

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, February 16, 2004  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

FEBRUARY						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29						

MARCH						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

## \*AMENDED AGENDA

(This agenda is subject to changes, additions or deletions at the discretion of the City Council)

- 
- Mayor Dunn                      Councilmembers
- Taylor                       Rasmussen                       Gill                       Story
- Dunn                       Rawlings                       Bussing                       Gullledge
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**1. PLEDGE OF ALLEGIANCE**

**2. APPROVAL OF AGENDA**

**3. CITIZEN COMMENTS**

Members of the public are welcome to use this time to make comments about City matters that do not appear on the agenda, or about items that will be considered as part of the consent agenda. Any presentation is for informational purposes only. 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**                      Blue Valley Educational Foundation Week March 1<sup>st</sup> – 5<sup>th</sup>

**5. PRESENTATIONS/RECOGNITIONS**

**6. SPECIAL BUSINESS**

A. Resolution finding as to the advisability and authorizing the construction of storm water improvements [SMAC Project DB-04-024-01] to the Dykes Branch between 83<sup>rd</sup> Street & Wenonga south to 86<sup>th</sup> Street and Overhill, located within the City of Leawood, Kansas, pursuant to K.S.A. § 12-16a01 et. seq. [*Continued from the February 2, 2004, Governing Body meeting*] – **NOT PASSED**

- \*B. Resolution finding as to the advisability of and authorizing the construction of the Storm Water Drainage Improvements to the Dykes Branch [SMAC PROJECT DB-04-024-01] between 83<sup>rd</sup> Street and Wenonga Road south to 86<sup>th</sup> Street and Overhill Road located within the City of Leawood, Kansas; providing for the issuance of General Obligation Bonds of the City to provide funds to pay the costs thereof, and for the issuance of Temporary Notes of the City pending the issuance of said Bonds; expressing the intent to reimburse costs of the project so incurred from proceeds of such Temporary Notes and General Obligation Bonds; and authorizing and approving certain related matters and actions

## 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. Approval of Appropriation Ordinance Nos. 990C and 992
- B. Accept minutes from the February 2, 2004, Governing Body meeting
- C. Accept minutes from the January 13, 2004, Historic Commission meeting
- D. Accept minutes from the January 6, 2004, Parks and Recreation Advisory Board meeting
- E. Approval of the Governing Body 2004 Goals & Objectives
- F. Renewal of Cereal Malt Beverage [CMB] License for Phillips Town Center 66, located at 11921 Roe Avenue
- G. Renewal of Cereal Malt Beverage [CMB] License for Leawood Hen House, located at 11721 Roe Avenue
- H. Approval of Cereal Malt Beverage [CMB] License for Dragon Dynasty, located at 12248 State Line Road
- I. Approve Change Order No. 8, in the total amount of \$26,236.00, [\$8,595.79-CIP # 190; \$17,640.21-CIP # 191] to Walton Construction Company, pertaining to the Cornerstone & Church of the Resurrection Public Improvement Projects [CIP # 190 and CIP # 191]
- J. Approve Change Order No. 2, in the amount of \$4,681.00, to Sunflower Construction, Inc., pertaining to the Oxford School Renovation Project, located at Ironwoods Park, 14701 Mission Road
- K. Approve purchase in the amount of \$20,000 from the Kansas City Wizards pertaining to awards for Parks and Recreation Soccer Program
- L. Resolution requesting Johnson County, Kansas to participate in the City of Leawood's Five-Year Capital Improvement Program through the 2005-2009 County Assistance Road System [CARS] Program
- M. Resolution accepting New Development Contribution of 136<sup>th</sup> & Kenneth Parkway traffic signals [GASB-34]
- N. Resolution accepting New Development Contribution of storm sewers for Willow Creek, located at 3916 West 140<sup>th</sup> Drive [GASB-34]

- O. Resolution approving and authorizing the Mayor to execute a Restrictive Covenant between the City and Kansas Department of Health & Environment [KDHE], pertaining to the use of property located on the southeast corner of Lee Boulevard and Mission Road for a previous landfill not currently in use
- P. Declaration of surplus property [vehicles and equipment from various departments]
- Q. Municipal Court Monthly Report
- R. Fire Department Monthly Report
- S. Police Department Monthly Report

**8. MAYOR'S REPORT**

**9. COUNCILMEMBERS' REPORT**

- \* **Update on County's Stormwater Management Advisory Council [SMAC] Program by Councilmember Pat Dunn**

