

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, June 4, 2007
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

Ward Two

Ward Three

Ward Four

Debra Filla
Gregory Peppes

Louis Rasmussen
Jim Rawlings

Gary Bussing
Mike Gill

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

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

A. **PUBLIC HEARING:** Proposed Assessments for the 135th Street and Briar Improvement Project [CIP # 193] [135th & Briar]

B. **Ordinance No. 2234**, levying assessments on lots, pieces and parcels of property located in the City of Leawood, Kansas, for the purpose of paying for the cost for the 135th Street and Briar Improvement Project [CIP # 193] [135th & Briar] [Roll Call Vote]

- *C. Resolution approving and authorizing the Mayor to execute an amended Inter-local Agreement between the City of Leawood, Kansas and the City of Prairie Village, Kansas, pertaining to the use of land located at Somerset and Lee Boulevard in Prairie Village and Leawood, Kansas, for the installation and maintenance of the Public Art Piece known as 'Porch Lights' – ***CONTINUED TO THE JUNE 18, 2007 GOVERNING BODY 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. 1079A, and 1079B
- B. Accept Minutes of the May 21, 2007 Governing Body meeting
- C. Accept Minutes of the February 22, 2007 Ironhorse Advisory Board meeting
- D. Approve Mayoral Appointment of Councilmember Jim Rawlings to the Artist Selection Panel
- E. Approve Change Order No. 1 in the amount of \$31,760.00 to Dennis Johnson Construction Company, pertaining to the IRONHORSE Golf Course Creek Bank Stabilization Project [# 80171]
- F. Approve Change Order No. 3 in the amount of \$7,361.57, to J.M. Fahey Construction, pertaining to the 2006 Mill & Overlay Project
- G. Approve 7th and Final Pay Request in the amount of \$21,930.01 to JM Fahey Construction, pertaining to the 2006 Mill & Overlay Project
- H. Resolution No. 2826, ordering a public hearing to be held on June 18, 2007, at 7:30 P.M. or as soon thereafter as may be heard on proposed assessments for the burying of power lines along 135th Street, Villaggio Transportation Development District [TDD] [CIP # 80452]
- I. Resolution approving the transfer of South Leawood Impact Fee funds to the Roe Avenue [south of 135th Street] Project # 80189
- J. Resolution approving the transfer of funds in the amount of \$250,000 from the K-150 Impact Fee Fund to the Arterial Fund for use on the overlay of Roe Avenue Project # 72011
- K. Resolution accepting Permanent Storm Sewer Easement from Tuscan Reserve, Inc., located with the Tuscan Reserve subdivision
- L. Resolution approving and authorizing the Mayor to execute an Engagement Letter between the City and Stinson Morrison Hecker, LLP, pertaining to the Oddo Development Litigation
- M. Resolution to approve a Final Plat for Parkway Plaza 6th Plat, located at the northwest corner of 135th Street and Briar [*from the May 22, 2007 Planning Commission meeting*]
- N. Resolution approving and authorizing the Mayor to execute an Amendment to that certain agreement, dated October 16, 2006, between the City of Leawood, Kansas and Orion Management Solutions, Inc., for the management of the IRONHORSE Golf Course [2007-2009]

8. MAYOR'S REPORT

9. COUNCILMEMBERS' REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. ARTS COUNCIL

[From the January 23, 2007 Arts Council meeting]

- A. Accept recommendation to purchase public art piece, "Anagenisi apo Koinonia," in the amount of \$12,000 from artist Reilly Hoffman

Staff Comment: The City Administrator is recommending the Council not purchase the above described art piece

- B. Accept recommendation to purchase public art piece, "Sentinel," in the amount of \$6,000 from artist Tex Jernigan

Staff Comment: The City Administrator is recommending the Council not purchase the above described art piece

COMMITTEE RECOMMENDATIONS

12. PLANNING COMMISSION

[From the May 8, 2007 Planning Commission meeting]

- A. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 12015 Mission Road [Roll Call Vote]
- B. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 4300 W. 111th Terrace [Roll Call Vote]
- C. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 5202 W. 112th Street [Roll Call Vote]
- D. Ordinance to approve a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 11501 Roe Ave [Roll Call Vote]
- E. Ordinance to approve a Special Use Permit [SUP] for an existing Sprint wireless communication antenna, located 5200 W. 135th Street [Roll Call Vote]
- F. Ordinance to approve a Special Use Permit [SUP] for an existing Nextel wireless communication antenna, located 5200 W. 135th Street [Roll Call Vote]

[From the May 22, 2007 Planning Commission meeting]

- G. Resolution to approve a Final Site Plan for Pinnacle IV, located north of 115th Street and west of Tomahawk Creek Parkway

13. OLD BUSINESS

14. OTHER BUSINESS

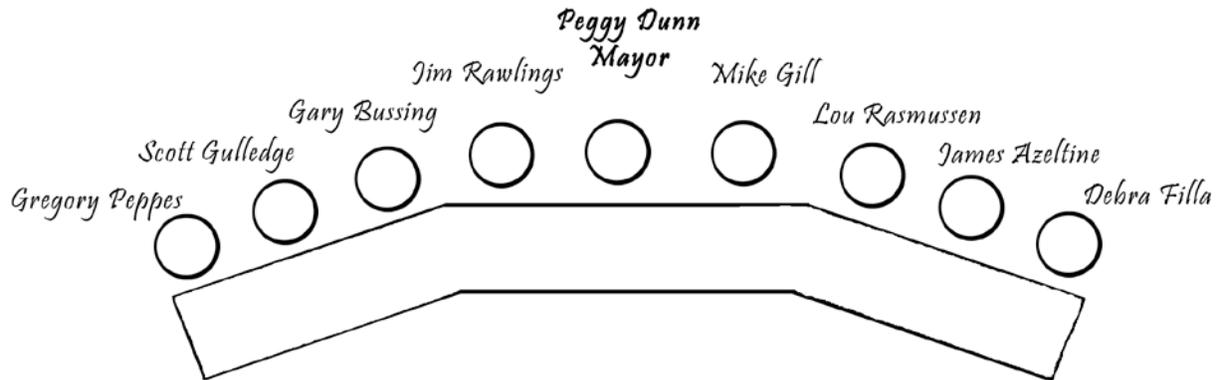
- A. Discussion and possible action regarding the proposed City reorganization/establishment of a Community Development Department

15. NEW BUSINESS

- A. Ordinance authorizing and providing for the imposition of a Transportation District Sales Tax within the Park Place Transportation Development District, located east of Nall Avenue between 117th Street and Town Center Drive, in the City of Leawood, Johnson County, Kansas; establishing a method of collection of such sales tax; and providing for the segregation of such sales tax revenues for the payment of costs of certain transportation projects within the Transportation Development District [80453] [Roll Call Vote]

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.