

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, February 20, 2006
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

FEBRUARY						
S	M	T	W	T	F	S
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12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28				

MARCH						
S	M	T	W	T	F	S
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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 Peggy Dunn	Councilmembers			
	<u>Ward One</u>	<u>Ward Two</u>	<u>Ward Three</u>	<u>Ward Four</u>
	Debra Filla Gregory Peppes	Louis Rasmussen Jim Rawlings	Gary Bussing Mike Gill	Scott Gullledge James Taylor

- 1. PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF AGENDA**
- 3. CITIZEN COMMENTS**
Members of the public are welcome to use this time to make comments about City matters that do not appear on the agenda, or about items that will be considered as part of the consent agenda. It is not appropriate to comment on pending litigation, municipal court matters or personnel issues. Comments about items that appear on the action agenda will be taken as each item is considered. CITIZENS ARE REQUESTED TO KEEP THEIR COMMENTS UNDER 5 MINUTES.
- 4. PROCLAMATIONS**
- 5. PRESENTATIONS/RECOGNITIONS** **Presentation by Major General Todd Bunting, Kansas National Guard, recognizing employees that responded to Gulf Coast**
- 6. SPECIAL BUSINESS**
 - A. Public Hearing to consider 2007-2011 Capital Improvement Program [C.I.P.]
 - B. Resolution adopting the 2007-2011 Capital Improvement Program [C.I.P.] for the City of Leawood, Kansas

If you require any accommodation (i.e. qualified interpreter, hearing assistance, etc.) in order to attend this meeting, please notify this office at 913.339.6700/tdd 913.339.6225 no later than 48 hours prior to the scheduled commencement of the meeting.

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. 1045A and 1045B
- B. Accept Minutes of the February 6, 2006 Governing Body meeting
- C. Accept Minutes of the January 11, 2006 Public Works meeting
- D. Accept Minutes of the January 10, 2006 Historic Commission meeting
- E. Accept Minutes of the January 10, 2006 Parks and Recreation Advisory Board meeting
- F. Accept Minutes of the November 9, 2005 Leawood Foundation meeting
- G. Accept the resignation of Planning Commissioner J. Paul Duffendack
- H. Approve Mayoral appointment of Ms. Kelly Jackson to Planning Commission for the term ending in 2009
- I. Approve payment for an amount not to exceed \$16,200 to the Kansas City Wizards, pertaining to awards for the Spring Soccer season
- J. Approve issuance of Temporary Alcohol Permit to sell/serve alcoholic liquor for the Variety of Greater Kansas City-Tent 8, for non-profit fundraiser to benefit local agencies for special needs children, to be held at 11701 Nall [AMC Movie Theatre] on Sunday, March 5, 2006
- K. Resolution approving and authorizing the Mayor to execute a Construction Agreement between the City and O'Donnell & Sons, in the amount of \$4,085,191.25 pertaining to the Villaggio Development Improvement Project [CIP # 197 & 198] [CIP # 197: \$3,020,210.25; CIP # 198: \$1,064,981.00]
- L. Approve Change Order No. 1 in the reduced amount of \$214,624.00, to O'Donnell & Sons, pertaining to the Villaggio Development [Stormwater] Improvement Project [CIP # 198]
- M. Approve purchase in the amount of \$43,265 to Dell Computers for the purchase of 45 computer units
- N. Resolution requesting Johnson County, Kansas to participate in the City of Leawood's Five-Year Capital Improvement Program through the 2007-2011 County Assistance Road System [CARS] Program
- O. Resolution approving and authorizing the Mayor to execute a Relocation Agreement in the amount of \$63,550.00, between the City and Water District No. 1 of Johnson County, [WaterOne] for sections of Roe Avenue, and 135th Street & Mission Road, pertaining to the Villaggio Development Improvement Project [CIP # 197]
- P. Resolution accepting a Deed of Dedication from Park Place Developers, L.L.C., to the City for property located at Town Center Drive and Nall Avenue, in accordance with the GASB-34 Guidelines of Reporting Inventory of Assets

