

**Minutes**

DVD No. 227

The City Council of the City of Leawood, Kansas, met in regular session in the Council Chambers, 4800 Town Center Drive, at 7:30 P.M., on Monday, December 21, 2009. Councilmember Gregory Peppes led the meeting as Presiding Officer.

**Councilmembers present:** Jim Rawlings, James Azeltine, Gary Bussing, Lou Rasmussen, Debra Filla, Julie Cain, Gregory Peppes, and Mike Gill

**Mayor/Councilmembers absent:** Mayor Peggy Dunn

**Staff present:**

Scott Lambers, City Administrator  
Patty Bennett, City Attorney  
Deb Harper, City Clerk

**1. PLEDGE OF ALLEGIANCE**

**2. APPROVAL OF AGENDA**

A motion to approve the agenda was made by Councilmember Rasmussen; seconded by Councilmember Gill. The motion carried following a unanimous vote of 8-0.

**3. CITIZEN COMMENTS**

Members of the public are welcome to use this time to make comments about City matters that do not appear on the agenda, or about items that will be considered as part of the consent agenda. It is not appropriate to comment on pending litigation, municipal court matters or personnel issues. Comments about items that appear on the action agenda will be taken as each item is considered. **CITIZENS ARE REQUESTED TO KEEP THEIR COMMENTS UNDER 5 MINUTES.**

**4. PROCLAMATIONS – None.**

**5. PRESENTATIONS/RECOGNITIONS - None.**

**6. SPECIAL BUSINESS – None.**

**7. CONSENT AGENDA**

Consent agenda items have been studied by the Governing Body and determined to be routine enough to be acted on in a single motion. If a Councilmember requests a separate discussion on an item, it can be removed from the consent agenda for further consideration.

- A. Accept Appropriation Ordinance Nos. 2009-48 and 2009-49
- B. Accept November 16, 2009 Governing Body Work Session minutes
- C. Accept December 7, 2009 Governing Body minutes
- D. Approve 6<sup>th</sup> and Final Payment in the amount of \$64,035.58, to O'Donnell & Sons Construction, pertaining to the 2009 Residential Mill & Overlay [Project # 70006]
- E. Approve 2<sup>nd</sup> and Final Pay Request in the amount of \$1,000.00 to KR Lamming Electric LLC, pertaining to the installation of Fire Station No. 1 Generator, located at 9609 Lee Boulevard
- F. Approve 4<sup>th</sup> and Final Pay Request in the amount of \$6,624.20 to CV Anderson, Inc., pertaining to the painting of structural Steel columns at Public Works Facility, 14303 Overbrook
- G. Approve quote in the amount of \$207,703.00, from Travelers Insurance, with brokerage services from Monte Giddings of CBIZ, for the City's 2009 Property and Casualty Insurance
- H. **Resolution No. 3305** approving a Final Site Plan for a tenant finish for Park Place – Café Roux, located at 11554 Ash Street (PC Case # 62-09)
- I. **Resolution No. 3306** approving a Final Sign Plan for Citizens Bank, located on the southwest corner of College Boulevard and Roe Avenue (PC Case # 76-09)
- J. **Resolution No. 3307** approving a Revised Final Plan for Leawood Middle School – Mechanical Screening, located at 2410 West 123<sup>rd</sup> Street (PC Case # 79-09)
- K. **Resolution No. 3308** approving a Revised Final Sign Plan for Park Place – Bella Bambino Boutique, located at 11553 Ash Street (PC Case # 88-09)
- L. **Resolution No. 3309** approving a Revised Final Sign Plan for Park Place – Bella B's Boutique, located at 11555 Ash Street (PC Case # 89-09)
- M. **Resolution No. 3310** approving a Revised Final Sign Plan for Park Place – Hathaway Shoes, located at 11531 Ash Street (PC Case # 90-09)
- N. **Resolution No. 3311** approving a Final Sign Plan for Town Center Plaza – Lucy, located at 5000 W. 119<sup>th</sup> Street (PC Case # 91-09)
- O. **Resolution No. 3312** approving a Final Sign Plan for Nall Valley Shoppes – Take Five Coffee Bar, located on the northeast corner of 151<sup>st</sup> Street & Nall Avenue (PC Case # 92-09)
- P. **Resolution No. 3313** approving and authorizing the Mayor to execute a Software License and Maintenance Agreement in the amount of \$3,600.00 between the City and AOT Public Safety Corporation, pertaining the false alarm management software [Cry Wolf]
- Q. **Resolution No. 3314** accepting Public Infrastructure constructed through Private Development at Bi-State Centennial Business Park; public Storm Sewer [PARS Construction] located at 14109 Cambridge Lane, in accordance with the GASB-34 Guidelines of reporting inventory of Assets
- R. **Resolution No. 3315** approving and authorizing the Mayor to execute a Service Agreement the amount of \$48,347.00 between the City and Westport Pools, Inc., pertaining to the Ultraviolet Disinfection System at the Aquatic Center, 10601 Lee Boulevard