**10. STAFF REPORT**

***COMMITTEE RECOMMENDATIONS***

**11. PLANNING COMMISSION**

*[from the January 27, 2004, Planning Commission meeting]*

- A. Ordinance approving a rezoning from AG [Agriculture] to RP-1 [Planned Single Family Low-Density], RP-2 [Planned Cluster Detached Residential], RP-3 [Planned Cluster Attached Residential], and SD[NCR] [Planned Neighborhood Retail], preliminary site plan and preliminary plat for LeaBrooke located at approximately 145<sup>th</sup> and Kenneth Road [Roll Call Vote]
- B. Ordinance approving a rezoning from SD-O [Planned Office] to SD-CR [Planned General Retail] and SD-CR [Planned General Retail] to SD-O [Planned Office], preliminary site plan and preliminary plat for 135<sup>th</sup> & Roe Office Retail Development located on the northeast corner of 135<sup>th</sup> Street and Roe Avenue [Roll Call Vote]
- C. Ordinance approving a Preliminary Site Plan and Preliminary Plat for Luke Professional Park located on the southwest corner of Kenneth Road and Kenneth Parkway [Roll Call Vote]
- D. Ordinance approving a 5-year Special Use Permit to allow the continued use of Cingular Cellular Tower located at 10515 Mission Road [Roll Call Vote]
- E. Ordinance approving a 5-year Special Use Permit to allow the continued use of A.T. & T. Cellular Antenna located at 10515 Mission Road [Roll Call Vote]
- F. Ordinance approving a 5-year Special Use Permit to allow the continued use of Sprint Cellular Antenna located at 10515 Mission Road [Roll Call Vote]

G. Ordinance approving a 5-year Special Use Permit to allow the continued use of Nextel Cellular Antenna located at 10515 Mission Road [Roll Call Vote]

**12. OLD BUSINESS**

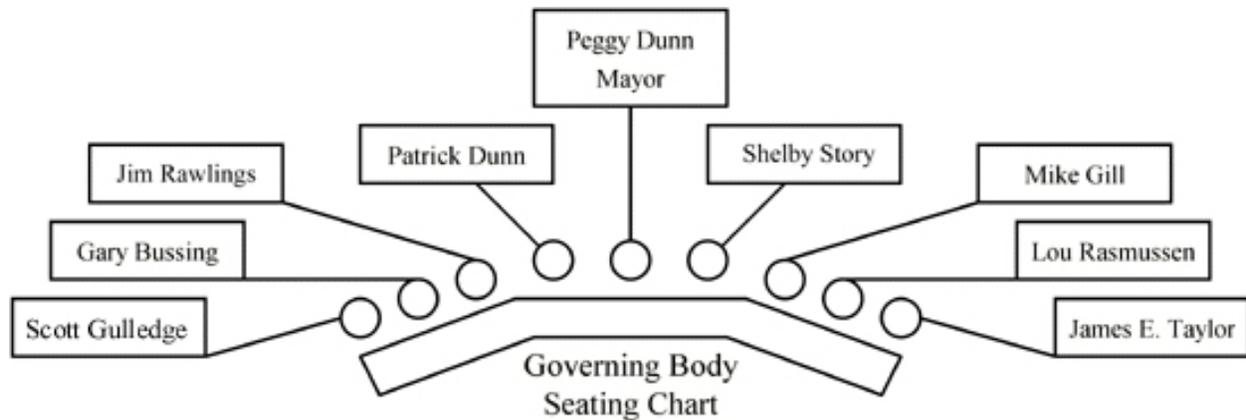
**13. NEW BUSINESS**

A. Approve Change Order No. 19, for an amount not to exceed \$28,186.06, to Vanum Construction, Inc., pertaining to the Ironwoods Park Improvement Project, 14701 Mission Road [CIP # 116]; and I-Lan Park Improvement Project 12601 Nall Avenue, [CIP# 111]

**14. OTHER BUSINESS**

**ADJOURN**

**Mayor and City Council**



Regular meetings of the Leawood City Council are held the first and third Mondays of each month beginning at 7:30 PM. Copies of the agenda are available at the Office of the City Clerk on the Friday prior to the meeting.

Leawood operates under a Council/Mayor form of government, with a separately elected mayor and 8 council persons. Council members are elected on a non-partisan basis from 4 wards. The Council develops policies and provides direction for the professional city administration. Regular meetings of the Leawood City Council are held the first and third Mondays of each month beginning at 7:30 PM. Copies of the agenda are available at the Office of the City Clerk on the Friday prior to the meeting.

**Number of Votes Required**

**Non-zoning Ordinances:** Majority of the members-elect of the City Council [5].

**Charter Ordinances:** 2/3 of members-elect of Governing Body [6]

**Zoning Ordinances and other Planning Commission Recommendations:**

- **Passage of Ordinances Subject to Protest Petition:** 3/4 majority of members of Governing Body [7]
- **Approving Planning Commission Recommendation:** Majority of the members-elect of the City Council [5]
- **Remanding to Planning Commission:** Majority of members present ["Simple Majority"]
- **Overriding, Amending or Revising Recommendation:** 2/3 majority of membership of Governing Body [6]

**Note:** Mayor may cast deciding vote when vote is one less than required.