- Q. Resolution authorizing the Mayor to execute a Permanent Sanitary Sewer Easement and Temporary Easement to Consolidated Main Sewer District for a piece of real property located in Lot # 1 of Mission Reserve Annex, for the construction of sewer lines on and over a portion of IRONHORSE Golf Course
- R. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$89,998.00 to KLC, Inc., pertaining to improvements to the Ironwoods Lodge Driveway
- *S. Resolution accepting and approving the Annual Report regarding the Leawood Public Art Impact Fee and providing for no change to such impact fee, pursuant to Code § 12-601 et seq – ***CONTINUED TO THE APRIL 17, 2006 GOVERNING BODY MEETING***
- T. Resolution accepting and approving the Annual Report regarding the Leawood Park Impact Fee and providing for no change to such impact fee, pursuant to Code § 12-401 et seq
- U. Resolution accepting and approving the Annual Report regarding the South Leawood Transportation Impact Fee and providing for no change to such impact fee, pursuant to Code § 13-601 et seq
- V. Resolution accepting and approving the Annual Report regarding the K-150 Highway Corridor [a/k/a 135th Street Corridor] Transportation Impact Fee and providing for no change to such impact fee, pursuant to Sections 13-506 and 13-509 of the Code of the City of Leawood, 2000
- *W. Resolution approving and authorizing the Mayor to execute a Lease/Purchase Agreement between the City and Commerce Bank, in the amount of \$220,000, for the leasing of club cars for a 4-year term for IRONHORSE Golf Club – ***CONTINUED TO THE MARCH 20, 2006 GOVERNING BOYD MEETING***
- X. Resolution approving and authoring the Mayor to execute a Service and Funding Agreement between the City and the Leawood Chamber of Commerce pertaining to the filing of annual reports to the City, in accordance with K.S.A 45-240(b)
- Y. Resolution approving a Final Plat for Village of Camden Woods - 87th Plat, located south of 143rd Street and east of Kenneth Road [*from the February 14, 2006 Planning Commission meeting*]
- Z. Resolution approving a Final Plat for Village of Camden Woods - 88th Plat, located south of 143rd Street and west of Kenneth Road [*from the February 14, 2006 Planning Commission meeting*]
- AA. Resolution approving a Final Plat for Village of Camden Woods - 89th Plat, located south of 143rd Street and west of Kenneth Road [*from the February 14, 2006 Planning Commission meeting*]
- BB. Fire Department Monthly Report
- CC. Municipal Court Monthly Report
- DD. Police Department Monthly Report
- EE. Police Department 2005 Annual Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[FROM THE JANUARY 24, 2006 PLANNING COMMISSION MEETING]

- A. Ordinance approving a Special Use Permit for a Sprint wireless antennae to be located on top of the CBIZ building, located at 11440 Tomahawk Creek Parkway [Roll Call Vote]

- B. Ordinance approving a Preliminary Plat, Preliminary Site Plan and rezoning from SD-NCR [Planned Neighborhood Retail and SD-O [Planned Office] to MXD [Mixed Use Development] for Mission Corner, located on the southeast corner of 135th Street and Mission Road [Roll Call Vote]

Staff Comment: The applicant is requesting that this item be remanded back to the Planning Commission in order to attempt to address the concerns that were expressed at the January 24, 2006 meeting.

12. OLD BUSINESS

13. NEW BUSINESS

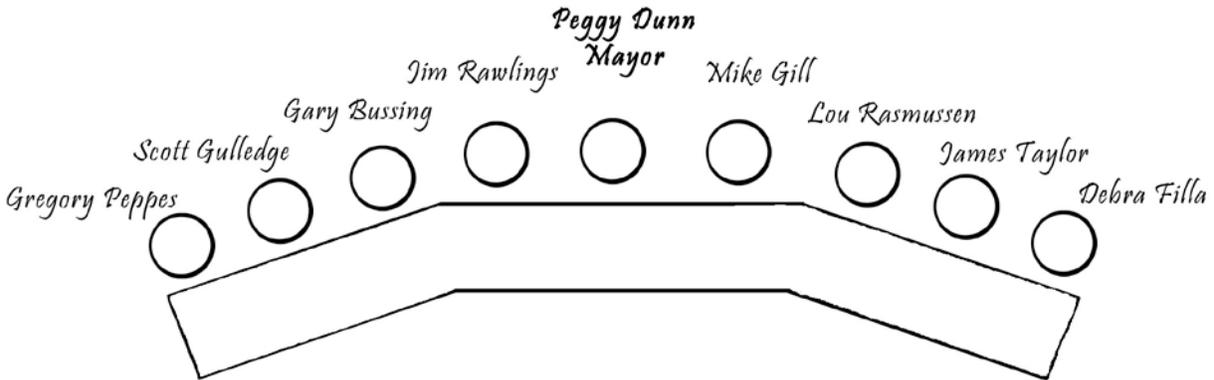
- A. Ordinance amending Code Section 1-208 of the Code of the City of Leawood, 2000, pertaining to the compensation for the Office of City Councilmember [Roll Call Vote] ***-Continued from the February 6, 2006 Governing Body Meeting***

14. OTHER BUSINESS

ADJOURN

The next regular meeting of the Leawood Governing Body will be Monday, March 20, 2006

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"]
- **Approving, Overriding, Amending or Revising Recommendation after Remand:** 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.