster; and

WHEREAS countless numbers of family members and friends are deeply affected by the sudden and violent deaths and the incapacitating injuries to loved ones;

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas extend its profound sympathy to all in recovering from the devastating shock and grief they are experiencing;

Adopted this 20th day of July, 1981.

[Signature]
Jeff D. Funk, Presiding Officer

[Signature]
Johnny Oberlander, City Clerk

ATTEST:

[Signature]
Johnny Oberlander, City Clerk
RESOLUTION NO. 567

WHEREAS the planning for 1435 did not consider or adequately project the growth being experienced along this corridor; and

WHEREAS the lack of access to the numerous major facilities developed in the area has created a severe traffic overload on the only two interchanges available; and

WHEREAS development along the corridor continues, and will accelerate traffic overloads;

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas support construction of an interchange at the intersection of 1435 and Quivira Road.

Adopted by the Governing Body this 3rd day of August, 1981.

Kent E. Crippen, Mayor

Jenny Oberlander, City Clerk
CITY OF LEAWOOD, KANSAS

RESOLUTION NO. 568

This Resolution is adopted this 3rd day of August, 1981, by the governing body of the City of Leawood, Kansas, at a regular meeting of said council; at which a quorum of the council members are present.

WHEREAS, the City has entered into a contract for the construction of supplemental sewer facilities in the James Branch portion of the Leawood Sanitary Sewer System; and

WHEREAS, the City has determined that an easement, both permanent and temporary, over a tract of land described in Exhibit A attached hereto, is necessary for the construction of said sewer project; and

WHEREAS, the City desires by this Resolution to authorize a survey and description of said property to be made by the project engineer or other City staff.

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas, pursuant to K.S.A. 26-201 deems it necessary and in the best interest of the City of Leawood to condemn that certain permanent and construction easement described in Exhibit A hereto, and more particularly described on such survey and description as is to be prepared by the City staff and/or project engineer.

BE IT FURTHER RESOLVED that the City staff immediately prepare in conjunction with the project engineer a survey and description of the land deemed to be required for said sanitary sewer easement, all as described in Exhibit A hereto.

CITY OF LEAWOOD, KANSAS

[Signature]
Mayor Kent Griffin

ATTEST:
[Signature]
Clerk

Published once, this 7th day of August, 1981.
A tract of land 10 feet in width across a part of Lot 21, 98th PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the Southwesterly lot line of said Lot 21, and 44.6 feet Northwesterly of the most Southerly lot corner thereof, as measured along said Southwesterly lot line; thence Northerly to a point on the Northwesterly lot line of said Lot 21, and 22.5 feet Easterly of the most Westerly lot corner thereof, as measured along said Northwesterly lot line. Containing 1130 S.F. more or less.

Temporary Construction Easement

That part of Lot 21, 98TH PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying West of the following described base line: Beginning at a point on the Northerly right-of-way line of Aberdeen Drive, as now platted, and 3.0 feet Easterly of the Southwest lot corner of said Lot 21 as measured along said right-of-way line; thence Northerly to a point on the Northwesterly lot line of said Lot 21, and 35.0 feet Easterly of the most Westerly lot corner thereof as measured along said Northwesterly lot line. Containing 1938 S.F. more or less.
RESOLUTION NO. 569

A RESOLUTION EXPRESSING THE INTENT OF THE CITY OF LEAWOOD, KANSAS, FOR THE ISSUANCE OF INDUSTRIAL REVENUE BONDS TO FINANCE AN INDUSTRIAL REVENUE BOND PROJECT FOR R. H. SAILORS & COMPANY, A KANSAS CORPORATION, OR ITS DESIGNEE.

WHEREAS, the City of Leawood, Kansas, (the "City"), is authorized and empowered under the provisions of the Kansas Industrial Revenue Bond Act, K.S.A. 12-1740 to K.S.A. 12-1749(a), inclusive, as amended, to issue revenue bonds for industrial development purposes; and

WHEREAS, R. H. Sailors & Company, a Kansas corporation, or its designee (the "Company"), has requested the City to finance certain new facilities to be known as Leawood Fountain Plaza at the cost of approximately $8,500,000, subject to approval by the Leawood City Planning Commission and the Governing Body of the Company's Zoning application; and

WHEREAS, it is the desire of the City to finance the cost of purchasing land and constructing buildings thereon and equipping said buildings by the issuance of bonds under the Act in an amount not to exceed $8,500,000, said bonds being payable solely out of the rentals, revenues and receipts derived from the leasing and sale of the project by the City to the Company; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS, AS FOLLOWS:

Section One: That the Governing Body of the City of Leawood, Kansas, hereby approves, subject only to zoning approval, an industrial development project to be carried out by R. H. Sailors & Company, a Kansas corporation, or its designee, to be financed from the issuance of industrial revenue bonds of said City in an amount not to exceed $8,500,000, all pursuant to K.S.A. 12-1740 to K.S.A. 12-1749(a), inclusive, as amended.

Section Two: That the Governing Body hereby agrees to issue said industrial revenue bonds of the City in an amount not to exceed $8,500,000 to finance said project, upon and subject to the terms and conditions expressed in the Memorandum of Agreement.
attached hereto and made a part hereof, which Memorandum of Agreement the Mayor and City Clerk are authorized to execute and attest, respectively. Said bonds shall not constitute an obligation of the City of Leawood, Kansas, but shall be payable solely from the rentals, revenues, and receipts derived by the City from the leasing and sale of the project to the Company.

Section Three: That Larry Winn, III of Bennett, Lytle, Wetzler, Winn & Martin, as City Representative, and Linde, Thomson, Fairchild, Langworthy, Kohn & Van Dyke, as Bond Counsel, are hereby authorized and directed to negotiate and prepare the necessary documents to provide for the issuance of said bonds and leasing of said project for final presentation to and action by the Governing Body of the City.

Section Four: This Resolution shall become effective upon its passage by the Governing Body.

PASSED by the Governing Body on the 8th day of September, 1981.

SIGNED by the Mayor on the 8th day of September, 1981.

[Signature]

MAYOR - Kent E. Chippin

APPROVED AS TO FORM:

[Signature]

City Attorney - Larry Winn III
MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT is between THE CITY OF LEAWOOD, KANSAS, acting by and through its Governing Body (the "issuer"), and R. H. SAILORS & COMPANY, a Kansas Corporation, or its designee (the "Company").

1. Preliminary Statement. Among the matters of mutual inducement which have resulted in the Agreement are the following:

(a) The Issuer is authorized, pursuant to Section 12-1740 et seq., Kansas Statutes Annotated, as amended (the "Act"), to issue revenue bonds for the purpose of defraying or financing the cost of a Project (as defined in the Act) and to lease such facility to others and proposes to acquire certain facilities (the "Project") useful in connection with the operation of the Company and to lease and sell the Project to the Company to finance the costs of such Project.

(b) The Company intends to acquire, construct and equip facilities in Leawood, Kansas. The Project, which is subject to zoning approval by the City Planning Commission and the Governing Body, is expected to cost approximately Eight Million Five Hundred Thousand Dollars ($8,500,000), and consists of an office building facility to be located at the southeast corner of the intersection of College Boulevard (111th Street) and Nall Avenue, to be known as Leawood Fountain Plaza. The Company has requested that the Issuer assist the Company or its designee in defraying part of the cost of the Project by issuing its revenue bonds. It is anticipated that the bonds to be issued will have a maturity of approximately three years, and that the entire project will be acquired at that time by a prospective purchaser.

(c) The proposed financing will contribute to increased employment opportunities and other benefits for the Issuer.

(d) The revenue bonds of the Issuer shall be limited obligations of the Issuer payable solely out of the revenues and receipts derived with respect to the Project which shall be for an amount sufficient to pay the principal of, premium, if any, and interest on such revenue bonds. No holder of any such bonds shall have the right to compel any exercise of the taxing power of the Issuer or any political subdivision of the State of Kansas, and such bonds shall not constitute an indebtedness or a loan of credit of the Issuer.
(e) The Issuer finds that the financing as herein described will further the purposes as expressed in Section 12-1740, Kansas Statutes Annotated, as amended. Subject to due compliance with all requirements of law, including but not limited to, the issuance of an opinion of bond counsel that the bonds when and as issued will be tax exempt, the Issuer by virtue of such authority as may now or hereafter be conferred, and subject to receipt of adequate assurance from the Company that there are one or more purchasers for the bonds, will issue and sell its revenue bonds in an amount of Eight Million Five Hundred Thousand Dollars ($8,500,000) to help defray the cost of the Project.

