

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, April 16, 2007
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

APRIL						
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29	30					

MAY						
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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

Ward One

Debra Filla
Gregory Peppes

Ward Two

Louis Rasmussen
Jim Rawlings

Ward Three

Gary Bussing
Mike Gill

Ward Four

Scott Gullede
James Azeltine

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF AGENDA

3. CITIZEN COMMENTS

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

4. PROCLAMATIONS

Arbor Day, April 27, 2007

Municipal Clerks Week, April 29 – May 5, 2007

Fair Housing Month, April, 2007

5. PRESENTATIONS/RECOGNITIONS Distinguished Budget Presentation Awards Program

6. SPECIAL BUSINESS

- A. Pre-Budget Public Hearing on 2008 Fiscal Budget for the City of Leawood, Kansas
- B. Presentation of 2006 Annual Audit
- C. Resolution accepting the 2006 Comprehensive Annual Financial Report [Audit] for the City of Leawood, Kansas

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. 1075B and 1076A
- B. Accept Minutes of the April 2, 2007 Governing Body meeting
- C. Accept Minutes of the February 27, 2007 Leawood Arts Council meeting
- D. Accept Revised Leawood Foundation Bylaws
- E. Approve purchase in the amount of \$ 32,751.25, from Turf and Golf Technologies for Parks and Recreation equipment
- F. Approve purchase in the amount of \$111,398.00 to KCR International for the purchase of 2 truck chassis
- G. Approve payment in the amount of \$25,000 to Western Enterprises, Inc., pertaining to the July 4th celebration at Leawood City Park, 10601 Lee Boulevard
- H. Approve issuance of Temporary Alcohol Permit to conduct The Taste of Leawood Fundraising Event on Saturday, June 16, 2007, in accordance with Code § 3-216
- I. Approve Change Order No. 4 in the amount of \$398,731.25 to O'Donnell & Sons pertaining to Stormwater Improvements to Villaggio Development [CIP # 80198]
- J. Approve Change Order No. 1 in the amount of \$27,856.08 to Wiedenmann & Godfrey pertaining to the Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road [CIP # 83106]
- K. Approving Long Term Care Insurance with UNUM for employee long term insurance
- L. Approve Change of Vendor from Central Salt to Independent Salt Company, in the amount of \$100,000 for the purchase of road salt
- M. Resolution approving and authorizing the Mayor to execute a Service Agreement in the amount of \$10,000 between the City and CBIZ to provide actuarial services for the City's Employee Benefit Program as it relates to GASB-45
- *N. Resolution amending the City's Debt Management Policy, and repealing Resolution No. 2221 ***–CONTINUED TO THE MAY 7, 2007 GOVERNING BODY MEETING***
- *O. Resolution approving and authorizing the City to proceed with a Change Order pertaining to the 135th Street and Fontana Improvement Project [CIP # 80403] [Villaggio]--***WITHDRAWN***
- *P. Resolution approving and authorizing the Mayor to execute Amendment No. 3 to that certain Consulting Engineer Agreement dated July 18, 2005, between the City and Continental Consulting Engineers in the amount of \$58,000, for the design of traffic signals at 135th Street and Fontana [CIP # 80403] [Villaggio] --***WITHDRAWN***
- Q. Resolution approving and authorizing the Mayor to execute Amendment No. 1 to that certain Inter-local Agreement between the City of Leawood and the City of Overland Park dated August 7, 2006, pertaining to maintenance for traffic signals located at various locations throughout the City

- R. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$1,772,139.50 between the City and Miller Paving & Construction pertaining to the 2007 Residential Street Reconstruction Project
- S. Resolution approving a Final Site Plan for LeaBrooke, located at 14701 Norwood *[from the March 27, 2007 Planning Commission meeting]*
- T. Resolution accepting Public Infrastructure Improvements through private development located at Highlands Creek, 5th Plat, 147th & Cedar; Highlands Creek, 6th Plat, 147th & Rosewood; and Villas of Highlands Ranch, 138th & Aberdeen, in accordance with the GASB-34 Guidelines of Reporting Inventory of Assets
- U. Fire Department Monthly Report
- V. Municipal Court Monthly Report
- W. Police Department Monthly Report

