

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Tuesday, July 5, 2011  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

JULY 2011							AUGUST 2011						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
					1	2		1	2	3	4	5	6
3	4	5	6	7	8	9	7	8	9	10	11	12	13
10	11	12	13	14	15	16	14	15	16	17	18	19	20
17	18	19	20	21	22	23	21	22	23	24	25	26	27
24	25	26	27	28	29	30	28	29	30	31			
						31							

## \*\*\*ACTION 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  
Andrew Osman

Ward Two

Louis Rasmussen  
Jim Rawlings

Ward Three

Gary Bussing  
Carrie Rezac

Ward Four

Julie Cain  
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. Consideration of proposed revised assessments on lots, pieces, and parcels of ground in the City of Leawood, Kansas, for the purpose of paying for the construction of certain public and private road and parking lot related improvements; and other such transportation related improvements for the One Nineteen Transportation Development District [TDD] located at 119<sup>th</sup> Street and Roe Avenue, located within the City of Leawood, Kansas, [One Nineteen] [ CIP# 80456] - **Approved**

- B. **Ordinance No. 2497**, levying revised assessments on lots, pieces, and parcels of ground in the City of Leawood, Kansas, for the purpose of paying for the construction of certain public and private road and parking lot related improvements; and other such transportation related improvements for the One Nineteen Transportation Development District [TDD] located at 119<sup>th</sup> Street and Roe Avenue, located within the City of Leawood, Kansas, [One Nineteen] [ CIP# 80456] [Roll Call Vote] - **Passed**
- C. Reconsideration of continuance motion made at June 20, 2011 Governing Body meeting regarding the continuance to August 4, 2011 for below listed item: - **Approved**

*[from the January 25, 2011 Planning Commission meeting]*

Resolution approving a Final Site Plan for a new restroom at Ironwoods Park, located at 3141 Ironwoods Court [PC Case # 17-11] – **[CONTINUED FROM THE MARCH 7, 2011 GOVERNING BODY MEETING] –**

**STAFF COMMENT: Staff recommends this item be continued to August 1, 2011 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 No. 2011-24 - **Accepted**
- B. Accept minutes of the June 20, 2011 Governing Body meeting - **Accepted**
- C. Accept minutes of the May 17, 2011 Public Works Committee - **Accepted**
- D. Accept minutes of the May 12, 2011 Sustainability Advisory Board - **Accepted**
- E. Approve Mayoral Appointment of Michelle Moloney to Sustainability Advisory Board for a two-year term ending in 2013 - **Approved**
- F. Approve Mayoral Appointment of Gareth L. Matthews to Sustainability Advisory Board for a one-year term ending in 2012 - **Approved**
- G. Approve 15<sup>th</sup> and Final Payment in the amount of \$802.80 to Rasmuson Contracting Services, LLC, pertaining to irrigation retro-fit project at Ironhorse Golf Course, located at 15400 Mission Road - **Approved**
- H. **Resolution No. 3615** calling for a public hearing to be held on August 1, 2011 at 7:30 P.M., to consider the 2012 Fiscal Budget for the City of Leawood, Kansas - **Approved**
- I. **Resolution No. 3616** approving and authorizing the Mayor to execute a Subscription Agreement between the City and Westlaw, a Thomson Reuters Business, to provide electronic legal research services - **Approved**
- J. **Resolution No. 3617** approving a Final Sign Plan for Furr’s Oriental Rugs (Retail: Oriental Rugs), located south of 103<sup>rd</sup> Terrace and west of State Line Road (PC Case # 59-11) *[from the June 28, 2011 Planning Commission meeting]* – **APPROVED CONTINGENT UPON COMPLIANCE OF 20% RETAIL RULE**
- K. **Resolution No. 3618** approving a Revised Final Plat for Tuscany Reserve 5<sup>th</sup> Plat, located south of 137<sup>th</sup> Street and west of 138<sup>th</sup> Street (PC Case # 56-11) *[from the June 28, 2011 Planning Commission meeting]* - **Approved**
- L. **Resolution No. 3619** approving a Final Sign Plan for Town Center Plaza – Seduzione Hosiery Boutique (Retail: Hosiery Boutique), located south of 117<sup>th</sup> Street and east of

Nall Avenue (PC Case # 65-11) [from the June 28, 2011 Planning Commission meeting] - **Approved**

M. **Resolution No. 3620** approving a Revised Final Site Plan for St. Michael The Archangel Playground Expansion, located north of 143<sup>rd</sup> Street and east of Nall Avenue (PC Case #71-11) [from the June 28, 2011 Planning Commission meeting] - **Approved**