2. Undertakings on the Part of the Issuer. Subject to the conditions above stated, the Issuer agrees as follows:

(a) That subject only to zoning approvals, it will authorize the issuance and sale of the bonds pursuant to its lawful and constitutional authority in the amount of Eight Million Five Hundred Thousand Dollars ($8,500,000).

(b) That it will acquire the Project with the proceeds of the sale of the revenue bonds and lease it to the Company and aggregate a basic rental (i.e., amount to be paid by the Company and used by the Issuer to pay the principal, interest and premium, if any, on the bonds), payable under the instruments whereby the Project shall be leased and sold to the Company, which shall be sums as shall be sufficient to pay the principal and interest and redemption premium, if any, on the bonds, as and when the same shall become due and payable.

3. Undertakings on the part of the Company. Subject to the conditions above stated, the Company agrees as follows:

(a) That it will use all reasonable efforts to find one or more purchasers for the bonds.

(b) That contemporaneously with the delivery of the bonds, it will enter into a Lease with the Issuer, under the terms of which the Company will obligate itself to pay to or on behalf of the Issuer sums sufficient in the aggregate to pay the principal of and interest and redemption premium, if any, on the bonds as and when the same shall become due and payable.
4. **General Provisions.**

   (a) All commitments of the Issuer under Paragraph 2 hereof and of the Company under Paragraph 3 hereof are subject to the conditions that on or before 360 days from the date hereof (or such other date as shall be mutually satisfactory to the Issuer and the Company), the Issuer and the Company shall have agreed to mutually acceptable terms and conditions of the Lease, referred to in Paragraph 3 and of bonds and other instruments or proceedings relating to the bonds.

   (b) If the events set forth in (a) of this paragraph do not take place within the time set forth or an extension thereof and the bonds in an amount of approximately the amount stated above are not sold within such time, the Company agrees that it will reimburse the Issuer for all reasonable and necessary direct out-of-pocket expenses which by the execution of this Agreement and the performance by the Issuer of its obligations hereunder Issuer shall incur, including attorney's fees and expenses in preparation for performance, and fees of the Issuer's fiscal or financial advisor, and this Agreement shall thereupon terminate. In addition, Issuer shall have no liability to the Company and the Company shall indemnify and hold Issuer harmless as to any claims which may be made by third parties.

   (c) The Memorandum of Agreement may be amended or modified with the consent of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have entered into this Agreement by their officers hereunto duly authorized as of the 8th day of September, 1981.

THE CITY OF LEAHOLM, KANSAS

By

Mayor

ATTEST:

City Clerk

R. H. SAILORS & COMPANY

By

Richard Sailors

ATTEST:

N/A

Secretary NOT A CORPORATION
RESOLUTION NO. 570

WHEREAS, Steve Merz was the primary force in starting soccer in the Kansas City area in the early 1940's; and

WHEREAS, Mr. Merz has continued his efforts to establish the game in Leawood and the metropolitan area; and

WHEREAS, due to his continued efforts, soccer has grown to over 7,000 participants in 1981, with 600 participants in the Leawood Soccer Club alone; and

WHEREAS, soccer has been adopted as a varsity sport in the Shawnee Mission School District;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that Steve Merz be recognized and honored for his continuous efforts to establish and further the game of soccer by dedicating the 'shelter house soccer field' in Leawood Park to him and naming the facility Merz Field.

Adopted this 8th day of September, 1981.

[Signature]
Ken E. Crippen, Mayor

[Signature]
City Clerk
WHEREAS, the Governing Body of the City of Leawood, Kansas, by Resolution No. 441 adopted December 5, 1977, did unanimously agree that the City should pursue all steps necessary to develop the joint participation of the cities of Overland Park, Prairie Village, and Leawood for the improvement of the 95th Street and Mission Road intersection; and

WHEREAS, the cities of Overland Park, Prairie Village and Leawood, and the Johnson County Commission did subsequently enter into an inter-local agreement to complete the improvement of said intersection; and

WHEREAS, this project is included on the approved priority list for FAU funding;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood reaffirm it's resolution of approval of the improvement of the 95th Street and Mission Road intersection.

Adopted by the Governing Body this 19 day of October, 1981.

Kent E. Crippin
Mayor

Atest:

J. Oberlander
City Clerk
RESOLUTION NO. 441

A RESOLUTION FOR INTERGOVERNMENTAL COOPERATION IN THE IMPROVEMENT OF THE INTERSECTION OF 95TH STREET AND MISSION ROAD BY ADJACENT CITIES AND FOR TURNING LANE ON 95TH STREET EAST OF MISSION ROAD.

WHEREAS, traffic engineering studies have been made of the need for improvements to the 95th and Mission Road intersection, including the providing of a turning lane on 95th Street for traffic northbound on Mission Road, and for improvements in traffic signalization at the intersection; and

WHEREAS, the City Public Safety Commission indicated its interest at the November 14, 1977 meeting in obtaining funding for intersection geometries improvements; and

WHEREAS, the Public Works Commission of the City of Leawood, Kansas on December 1, 1977 recommended the City pursue the obtaining of the improvements to the intersection in general conformity to the traffic study by Johnson, Brickell and Mulcahy of the intersection and a turning lane for 95th Street dated November, 1970; and

WHEREAS, the Traffic Engineer has been asked to submit a tentative cost estimate for this project as applicable to the City of Leawood;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood—that it is in the best interests of the City of Leawood to jointly and cooperatively engage with its neighboring cities of Overland Park and Prairie Village in the joint participation in the recommended improvements to the 95th and Mission Road intersection including turning lane improvements on 95th Street east of Mission Road; and

BE IT FURTHER RESOLVED that the City of Leawood pursue immediately all steps necessary to develop joint participation between the interested cities and to have developed appropriate plans, specifications, estimates and other documentation to establish fair and equitable distribution of costs between the participating parties and for submission of an application to M.A.R.C. and the Johnson County commission for such funding and assistance as each may be authorized to provide.

Adopted by the Governing Body this 5th day of December, 1977.

Attest:

Eugene E. Alt
Mayor

S. Oberlander
City Clerk
RESOLUTION NO. 572

The Leawood City Council has considered the revised preliminary site development plan for Leawood Fountain Plaza located at the southeast corner of College Boulevard and Nall Avenue, Leawood, Kansas, and resolves the following:

WHEREAS, the property is zoned CP-I, Planned Restricted Business District; and

WHEREAS, a preliminary site plan was approved by the City in October of 1978; and

WHEREAS, the final public works plans have been approved by the Director of Public Works; and

WHEREAS, the developer has agreed to all conditions set out by the City; and

WHEREAS, the Plan Commission recommends approval of the preliminary site plan;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the preliminary site development plan for Leawood Fountain Plaza contingent upon the delivery by the developer of a guarantee for the installation of part of the Nall Avenue Street improvements between 112th Street and College Boulevard which shall be agreeable to the staff and Council.

Adopted by the Governing Body this 19th day of October, 1981.

(s E A)

Attest: J. Oberlander
City Clerk

Mayor

Kent E. Crippen
RESOLUTION NO. 573

WHEREAS, the Leawood City Council has considered vacating the vest pocket park between 91st Street and 92nd Street west of Lee Boulevard, and determined that it is in the City's best interest to dispose of the park property; and

WHEREAS, meetings have been held with adjacent property owners and agreement reached as to division of the property; and

WHEREAS, final replatting for the park property has been reviewed and recommended for approval by staff; and

WHEREAS, the Leawood Plan Commission has recommended approval of the replat of the park property, waiving Section 17-301, Design Principles, Subdivision Regulations, dated January 16, 1978, because of the unusual hardship that would be imposed if this Section were enforced;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approve the replat of the vest pocket park between 91st Street and 92nd Street west of Lee Boulevard, waiving Section 17-301 of the Subdivision Regulations.

Adopted by the Governing Body this 19 day of October, 1981.

(S.E.A.L.)

Attest:

Oberlander City Clerk

Kent E. Crippen Mayor
RESOLUTION NO. 574

WHEREAS, in compliance with the procedures established in Section PM-106.4 of the PROPERTY MAINTENANCE CODE OF 1981, the Property Maintenance Appeals Board held a hearing at 7:30 P.M. on October 14, 1981 concerning the condition of the buildings and grounds of the Leawood Drive-In Theater, and determined that the buildings should be demolished and removed from the site;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood will hold a public hearing at 7:00 P.M., January 4, 1982, in the Council Chambers, 9615 Lee Boulevard, Leawood, Kansas, in order that the owner, agent, and lien holders of record of such structures may appear and show cause why such structures should not be condemned and ordered to be demolished.

 Adopted by the Governing Body this 16th day of November, 1981.