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

- A. Report from Councilmember Bussing
- B. Report from Councilmember Azeltine

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PUBLIC WORKS COMMITTEE

[from the March 28, 2007 Public Works Committee meeting]

- A. Ordinance amending Chapter IV, Article 1 of the Code of the City of Leawood, 2000, by amending Section 4-125 pertaining to 'Application for Structure Demolition Permit' and amending Section 4-130, pertaining to 'Validity of Permit' [Roll Call Vote]

12. PLANNING COMMISSION

[from the February 27, 2007 Planning Commission meeting]

- A. Resolution approving a Final Site Plan and Final Plat for Cottages of Lakeshyre, located north of 133rd Street and west of State Line Road
- B. Resolution approving a Final Site Plan for Bi-State Office Building, located south of 143rd Street and east of Overbook, within the Bi-State development

[from the March 27, 2007 Planning Commission meeting]

- C. Ordinance approving a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 13668 Kenneth Road [Roll Call Vote]
- * D. Resolution approving Planning Commission recommendation to deny the Special Use Permit [SUP] for off-site parking, located south of 86th Terrace and west of State Line Road --**WITHDRAWN BY APPLICANT**

[From the February 13, 2007 Planning Commission meeting]

- E. Ordinance amending Section 16-2-10 of the Leawood Development Ordinance [LDO], pertaining to Architecture/Construction Standards [Roll Call Vote]

Staff Comment: The City Administrator recommends that the Governing Body authorize the exploration of the possibility of expanding the City's regulations for single family residences *in the area of height and massing only.*

13. OLD BUSINESS

14. NEW BUSINESS

- * A. Resolution expressing intent for the issuance of General Obligation Bonds of the City of Leawood, Kansas pursuant to K.S.A. 12-6a.01 et seq. to provide funds to pay the costs of improvements to the intersection of 135th Street and Fontana Street within the City, 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 [CIP # 80403] --**WITHDRAWN**

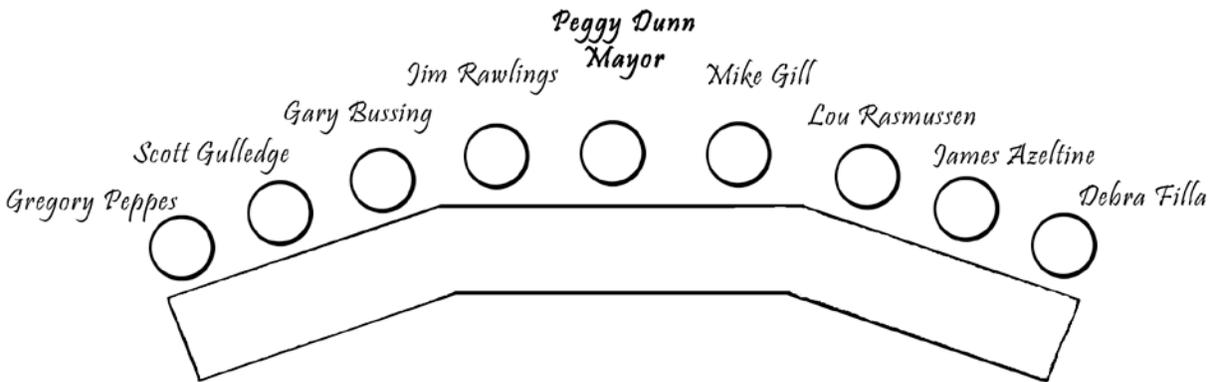
- B. Ordinance amending Chapter XIV of the Code of the City of Leawood, 2000, by adding a new Article 5, entitled "Impoundment of Vehicles" [Rotation Tow] [Roll Call Vote]

- C. Resolution establishing a fee, not specifically provided for in the Code of the City of Leawood, 2000, specifically for the towing fee for impounded vehicles, [Rotation Tow] in accordance with the Open Records Act, K.S.A. § 45-215, et seq.

15. 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 the members-elect of the City Council [5]
- **Approving, Overriding, Amending or Revising Recommendation after Remand:** Majority of the members-elect of the City Council [5]
- **Overriding, Amending or Revising Recommendation:** 2/3 majority of membership of Governing Body [6]

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