N. Declaration of surplus property [Police vehicles; last 4 VIN/3522; VIN/3523]

**8. MAYOR'S REPORT**

Annual Report: American Revolution Tricentennial CD Fund

**9. COUNCILMEMBERS' REPORT**

**10. STAFF REPORT**

Recommendation to Public Works Committee regarding Traffic Calming Petition on 85<sup>th</sup> Terrace between State Line Road and Lee Boulevard - **Approved**

**COMMITTEE RECOMMENDATIONS**

**11. PUBLIC WORKS**

[from June 21, 2011 Public Works Committee]

Recommendation regarding removal of snow on sidewalks - **Approved**

**12. OLD BUSINESS**

**13. OTHER BUSINESS**

**Ordinance No. 2498** revising Ordinance No. 2476 amending §16-2-5.4, of the Leawood Development Ordinance [LDO] RP-1 (Planned Single Family Residential District) (12,000 sq.ft. Per Dwelling) [Roll Call Vote] - **Passed**

*Staff Comment: This is a correction to a formatting error regarding the sideyard setback*

**14. NEW BUSINESS**

A. Schedule a Governing Body Work Session at 6:00 P.M. on Monday, October 17, 2011, to discuss the possible establishment of a Community Improvement District [CID] Policy for redevelopment - **Approved**

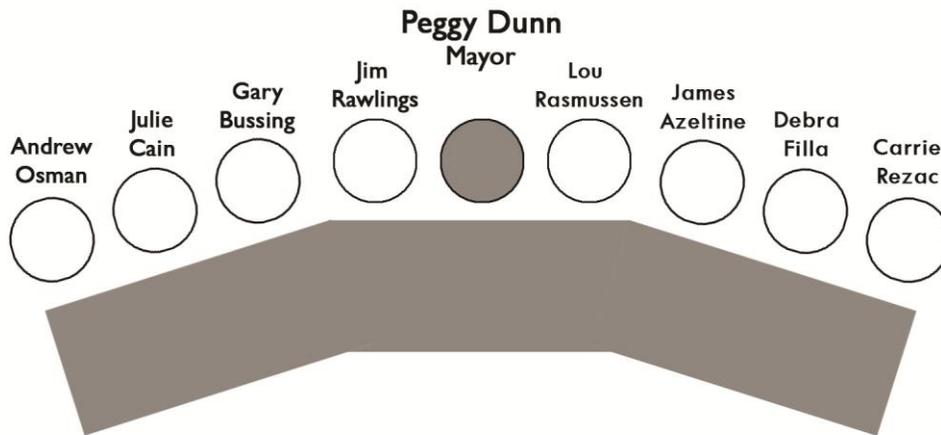
\*\*\*\* B. **Ordinance No. 2499C** amending Chapter 14, Article 1 of the Code of the City of Leawood, Kansas, 2000, by adding a new Section 14-102A, entitled, 'Driving Under the Influence of Intoxicating Liquor or Drugs and Penalties'; adding a new Section 14-102B, entitled, 'Driving a Commercial Motor Vehicle Under the Influence of Intoxicating Liquor or Drugs and Penalties'; adding a new section 14-102C, entitled, 'Ignition Interlock Devices and Tampering therewith'; and repealing sections in conflict herewith [Roll Call Vote] - **Passed**

C. Approve time change from 6:00 P.M. to 5:30 P.M. for the August 1, 2011, Governing Body Work Session and include second topic to discuss Governing Body Support of 'Accepted' Amphitheatre Expansion Plans - **Approved**

## ADJOURN

DATE	TIME	SUBJECT	LOCATION
July 5	6:00 P.M.	Transportation Development District [TDD] for Village of Seville, located at 133 <sup>rd</sup> & State Line Road	Main Conf. Room
July 18	6:00 P.M.	Review revisions to LDO sign regulations	Main Conf. Room
August 1	6:00 P.M.	Review 2012 Performance Schedule at the Amphitheater, located at Ironwoods Park, 14701 Mission Road	Main Conf. Room
August 15	5:30 P.M.	Further discuss Governing Body 2011 Goals & Objectives	Main Conf. Room
September 6	6:00 P.M.	Personnel Matter; City Administrator's annual review	Main Conf. Room
September 19	6:00 P.M.	Discuss Parks & Recreation Cost Recovery Study	Main Conf. Room
October 17	6:00 P.M.	Discuss establishment of a Community Improvement District [CID] for redevelopment	Main Conf. Room

### 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:** ¾ 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.