(S E A L)

Marcia K. Rinehart, Presiding Officer, in the absence of the Mayor

J. Oberlander, City Clerk

RESOLUTION NO. 575

WHEREAS, the City of Leawood is a participating employer in the Kansas Public Employees Retirement System; and

WHEREAS, application in accordance with K.S.A. 74-4954 (1) and (2) to become a participating employer in the Kansas Police and Firemen's Retirement System has been made; and

WHEREAS, all future eligible police officers and fire fighters are to be included in membership;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood does hereby approve the transfer of membership of all police officers and fire fighters presently covered under the Kansas Public Employees Retirement System, to the Kansas Police and Firemen's Retirement System, effective January 1, 1982.

Adopted by the Governing Body this 7th day of December, 1981.

(SEAL)

KENT E. CRIPPEN
Mayor

Attest:

J. OBERLANDER
City Clerk
AFFILIATION AND TRANSFER RESOLUTION NO. 575

BE IT RESOLVED, by the

Governing Body

that the City of Leawood, Kansas

(Legal Name of Agency)

a participating employer in the Kansas Public Employees Retirement System hereby makes application in accordance with K.S.A. 74-4954 (1) & (2) to become a participating employer in the Kansas Police and Firemen's Retirement System to provide for the inclusion of all its future eligible (policemen) (firemen) (policemen and firemen) and to transfer the membership of all (strike out two) (strike out two) (policemen and firemen) presently covered under the Kansas Public Employees Retirement System, to the Kansas Police and Firemen's Retirement System, effective January 1, 1982.

Adopted this 7th day of December, 1981.

Attest:

Kant E. Crippin, Mayor

(Signature and Title)

Kent E. Crippin, Mayor

(Signature and Title)

I, Kent E. Crippin, do hereby affirm that I am the duly elected Mayor of the City of Leawood, Kansas and I further affirm that the above Resolution is a true and correct copy of the Resolution adopted by the Governing Body.

Subscribed and sworn to before me this 14th day of December, 1981.

Notary Public

Ronald L. Anderson
RESOLUTION NO. 576

WHEREAS, the building official, in accordance with BOCA BUILDING CODE/1978 as adopted by the Revised Ordinances of the City of Leawood, Kansas, Section 123.0, Unsafe Structures, has determined that the buildings at the Drive-in Theater site are abandoned, a public nuisance, physically weakened, and therefore unsafe; and

WHEREAS, in compliance with the procedures established in Section PM-106.4, PROPERTY MAINTENANCE CODE, 1981, the Property Maintenance Appeals Board held a public hearing on October 14, 1981 regarding the Leawood Drive-in Theater and determined that the buildings should be demolished and removed from the site; and

WHEREAS, there has been no evidence of repair and/or maintenance of the structures or buildings since 1979 and the owner's agent has stated publicly that the owner has no intention whatsoever of performing any maintenance on the site;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, upon listening to all evidence at the public hearing, and having examined and weighed evidence as presented, hereby determines that the buildings, specifically the screen building, concessions building, small ticket building, and sign boards shall be demolished by the owner and all interested parties within 30 calendar days. Failing removal by the owner, the City shall take action as set out in Kansas State Statutes to remove the buildings.

Adopted by the Governing Body this 4th day of January, 1982.

(S.E.A.L.)

[Signature]

Kent B. Crippen
Mayor

[Signature]

City Clerk
RESOLUTION NO. 577

A RESOLUTION DECLARING IT NECESSARY TO ACQUIRE TEMPORARY AND PERMANENT STREET RIGHT-OF-WAY LOCATED IN THE CITY OF LEAWOOD, KANSAS, FOR THE CONSTRUCTION OF CERTAIN INTERSECTION IMPROVEMENTS AT COLLEGE BOULEVARD AND ROE AVENUE; AND AUTHORIZING A SURVEY AND DESCRIPTION OF THE LAND OR INTEREST TO BE CONDEMNED.

WHEREAS, the City of Leawood, Kansas, in joint cooperation with the City of Overland Park and Johnson County, Kansas, has entered into a contract for the design of certain intersection improvements at Roe Avenue and College Boulevard; and

WHEREAS, the City of Leawood anticipates the letting of bids and the execution of a contract for the construction of said intersection improvements; and

WHEREAS, it is necessary to acquire rights in private property located within the City of Leawood for the construction of said improvements, and the acquisition of such property would be in the public interest and further the purposes of the City of Leawood, Kansas.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas:

1. It is hereby deemed necessary and in the public interest to acquire certain temporary and permanent street right-of-way for the use of the City of Leawood, Kansas, for the construction of certain intersection improvements at the intersection of Roe Avenue and College Boulevard within the City of Leawood, Kansas.

2. It is hereby authorized and directed that a survey and description of the land or interest therein to be acquired be made by Johnson, Brickell, and Mulcahy, Traffic Engineers, and filed with the City Clerk of Leawood, Kansas.

3. This resolution shall take effect and be in force from and after its passage and adoption by the Governing Body and its publication in the Johnson County Sun, an official newspaper.

ADOPTED by the Governing Body this 1st day of February, 1982.

ATTEST:

Jinny Overlander
City Clerk

Kent Crippin, Mayor
WHEREAS, the Governing Body of the City of Leawood has undertaken a review of the matter of arrests for "driving under the influence", within this community; and

WHEREAS, it is apparent that loss of life and property resulting from those driving under the influence continues to escalate at an alarming rate; and

WHEREAS, it is the consensus of the Governing Body that drastic action is necessary to curb this ever increasing menace;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood strongly supports legislation designed to deter those who drive while drinking by strengthening the penalties for "driving under the influence"; and

BE IT FURTHER RESOLVED that legislators are encouraged to consider this a matter of utmost importance and urgency.

Adopted by the Governing Body this 1st day of February, 1982.
RESOLUTION # 579

A RESOLUTION OF THE CITY OF LEAWOOD, KANSAS RENEWING TEMPORARY NOTES 1981 L.S.B. A-E INCLUSIVE IN THE AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS ($500,000.00) FOR THE PAYMENT OF A PORTION OF THE COSTS OF CONSTRUCTION OF SUPPLEMENTAL SEWER LINES AND APPURTENANT SEWER FACILITIES TO THE EXISTING DYKES BRANCH PORTION OF THE LEAWOOD SANITARY SYSTEM.

WHEREAS, the City of Leawood, Kansas has heretofore issued its Temporary Notes 1981 L.S.B. A-E inclusive in the total amount of Five Hundred Thousand Dollars ($500,000.00), which Notes are being held by the United Missouri Bank of Kansas City, N.A.; and

WHEREAS, said Temporary Notes matured on December 10, 1981, and said United Missouri Bank of Kansas City, N.A. is willing to extend said Temporary Notes through April 10, 1982; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that Temporary Notes 1981 L.S.B. A-E inclusive in the total amount of Five Hundred Thousand Dollars ($500,000.00) be renewed as follows:

    To the United Missouri Bank of Kansas City, N.A. at the interest rate of 9.85% per annum, with a maturity date of April 10, 1982.

BE IT FURTHER RESOLVED that the interest due on said Temporary Notes as of December 10, 1981, be paid forthwith.

ADOPTED by the Governing Body of the City of Leawood, Kansas this 20th day of March 1982.

PHILLIP HODES, Presiding Officer

Attest:

J. Oberlander, City Clerk
of which 7/3-1-82

min.

Chief mariner
17 O' Roche
Mr. Mo.
RESOLUTION NO. 580

A RESOLUTION APPROVING BRADFORD PLACE PLAT

The Leawood City Council has considered the plat of Bradford Place, located at the northeast corner of 123rd Street and Mission Road, and resolves the following:

WHEREAS, the property has previously been approved by the Plan Commission and the City Council; and

WHEREAS, the Leawood Plan Commission recommends approval of this replat;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas approves the plat for Bradford Place.

Adopted by the Governing Body this 15th day of March, 1982.
RESOLUTION NO. 58

A RESOLUTION SETTING OUT FINDINGS AND DETERMINATIONS OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, ON THE NECESSITY AND ADVISABILITY OF RECONSTRUCTING AND IMPROVING THE FOLLOWING MAIN TRAFFICWAYS WITHIN THE CITY OF LEAWOOD, KANSAS, TO-WIT:

THE INTERSECTIONS OF COLLEGE BOULEVARD AND ROE AVENUE BY THE RECONSTRUCTION, RECONFIGURATION AND SIGNALIZATION OF SAID INTERSECTION PURSUANT TO K.S.A. 12-685 ET SEQ.