- S. **Resolution No. 3304**, ordering a Public Hearing to be held on January 4, 2010, at 7:30 p.m., or as soon thereafter as may be heard on proposed assessments for construction of certain public and private road and parking lot related improvements and other such transportation related improvements approved by the City, located within 119<sup>th</sup> Street Development District, located within the City of Leawood, Kansas, and ratifying action by the City Clerk in publishing notice thereof and providing written notice to owners of property of such assessments [One Nineteen Transportation Development District] [CIP # 80456]
- T. **Resolution No. 3316** accepting for filing First Amended and Restated Petition for Creation of Transportation Development District for the One Nineteen Development located on the southeast corner of 119<sup>th</sup> Street and Roe Avenue, pursuant to K.S.A. 12-12,144 et seq., calling and providing for the giving of notice of a Public Hearing on the advisability of amending the One Nineteen Transportation Development District [CIP #80456]
- U. **Resolution No. 3317** approving and authorizing the Mayor to execute a Service Agreement in the amount of \$26,818.00, between the City and Harvest Productions, Inc., pertaining to upgrading the Council Chamber sound system
- V. **Resolution No. 3318** approving and authorizing the Mayor to execute a First Amendment to that certain Development Agreement dated September 15, 2008, between the City and 119<sup>th</sup> Street Development, LLC pertaining to the One Nineteen Transportation Development District [CIP # 80456]
- W. **Resolution No. 3319** approving and authorizing the Mayor to execute a Golf Facility Management Agreement between the City and Troon Golf, LLC, pertaining to the management of Ironhorse Golf Club, 15400 Mission Road
- X. **Resolution No. 3320** approving and authorizing the Mayor to execute a Service Agreement in the amount of \$32,000, between the City and Wiedenmann & Godfrey Construction, pertaining to irrigation repairs at IRONHORSE Golf Club, 15400 Mission Road
- Y. Police Department Monthly Report
- Z. Fire Department Monthly Report
- AA. Municipal Court Monthly Report

A motion to approve the Consent Agenda was made by Councilmember Rasmussen; seconded by Councilmember Gill. The motion carried following a unanimous vote of 8-0.

**8. MAYOR'S REPORT**

- A. Attended the Annual Chamber of Commerce luncheon, held at the Overland Park Convention Center. Mayor Dunn sent her appreciation to all of the Councilmembers who attended.
- B. Mayor Dunn sent her wishes to the City staff and Councilmembers for a wonderful holiday season and a Happy New Year.

**9. COUNCILMEMBERS' REPORT – None.**

**10. STAFF REPORT – None.**

**COMMITTEE RECOMMENDATIONS**

**11. PARKS AND RECREATION ADVISORY BOARD**

Recommendation from Parks and Recreation Advisory Board regarding signage at Gezer Park, located at 13300 Mission Road- ***CONTINUED TO THE JANUARY 4, 2010 GOVERNING BODY MEETING***

**12. OLD BUSINESS** – None.

**13. OTHER BUSINESS** – None.

**14. NEW BUSINESS**

Schedule a Governing Body Work Session on Tuesday, January 19, 2010, for continued discussion on the TDD for Park Place [Tentative]

A motion to approve the Work Session was made by Councilmember Rasmussen; seconded by Councilmember Rawlings. The motion carried following a unanimous vote of 8-0.

There being no further business, the meeting was adjourned at 7:34 P.M.

**ADJOURN**

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Debra Harper, CMC, City Clerk

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Pam Gregory  
Recording Deputy City Clerk