WHEREAS, the City has made a study of the current conditions of Roe Avenue and College Boulevard, main trafficways, and determined that said intersection needs significant reconstruction, rebuilding, reconfiguring and signalization; and

WHEREAS, said intersection of two main trafficways is in a condition which requires reconstruction and reconfiguration in order to provide a reasonably safe intersection operation; and

WHEREAS, the governing body has determined that said reconstruction and reconfiguration of said intersection to be necessary and advisable and in the best interest of the City of Leawood.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

Section 1a: That the Governing Body of the City of Leawood, Kansas, finds it necessary and advisable to reconstruct and reconfigure and signalize the intersection of College Boulevard and Roe Avenue, main trafficways within the City of Leawood, Kansas, a graphic description of such improvement being more particularly set out in Exhibit A attached hereto.

Section 1b: The estimated and probable cost of such public improvement is $593,035.00, said cost to be divided among the City of Leawood, Kansas, the City of Overland Park, Kansas, and Johnson County, Kansas, all as specifically set out in that certain interlocal agreement and addendum to interlocal agreement attached hereto as Exhibit B and C respectively.

Section 1c: The improvement as specifically detailed in the interlocal agreement and as specifically detailed in the graphic description heretofore described as Exhibit A shall be done within the City of Leawood at the expense of the City of Leawood and shall be paid for by means of the issuance of general improvement bonds of the City, said bonds to be payable at such time as the Governing Body by
ordinance may provide.

Section 1d: The City Clerk of the City of Leawood shall and she is hereby directed to publish this resolution in the official city paper of the City of Leawood, Kansas, a twice-weekly paper, for two consecutive weeks as provided by law.

Section 1e: If, within thirty (30) days of the last publication of said resolution, there shall be filed in the office of the City Clerk, not later than 5:00 P.M. on the last day, a protest signed by qualified electors equal in number to not less than 10% of the electors who voted in the last preceding regular city election as shown by the poll books, an election shall be called and held within ninety (90) days after the last publication of the resolution or at the next city election if held within that time. The signatures to the protest need not all be appended to one paper, but each signer shall add to his signature his place of residence, giving the street and number. One of the signers of each such paper shall make oath before an officer competent to administer oaths, that each signature to the paper appended is a genuine signature of the person whose name it purports to be. The election procedure shall be substantially as provided for bond elections in K.S.A. 10-120 and amendments thereto. If no protest or no sufficient protest is filed, or if an election is held and the proposition carries by a majority of those voting thereon at the election, the Governing Body shall by ordinance provide for the improvement.

Passed and approved by the City of Leawood on the 5th day of April, 1982.

[Signature]
Mayor

[Signature]
City Clerk

ATTEST:

[Signature]
Exhibit A
Recommended Improvement Plan
College Boulevard - Roe Avenue
RESOLUTION NO. 582

A RESOLUTION SETTING OUT FINDS AND DETERMINATIONS OF THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, ON THE NECESSITY AND ADVISABILITY OF REPAIRING AND RESURFACING THE FOLLOWING MAIN TRAFFICWAY WITHIN THE CITY OF LEAWOOD, KANSAS, TO-WIT:

119TH STREET FROM MISSION ROAD TO ROE AVENUE BY SUB-BASE PREPARATION AND APPLICATION OF A THREE-INCH ASPHALTIC CONCRETE OVERLAY PURSUANT TO K.S.A. 12-685 ET SEQ.

WHEREAS, the City has made a study of the current condition of 119th Street, a main trafficway, and determined that said street needs resurfacing and repairing; and

WHEREAS, said main trafficway hereinafter set out by reason of the wear and tear of traffic, is in a condition which requires repairing and resurfacing in order to preserve the base of said street and to provide a reasonably smooth driving surface; and

WHEREAS, the Governing Body has determined said resurfacing and repairs to be necessary and advisable and in the best interest of the City of Leawood.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

Section 1(a): That the Governing Body of the City of Leawood, Kansas finds it necessary and advisable to resurface and repair the following main trafficway in the City of Leawood, Kansas, to-wit: 119th Street from Mission Road to Roe Avenue.

Section 1(b): The estimated probable cost is $50,000.

Section 1(c): The improvement shall consist of approximately a three-inch asphaltic concrete overlay. The work shall be done at the expense of the City of Leawood, Kansas and paid for by means of the issuance of general obligation bonds of the City, said bonds to be payable at such time as the Governing Body by ordinance may provide.

Section 1(d): The City Clerk of the City of Leawood shall and she is hereby directed to publish this resolution in the official city paper of the City of Leawood, Kansas, a twice-weekly paper, for two consecutive weeks as provided by law.
Section 1(e): If, within thirty (30) days of the last publication of said resolution, there shall be filed in the office of the City Clerk, not later than 5:00 P.M. on the last day, a protest signed by qualified electors equal in number to not less than 10% of the electors who voted in the last preceding regular city election as shown by the poll books, an election shall be called and held within ninety (90) days after the last publication of the resolution or at the next city election if held within that time. The signatures to the protest need not all be appended to one paper, but each signer shall add to his signature his place of residence, giving the street and number. One of the signers of each such paper shall make oath before an officer competent to administer oaths that each signature to the paper appended is a genuine signature of the person whose name it purports to be. The election procedure shall be substantially as provided for bond elections in K.S.A. 10-120 and amendments thereto. If no protest or no sufficient protest is filed, or if an election is held and the proposition carries by a majority of those voting thereon at the election, the Governing Body shall by ordinance provide for the improvement.

Passed and approved by the City of Leawood on the 3rd day of April, 1982.

[Signature]
Mayor

[Signature]
City Clerk
RESOLUTION NO. 583

A RESOLUTION OF THE CITY OF LEAWOOD, KANSAS RENEWING TEMPORARY NOTES 1981 L.S.B. A-E INCLUSIVE IN THE AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS ($500,000.00) FOR THE PAYMENT OF A PORTION OF THE COSTS OF CONSTRUCTION OF SUPPLEMENTAL SEWER LINES AND APPURTEINANT SEWER FACILITIES TO THE EXISTING DYKES BRANCH PORTION OF THE LEAWOOD SANITARY SYSTEM.

WHEREAS, the City of Leawood, Kansas has heretofore issued its Temporary Notes 1981 L.S.B. A-E inclusive in the total amount of Five Hundred Thousand Dollars ($500,000.00), which Notes are being held by the United Missouri Bank of Kansas City, N.A.; and

WHEREAS, said Temporary Notes matured on April 10, 1982, and said United Missouri Bank of Kansas City, N.A. is willing to extend said Temporary Notes through July 10, 1982;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas that Temporary Notes 1981 L.S.B. A-E inclusive in the total amount of Five Hundred Thousand Dollars ($500,000.00) be renewed as follows:

To the United Missouri Bank of Kansas City, N.A. at the interest rate of 9.35% per annum, with a maturity date of July 10, 1982.

BE IT FURTHER RESOLVED that the interest due on said Temporary Notes as of April 10, 1982, be paid forthwith.

Adopted by the Governing Body this 5th day of April, 1982.

[Signature]
Mayor

[Signature]
City Clerk
RESOLUTION NO. 584

WHEREAS, the City adopted a Master Park Plan in 1977 which proposed the development of a greenway corridor extending from the City Park south-westerly along Tomahawk Creek; and

WHEREAS, the City applied for and on September 8, 1981 accepted a Land and Water Conservation Fund grant of $401,000 for the development of said greenway; and

WHEREAS, the City proposed to seek the donation of land from property owners in the area of the greenway, the value of which would constitute the City's share of the development grant; and

WHEREAS, the City presented its plan for the development of the greenway to area land owners and requested their cooperation in the donation of the land necessary to ensure its development;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas in accepting deeds from the following property owners hereby expresses its gratitude to those whose generosity in donating land for park purposes valued at over $1,480,000 will enable the City to develop the greenway and roadway systems which will greatly enhance the physical environment of the City as well as provide a source of enjoyment for its residents for generations to come:
### Donors of Property

<table>
<thead>
<tr>
<th>Donor</th>
<th>Acres</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hallmark Farms/Hall Family</td>
<td>9.49</td>
</tr>
<tr>
<td>Mr. and Mrs. Marshall Long</td>
<td>19.84</td>
</tr>
<tr>
<td>Milton Gordon Estate</td>
<td>76.30</td>
</tr>
<tr>
<td>Mr. J. D. Spears</td>
<td>1.62</td>
</tr>
<tr>
<td>Mr. Frank S. Morgan</td>
<td>41.10</td>
</tr>
<tr>
<td>Building Management Corporation</td>
<td>1.99</td>
</tr>
<tr>
<td>Ninety Five West Corporation</td>
<td>14.14</td>
</tr>
<tr>
<td>Children's Mercy Hospital</td>
<td>.98</td>
</tr>
<tr>
<td>Mr. and Mrs. C. A. Jones</td>
<td>13.77</td>
</tr>
<tr>
<td>Community Federal Savings &amp; Loan Association</td>
<td></td>
</tr>
<tr>
<td>J. C. Nichols Company</td>
<td>11.13</td>
</tr>
<tr>
<td>Mr. and Mrs. Thomas Ralph, Jr.</td>
<td>.18</td>
</tr>
<tr>
<td>Mr. and Mrs. Eugene Edward Fibuch</td>
<td>.20</td>
</tr>
</tbody>
</table>

Total Donors: 208.77

Adopted by the Governing Body this 19th day of April, 1982.

Attested:

J. Oberlander
City Clerk

Kent E. Crippin
Mayor
RESOLUTION NO. 585

WHEREAS, certain publications are required by State Statute and by Ordinance; and

WHEREAS, the designation of the official City newspaper shall be made by resolution of the Governing Body at the organizational meeting on the first Monday of May in each year (Sec. 1-202, Revised Ordinances of the City of Leawood); and

WHEREAS, the City of Leawood, Kansas finds increasing need for prompt, regular publication of ordinances and legal notices; and

WHEREAS, it has been determined that Daily News of Johnson County and The Johnson County Sun meet all statutory requirements;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood, Kansas, does hereby designate Daily News of Johnson County and/or The Johnson County Sun as the official City newspapers for all documents requiring legal publication.

Adopted by the Governing Body this 3rd day of May, 1982.

(S E A L)

Kent E. Crippen
Mayor

(Attest:)

J. Oberlander
City Clerk
RESOLUTION NO. 586

The Leawood City Council has considered the replat of Verona Gardens, a residential development located between 121st and 123rd Streets, east of Mission Road, and resolves the following:

WHEREAS, the Fourth Plat of Verona Gardens was approved by the Leawood City Council on July 2, 1979; and

WHEREAS, the Plat of Bradford Place, formerly Verona Gardens Fifth Plat, was approved by the Leawood City Council on March 15, 1982; and

WHEREAS, the replat under consideration is a revision providing a transition between Verona Gardens Fourth Plat and the adjacent subdivision of Bradford Place; and

WHEREAS, the Plan Commission recommends approval of the replat to Verona Gardens Sixth Plat;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the replat to Verona Gardens Sixth Plat.

Adopted by the Governing Body this 17th day of May, 1982.

(S E A L)
Kent E. Crippin Mayor

Attest:
J. Oberlander City Clerk
RESOLUTION NO. 587

The Leawood City Council has considered a preliminary and final plat for a ten acre subdivision with the name of Stonebridge Estates, and hereby resolves the following:

WHEREAS, Mr. John Scherzinger, Jr. requested the platting of property on the north side of 143rd Street; and

WHEREAS, his request conforms to rules and regulations outlined in the Zoning Code and Subdivision Regulations; and

WHEREAS, his request conforms to the newly created AR-1, Estate Dwelling Residential District, and conforms to the Comprehensive Plan; and

WHEREAS, the Plan Commission recommends approval of the preliminary and final plat for Stonebridge Estates;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the preliminary and final plat for Stonebridge Estates.

Adopted by the Governing Body this 17th day of May, 1982.

(S E A L)

Kent E. Crippin Mayor

Attest:

Oberlander City Clerk
RESOLUTION NO. 588

The Leawood City Council has considered the request for a revised preliminary development plan for a five acre tract currently zoned CP-0, Limited Office District, at approximately 80th and State Line Road, and hereby resolves the following:

WHEREAS, a public hearing was conducted with public attendance; and

WHEREAS, the proposed development is in concert with existing zoning regulations; and

WHEREAS, a majority of the surrounding property owners, City staff, and the applicant have arrived at a mutual solution for the office park; and

WHEREAS, the Plan Commission recommends approval of the revised preliminary site development plan;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves said revised preliminary site development plan provided that all conditions are met and that the development be in full compliance with City regulations.

Adopted by the Governing Body this 17th day of May, 1982.

(S E A L)

Kent E. Criplin
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 589

The Leawood City Council has considered a request for rezoning, preliminary plan approval, and preliminary platting for twenty-eight acres at the southwest corner of 123rd Street and State Line Road, and hereby resolves the following:

WHEREAS, the property is zoned A, Agricultural, and has remained vacant for some period of time; and

WHEREAS, the applicant previously received a favorable Plan Commission recommendation for single family residential for this site; and

WHEREAS, the Comprehensive Plan designates this twenty-eight acre site as medium density residential; and

WHEREAS, the staff has reviewed this preliminary plan submission and recommends its approval; and

WHEREAS, the developer has agreed to six conditions of development; and

WHEREAS, the Plan Commission recommends approval of rezoning to RP-1 (Planned Single Family Residential District), preliminary plan and preliminary plat for Foxborough Subdivision;

NOW, THEREFORE, BE IT RESOLVED that the Leawood City Council approves the rezoning to RP-1 District, preliminary plan and preliminary plat for Foxborough Subdivision.

Adopted by the Governing Body this 17th day of May, 1982.

(S.E A.L)

Attest:

J. Oberlander City Clerk

(Handwritten signature)

Kent L. Crispin Mayor
A RESOLUTION AUTHORIZING AN EXCHANGE OF PUBLIC PARK PROPERTY FOR OTHER SIMILAR LAND TO BE USED FOR PUBLIC PARK PURPOSES.

WHEREAS, The Governing Body of the City of Leawood recently acquired a certain tract of land containing 9.495 acres more or less as specifically described in Exhibit A attached to this Resolution, which land lies generally West of the existing Indian Creek Treatment Facility under the ownership of the Johnson County Unified Wastewater District, and

WHEREAS, the Board of County Commissioners of Johnson County, Kansas, as the Governing Body of the Johnson County Unified Wastewater District owns a certain tract containing 7.786 acres South and East of the existing treatment plant, which tract is specifically described in Exhibit B attached and made a part of this Resolution, and

WHEREAS, it would be in the best interests of the Governing Body of the City of Leawood to exchange the tract described in Exhibit A for the tract described in Exhibit B in order to enhance the continuity and configuration of the Greenway area recently established by the Governing Body of the City of Leawood, and

WHEREAS, K.S.A. 12-1301 et seq. specifically provides that the City may trade or exchange any public park which it may own for other land to be used for similar purposes, and

WHEREAS, the Board of County Commissioners as the Governing Body of the Johnson County Unified Wastewater District has agreed to exchange its interest in Tract B for a similar interest in Tract A, subject to the conditions hereinafter set forth.

NOW, THEREFORE,

BE IT RESOLVED, that subject to the receipt of a duly acknowledged special warranty deed conveying Tract B to the Governing Body of the City of Leawood, that the Governing Body of the City of Leawood deliver to the Board of County Commissioners as the Governing Body of Johnson County Unified Wastewater District its special warranty deed conveying unto the Board of County Commissioners that tract of land described in Exhibit A.

That the conveyance by the Board of County Commissioners to the City of Leawood of Tract B be subject to the following terms and conditions:

a. The special warranty deed conveying Tract B to the City of Leawood will reserve to Board of County Commissioners an easement over and across said property for the repair and maintenance of sewer facilities. Provided, however, the Board of County Commissioners will notify the City prior to any construction or disturbance in the tract and will agree to restore the property to its original condition in the event that construction or a disturbance in the area occurs.
b. The Board of County Commissioners as Governing Body of the Unified Wastewater District, shall have continuous access to its pump station, located North of 111th Street and East of the existing stables area. Said access will be provided along the existing right-of-way of 111th Street.

c. The City of Leawood shall not oppose any prospective sewer treatment plant expansion on the site described as Tract A.

d. The City of Leawood will assist in handling public comments or public complaints with reference to the treatment plant and the public's use of the Greenway area closely adjacent to such treatment plant.

e. The area immediately adjacent to the Easterly side of the treatment plant West of Indian Creek, consisting of approximately 1.0 acres shall be limited to use as a bridle trail only. Said tract is specifically depicted on that certain Certificate of Survey dated May 7, 1982, prepared by Tex L. New, Licensed Land Surveyor, copy of said Certificate being on file with the Governing Body of the City of Leawood and with the Board of County Commissioners of Johnson County.

f. The City of Leawood shall provide suitable screening along the embankment to the lagoon adjacent to the land 1.0 acre site described in Paragraph d above. Provided the embankment itself shall remain under the ownership of the Johnson County Unified Wastewater District.

BE IT THEREFORE RESOLVED, that the Governing Body and specifically the Mayor of the City of Leawood be authorized to execute a special warranty deed in favor of the Board of County Commissioners for the tract described as Tract A subject to the conditions as set out herein and subject further to the receipt of a special warranty deed from the Board of County Commissioners in favor of the Governing Body of the City of Leawood to the tract described as Tract B.

BE IT FURTHER RESOLVED, that the City Clerk publish this resolution one time each week for two consecutive weeks upon the same day of the week and if within 30 days from the date of the last publication, there has not been filed with the City Clerk of such City, a protest signed by qualified electors of such City equal in number to not less than 10% of the electors who voted at the last preceding regular City election as shown by the poll books, then the City may record special warranty deeds. Provided that prior to the recording of said deed the Board of County Commissioners and the City of Leawood may have access to the tracts proposed to be mutually exchanged.

WITNESS OUR HANDS THIS 17th day of May, 1982.

[Signature]

Kent E. Crippin, Mayor

ATTEST:

[Signature]

City Clerk

-2-
CERTIFICATION

I, J. Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that Resolution No. 590 as attached was duly adopted by the Governing Body on the 17th day of May, 1982, and that a quorum was present.

J. Oberlander
City Clerk
City of Leawood, Kansas
RESOLUTION NO. 590

A RESOLUTION AUTHORIZING AN EXCHANGE OF PUBLIC PARK PROPERTY FOR OTHER SIMILAR LAND TO BE USED FOR PUBLIC PARK PURPOSES.

WHEREAS, The Governing Body of the City of Leawood recently acquired a certain tract of land containing 9.495 acres more or less as specifically described in Exhibit A attached to this Resolution, which land lies generally West of the existing Indian Creek Treatment Facility under the ownership of the Johnson County Unified Wastewater District, and

WHEREAS, the Board of County Commissioners of Johnson County, Kansas, as the Governing Body of the Johnson County Unified Wastewater District owns a certain tract containing 7.786 acres South and East of the existing treatment plant, which tract is specifically described in Exhibit B attached and made a part of this Resolution, and

WHEREAS, it would be in the best interests of the Governing Body of the City of Leawood to exchange the tract described in Exhibit A for the tract described in Exhibit B in order to enhance the continuity and configuration of the Greenway area recently established by the Governing Body of the City of Leawood, and

WHEREAS, K.S.A. 12-1301 et seq. specifically provides that the City may trade or exchange any public park which it may own for other land to be used for similar purposes, and

WHEREAS, the Board of County Commissioners as the Governing Body of the Johnson County Unified Wastewater District has agreed to exchange its interest in Tract B for a similar interest in Tract A, subject to the conditions hereinafter set forth.

NOW, THEREFORE,

BE IT RESOLVED, that subject to the receipt of a duly acknowledged special warranty deed conveying Tract B to the Governing Body of the City of Leawood, that the Governing Body of the City of Leawood deliver to the Board of County Commissioners as the Governing Body of Johnson County Unified Wastewater District its special warranty deed conveying unto the Board of County Commissioners that tract of land described in Exhibit A.

That the conveyance by the Board of County Commissioners to the City of Leawood of Tract B be subject to the following terms and conditions:

a. The special warranty deed conveying Tract B to the City of Leawood will reserve to Board of County Commissioners an easement over and across said property for the repair and maintenance of sewer facilities. Provided, however, the Board of County Commissioners will notify the City prior to any construction or disturbance in the tract and will agree to restore the property to its original condition in the event that construction or a disturbance in the area occurs.
b. The Board of County Commissioners as Governing Body of the Unified Wastewater District shall have continuous access to its pump station located North of 111th Street and East of the existing stables area. Said access will be provided along the existing right-of-way of 111th Street.

c. The City of Leawood shall not oppose any prospective sewer treatment plant expansion on the site described as Tract A.

d. The City of Leawood will assist in handling public comments or public complaints with reference to the treatment plant and the public's use of the Greenway area closely adjacent to such treatment plant.

e. The area immediately adjacent to the Easterly side of the treatment plant West of Indian Creek, consisting of approximately 1.0 acres shall be limited to use as a bridle trail only. Said tract is specifically depicted on that certain Certificate of Survey dated May 7, 1982, prepared by Tex L. New, Licensed Land Surveyor, copy of said Certificate being on file with the Governing Body of the City of Leawood and with the Board of County Commissioners of Johnson County.

f. The City of Leawood shall provide suitable screening along the embankment to the lagoon adjacent to the land 1.0 acre site described in Paragraph d above. Provided the embankment itself shall remain under the ownership of the Johnson County Unified Wastewater District.

BE IT THEREFORE RESOLVED, that the Governing Body and specifically the Mayor of the City of Leawood be authorized to execute a special warranty deed in favor of the Board of County Commissioners for the tract described as Tract A subject to the conditions as set out herein and subject further to the receipt of a special warranty deed from the Board of County Commissioners in favor of the Governing Body of the City of Leawood to the tract described as Tract B.

BE IT FURTHER RESOLVED, that the City Clerk publish this resolution one time each week for two consecutive weeks upon the same day of the week and if within 30 days from the date of the last publication, there has not been filed with the City Clerk of such City, a protest signed by qualified electors of such City equal in number to not less than 10% of the electors who voted at the last preceding regular City election as shown by the poll books, then the City may record special warranty deeds. Provided that prior to the recording of said deed the Board of County Commissioners and the City of Leawood may have access to the tracts proposed to be mutually exchanged.

WITNESS OUR HANDS THIS 17th day of May, 1982.

[Signature]
Kent E. Crippin, Mayor

ATTEST:
[Signature]
City Clerk
RESOLUTION NO. 591

WHEREAS, Brookwood Elementary School is the only such school in the City of Leawood north of I-435; and

WHEREAS, Brookwood Elementary School provides a strong sense of community spirit to its patrons in the surrounding area; and

WHEREAS, School District 512 has already closed the only two other schools, namely Linwood and Marsha Bagby, which served these same patrons; and

WHEREAS, property values are greatly affected by the availability of a neighborhood school; and

WHEREAS, "Plan F", in the near future, would place some Brookwood students in the South attendance area and some Brookwood students in the East attendance area; and

WHEREAS, "Plan F", at completion of its implementation could ultimately render Brookwood a non-viable attendance area;

NOW, THEREFORE, BE IT RESOLVED that the City of Leawood oppose the attendance boundaries designated as "Plan F" and the ultimate implications; and

BE IT FURTHER RESOLVED that the City of Leawood urge that the present Brookwood attendance area be allowed to remain intact in any plan the Shawnee Mission Board of Education might adopt.

Adopted by the Governing Body this 7th day of June, 1982.

(S.E.A.L)

Attest:

[Signature]

City Clerk

[Signature]

Mayor
RESOLUTION NO. 592

WHEREAS, Jourdan A. Toman became the first paid Firefighter in the City of Leawood as a part-time employee in 1958, served in the capacity of Captain until 1960, as a volunteer 1960 to 1962, and as Assistant Fire Chief 1962 to 1966 when he assumed the rank of Chief; and

WHEREAS, the success of any unit of government is measured in direct proportion to its ability to meet the needs of its people; and

WHEREAS, Chief Toman's leadership has been an important factor in the continuing development of the Leawood Fire Department to its present status par excellence; and

WHEREAS, Chief Toman has served faithfully, loyally, and honorably, and made valuable contributions to the City government and the welfare of the community;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Leawood commend and express its gratitude to him for the vital services he has performed and his outstanding dedication to the City; and

BE IT FURTHER RESOLVED that the Governing Body extend to him sincere congratulations on the 20th Anniversary of uninterrupted service in the Leawood Fire Department.

Adopted by the Governing Body this 6th day of July, 1982.

/s/ Kent E. Crippin
Kent E. Crippin Mayor

Attest:

/s/ J. Oberlander
J. Oberlander City Clerk
WHEREAS, the final plat of Tomahawk Farms was approved by the City in 1977; and

WHEREAS, the developer's request for a lot split was reviewed by City Staff and determined to be acceptable; and

WHEREAS, the Leawood Plan Commission recommends approval of said replat;

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas does hereby approve the replat of Tomahawk Farms subdivision, Leawood, Kansas.

Adopted by the Governing Body this 6th day of July, 1982.
RESOLUTION NO. 594

A RESOLUTION OF THE CITY OF LEAWOOD, KANSAS RENEWING TEMPORARY NOTES 1981 L.S.B. A-E INCLUSIVE IN THE AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS ($500,000.00) FOR THE PAYMENT OF A PORTION OF THE COSTS OF CONSTRUCTION OF SUPPLEMENTAL SEWER LINES AND APPURTEÑANT SEWER FACILITIES TO THE EXISTING DYKES BRANCH PORTION OF THE LEAWOOD SANITARY SYSTEM.

WHEREAS, the City of Leawood, Kansas has heretofore issued its Temporary Notes 1981 L.S.B. A-E inclusive in the total amount of Five Hundred Thousand Dollars ($500,000.00), which Notes are being held by the United Missouri Bank of Kansas City, N.A.; and

WHEREAS, said Temporary Notes matured on July 10, 1982, and said United Missouri Bank of Kansas City, N.A. is willing to extend said Temporary Notes through October 10, 1982;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Leawood, Kansas, that Temporary Notes 1981 L.S.B. A-E inclusive in the total amount of Five Hundred Thousand Dollars ($500,000.00) be renewed as follows:

To the United Missouri Bank of Kansas City, N.A. at the interest rate of 9.35% per annum, with a maturity date of October 10, 1982.

BE IT FURTHER RESOLVED that the interest due on said Temporary Notes as of July 10, 1982, be paid forthwith.

Adopted by the Governing Body this 19th day of July, 1982.

(S.-E. A-L)
Kent E. Crippin
Mayor

Attest:
J. Oberlander
City Clerk
RESOLUTION

WHEREAS, the City of Leawood, Kansas, began a formalized crime prevention program with the inception of the "Mayor's Task Force" in 1981; and

WHEREAS, Sergeant Craig E. Hill and David B. Slade were instrumental in the formation and organization of the task force; and

WHEREAS, since its inception, Sergeant Hill and Detective Slade have presented numerous town meetings on the crime prevention program as well as having made several presentations for the local news media; and

WHEREAS, the Leawood crime prevention program has become a model for other police agencies as well as the Governor's Committee on Crime Prevention; and

WHEREAS, their efforts have had a noticeable effect on crimes committed within the City of Leawood;

NOW, THEREFORE, BE IT RESOLVED that the members of the Governing Body of the City of Leawood do hereby recognize and commend Sergeant Hill and Detective Slade for their work in crime prevention; and

BE IT FURTHER RESOLVED that the Governing Body, on behalf of all the residents of Leawood, express its sincere appreciation to Sergeant Hill and Detective Slade for their efforts in making our community a better and safer place to live.

/s/ Kent E. Crippin

Kent E. Crippin Mayor

Attest:

/s/ J. Oberlander

J. Oberlander City Clerk
RESOLUTION NO. 595

The Leawood City Council has considered the final plat for Hunter's Ridge, Third Plat, Pembroke Lane south of 123rd Street, and hereby resolves the following:

WHEREAS, this final plat as submitted is in accordance with the approved preliminary plat on file; and

WHEREAS, the final public works plans have been approved by the Director of Public Works; and

WHEREAS, the applicant has agreed to all conditions as stipulated by the Staff; and

WHEREAS, the Leawood Plan Commission recommends approval of said plat;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, does hereby approve Hunter's Ridge, Third Plat.

Adopted by the Governing Body this 16th day of August, 1982.

Attest:

J. Oberlander
City Clerk

Kent P. Crippin
Mayor
RESOLUTION NO. 596

WHEREAS, Howard Kipfer was employed by the City to serve as Project Engineer for the major renovation of the Dykes Branch and James Branch systems of the Leawood Sewer System; and

WHEREAS, his service as coordinator between design engineers, contractors, property owners, and the City, facilitated the smooth progress of the project;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Leawood commend Mr. Kipfer for his contributions to the successful completion of this major project.

Adopted by the Governing Body this 7th day of September, 1982.

Attest:

Jenney Oberlander
City Clerk
conjunction with the 86th Street bridge. The estimated cost of replacement of the 86th Street bridge was in the area of $135,000. Councilman Rinehart moved that the City of Leawood actively pursue the establishment of a countywide storm drainage district; seconded by Councilman Ink. Mr. Sanders reported there had been a great deal of interest in such an approach related to undeveloped land. Councilman Rinehart suggested that it be pursued through the Council of Mayors. Motion carried unanimously.

The recommendation that replacement of the 86th Street bridge be undertaken on an immediate funding basis was discussed. There was discussion that doing some of the projects on a piecemeal basis might erode support for the capital improvements program. A motion to remove the bridge, close the street area, and leave the funding of the new bridge in the capital improvements program died for lack of a second. Mayor Crippin stated residents in the area wanted some assurance that a new bridge would be built; he said the problem had worsened in recent years because of what had happened upstream. Councilman Hodes said he would not be in favor of putting in a new bridge or removing the bridge until a report had been obtained from an engineer or architect indicating what would happen at the Lee Boulevard bridge. Mr. Fent, 8707 High Drive, said he would like to know what would happen at 87th and Lee Boulevard. Mr. Bieszczat said the Lee Boulevard bridge was undersized but the water could overflow Lee Boulevard without causing property damage to homes. He did not believe replacing the bridge at 86th and Cherokee would increase the flow at Lee Boulevard but would deliver it there more quickly. Councilman Ink moved that an engineering study be authorized to determine the impact of replacing the 86th and Cherokee bridge; seconded by Councilman Hodes. Mayor Crippin said the study would consist of the engineer walking the property and reviewing the previous storm drainage plan prepared for the City. Motion carried, Councilmen Rinehart and Hess opposed. Mayor Crippin requested that Mr. Bieszczat get together with Shafer, Kline & Warren and report at the second meeting in October.

Resolution No. 597

Councilman Jacob moved that the Council adopt a resolution setting forth its commitment, if the City was not able to begin work on replacement of the 86th Street bridge by spring as a part of the capital improvements program, to pull that project out and seek independent funding in order to expedite it; seconded by Councilman Hess. During discussion, Mayor Crippin explained the City could schedule capital improvements over a period of years and each year sell bonds to finance that particular program, rather than going out for everything all at once, and that would not require voter approval. There was discussion that a suitable benefit district should be formed by the City or the property owners for improvements to the creek bank at the time the bridge was replaced. Resolution No. 597 was adopted, Councilman Hodes voting nay.
RESOLUTION NO. 598

A RESOLUTION ESTABLISHING A POLICY FOR CONSIDERING AND ISSUING INDUSTRIAL REVENUE BONDS.

WHEREAS, the Governing Body is responsible for encouraging and promoting the economic health of the City; and

WHEREAS, the Governing Body is authorized by Kansas law to issue industrial revenue bonds to further that objective; and

WHEREAS, the consideration and issuance of industrial revenue bonds is a complex legal and administrative matter requiring clear direction from the Governing Body.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, THAT:

SECTION 1. INDUSTRIAL REVENUE BOND POLICY. It shall be the policy of the City to consider requests from qualified applicants to issue industrial revenue bonds for purposes allowed by law and to issue such bonds when, in the opinion of the Governing Body, it is in the best interest of the City to do so, and providing that the proposed use and applicant therefore meet the criteria set forth in this policy.

SECTION 2. INDUSTRIAL REVENUE BOND OBJECTIVES. In reviewing requests to issue industrial revenue bonds, the Governing Body shall be guided by whether such an issue would help the City achieve the following objectives:

a. Attract firms and businesses which will substantially enhance the economic climate of the City and increase or maintain the job market therein.

b. Promote Leawood as a center for Institutional or Corporate Headquarters and Regional Offices for major local, regional, and national firms.

SECTION 3. REVIEW CRITERIA. The following criteria will be used by the Governing Body to judge the desirability and feasibility of proposals:

a. Industrial revenue bonds will be discouraged when the effect would be to grant the applicant an unfair advantage within the local market structure.

b. Consideration will be given to proposals for the construction or rejuvenation of shopping center developments, but will not be given to individual retail establishments.

c. The proposed use must be clean, in keeping with the character of Leawood, non-polluting, and consistent with all planning and community development policies, ordinances, and codes.
d. The proposed use must have a positive impact on the community and not threaten public facilities, streets, or other public improvements.

e. The applicant must have a sound financial base indicated by a Dun and Bradstreet rating or other index of financial strength, and show that the bonds will be marketable either by producing evidence that they will be underwritten by a registered securities dealer or will be sold in a private sale.

SECTION 4. APPROVAL CONDITIONS. Prior to approval for issuance of industrial revenue bonds, the Governing Body must be satisfied that the objectives and criteria for review established in this policy have been met. Further, all proposals approved shall be subject to the following conditions:

a. There will be no tax abatement during the term of the bonds. The project is subject to all appropriate property tax levies during the term of the bonds. Lessee shall agree to pay all utility connections, user and service charges.

b. The applicant shall pay to the City at the prescribed time a service fee of $1,500 per million dollars of issue or $1,500, whichever is greater, the first year of the issue and $1,500 per year for the remaining years of the repayment period to cover administration and other City costs. Such service fee shall be in addition to any payment by the applicant to reimburse the City for costs associated with the review of the proposal as outlined in Section 4(g).

c. Industrial revenue bonds may be used to finance the purchase of land, land improvements, and production related machinery and/or equipment with an asset life span at least equal to the term of the lease. Industrial revenue bonds will not be used to finance the purchase of personal property, except production related machinery and/or equipment, as defined in K.S.A. 79-102, as amended.

d. The City will carefully examine the bond repayment schedule and will require that the applicant have at least 20 percent unreserved equity in the project. Equity participation does not include professional or consulting fees.

e. Industrial revenue bonds will not be used to refinance existing debt. This does not include the payment of an existing mortgage on real estate in order to purchase it for the proposed project.

f. The applicant must occupy 80 percent of the facility's usable floor area unless specific arrangements to the contrary are approved by the Governing Body. Such arrangements would include commitments to purchase or lease space. For applications involving two or more applicants, one of the applicants must occupy 80 percent of the facility's usable floor area.
g. The applicant must agree to and reimburse the City for costs of any legal, financial, or administrative research or work done in reviewing the proposal, writing the leases and other necessary legal documents, and researching the qualifications and financial soundness of the proposal and applicant, as well as any costs associated with presentation of the notice of bond sale with the Kansas Board of Tax Appeals as required by law. The City bond counsel will prepare related documents. The City or its designee will perform a financial evaluation of the applicant.

h. The applicant agrees to immediate annexation of the property involved if it is not within the City's corporate limits. In addition, the applicant shall comply with all laws of the City zoning and building regulations.

i. The City will request a Sales Tax Exemption Certificate for the project under conditions established by the State of Kansas.

j. The Resolution of Intent shall be effective for a period of one year from date of issue. An extension may be granted by the Governing Body. The applicant is responsible for all related costs if the bonds are not issued.

k. An industrial revenue bond application must be submitted at least twenty (20) days in advance of the Governing Body's consideration of any such proposal.

SECTION 5. AUTHORITY OF GOVERNING BODY. The Governing Body, by its inherent authority, reserves the right to reject any proposal for issuance of industrial revenue bonds when it considers such action to be in the best interest of the City.

Adopted this ___day of ___, 19__.
CITY OF LEAWOOD

APPLICATION FOR ISSUANCE OF INDUSTRIAL REVENUE BONDS
AUGUST, 1982

1. GENERAL INFORMATION

1. ___________________________ ___________________________
   Name of Applicant Firm Date of Request

2. ___________________________ ___________________________
   Firm Address Firm Phone Number

3. Names and addresses of all persons who would be obligated as
   either applicant of guarantor of the bond documents:

   Name ____________________________________________
   Address __________________________________________

   Name ____________________________________________
   Address __________________________________________

   Name ____________________________________________
   Address __________________________________________

   Name ____________________________________________
   Address __________________________________________

4. Names and addresses of the principal officers and directors of
   the firm requesting the Industrial Revenue Bonds:

   Name ____________________________________________
   Address __________________________________________

   Name ____________________________________________
   Address __________________________________________

   Name ____________________________________________
   Address __________________________________________

   Name ____________________________________________
   Address __________________________________________

5. ___________________________ ___________________________
   Applicant's Attorney Phone Number

6. ___________________________ ___________________________
   Applicant's Bond Agent/Underwriter Phone Number

7. Estimated Amount of Issue: $ _________________________

8. Number of Years for the Issue: ____________________
II. NATURE OF IMPROVEMENTS

Industrial revenue bonds may be used to finance the purchase of land, land improvements, and production related machinery and/or equipment with an asset life span at least equal to the term of the lease. Industrial revenue bonds will not be used to finance the purchase of personal property, except production related machinery and/or equipment, as defined in K.S.A. 79-102, as amended.

1. Amount requested for purchase of land: $____________
2. Amount requested for land improvements (bldgs.) $____________
3. Amount requested for machinery and equipment $____________
4. Is the proposed project an expansion or replacement of another existing facility? ______________
5. Is the applicant presently located in the City of Leawood? ______________

III. PROPOSED USE

1. Location of proposed facility ______________________________________
2. Current zoning district of proposed location _________________________
3. What business is proposed by the applicant? _________________________
4. List products or services to be rendered ____________________________

5. Will the applicant be in direct competition with other local firms? ______
6. The applicant must occupy 80 percent of the facility's usable floor space unless specific arrangements to the contrary are approved by the Governing Body. Such arrangements would include commitments to purchase or lease space. For application involving two or more applicants, one of the applicants must occupy 80 percent of the facility's usable floor space. What percent of usable floor space will be occupied by the applicant? __________________________

Remarks: __________________________________________________________
_________________________________________________________________
_________________________________________________________________

IV. OWNERSHIP AND MANAGEMENT

1. Describe the organizational structure of the firm (proprietorship, partnership, subsidiary, corporation, etc.) _________________________

________________________________________

Note relationship to parent company__________________________________
V. FINANCIAL RESPONSIBILITY

1. How many years has the applicant been in business? ________________

2. What is the equity the proposed applicant is to have in the project? ________________

3. Describe the form of the equity: ________________________________

4. What is the applicant firm's Dun & Bradstreet rating? ____________

5. Will the applicant pledge any other assets to secure the revenue bonds? If so, please explain:
   ________________________________

VI. MEASURE OF ECONOMIC GROWTH AND BENEFIT

1. What percentage of sales will be sold locally? ________________

2. What is the estimated amount of merchandise and services purchased locally, per year? ________________

3. How many people will the project employ? ________________

VII. GENERAL CONDITIONS

The following conditions are understood and agreed to pursuant to Resolution No. 598.

1. There will be no tax abatement during the term of the bonds. The property is subject to all appropriate property tax levies during the term of the bonds. Lessee shall agree to pay all utility connections, user and service charges.

2. The applicant shall pay to the City at the prescribed time a service fee of $1,500 per million dollars of issue or $1,500, whichever is greater, the first year of the issue and $1,500 per year for the remaining years of the repayment period to cover administration and other City costs. Such service fee shall be in addition to any payment by the applicant to reimburse the City for costs associated with the review of the proposal.

3. Industrial revenue bonds will not be used to refinance existing debt. This does not include the payment of an existing mortgage on real estate in order to purchase it for the proposed project.

4. The applicant must agree to and reimburse the City for the cost of any legal, financial, or administrative research or work done in reviewing the proposal, writing the leases and other necessary legal documents and researching the qualifications and financial soundness of the proposal and applicant as well as any costs associated with presentation of the notice of bond sale with the Kansas Securities Commissioner as required by law. The City bond counsel will perform a financial evaluation of the applicant.
5. The applicant agrees to immediate annexation of the property involved if it is not within the City's corporate limits. In addition, the applicant shall comply with all laws of the City and all requirements established by the City as stated in zoning and building regulations.

6. The City will request a Sales Tax Exemption Certificate for the project under conditions established by the State of Kansas.

7. The Resolution of Intent shall be effective for a period of one year from date of issue. An extension may be granted by the Governing Body. The applicant is responsible for all related costs if the bonds are not issued.

VIII. REVIEW PROCESS

1. In order to facilitate the timely processing of the application, please attach as part of the proposal the following items:
   
a. Copy of the firm's financial audits for the past two years.
   b. Firm's most recent annual financial report.
   c. Interim financial statements, to date, for the current fiscal year.

2. An industrial revenue bond application must be submitted at least twenty (20) days in advance of the Governing Body's consideration of any proposal.

___________________________
Signature

___________________________
Title

___________________________
Date
RESOLUTION NO. 599

The Leawood City Council has considered the final plat for Hunter's Ridge, Fourth Plat, High Drive at approximately 124th Street, and hereby resolves the following:

WHEREAS, this final plat as submitted is in accordance with the approved preliminary plat on file; and

WHEREAS, the final public works plans have been approved by the Director of Public Works; and

WHEREAS, the applicant has agreed to all conditions as stipulated by the Staff; and

WHEREAS, the Leawood Plan Commission recommends approval of said plat;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, does hereby approve Hunter's Ridge, Fourth Plat.

Adopted by the Governing Body this 18th day of October, 1982.

(S.E.A.L.)

Kent B. Crippin
Mayor

Attest:

J. Oberlander
City Clerk
RESOLUTION NO. 600

The Leawood City Council has considered the final plat for the Leawood Greenway and Parks and hereby resolves the following:

WHEREAS, this final plat as submitted is in accordance with preliminary plans and Subdivision Regulations; and

WHEREAS, the City of Overland Park has been requested to approve this plat for the land area within Overland Park; and

WHEREAS, the Leawood Plan Commission recommends approval of said plat;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Leawood, Kansas, does hereby approve the Leawood Greenway and Parks plat.

Adopted by the Governing Body this 18th day of October, 1982.

(S. E. A. L)
 Kent E. Crippen, Mayor

J. Oberlander, City Clerk

Attest: