

CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, August 4, 2003
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

AUGUST							SEPTEMBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
						12 5		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							

(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

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

5. PRESENTATIONS/RECOGNITIONS

- 6. PUBLIC HEARING**
- A. Consider the 2004 Fiscal Budget for the City of Leawood
 - B. Consider the 2004-2008 Capital Improvement Program [C.I.P.] [companion resolution]
 - C. Consider the vacation of a street right-of-way [ROW] located at approximately 136th Street and Kenneth Parkway [State Line Station] [[companion ordinance]

7. SPECIAL BUSINESS

- A. Resolution adopting the 2004-2008 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.

- B. Ordinance vacating a street right-of-way [ROW] or a portion thereof located at approximately 136th and Kenneth Parkway, within the City of Leawood, Johnson County, Kansas

8. 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 No. 979
- B. Minutes of July 21, 2003, Governing Body meeting
- C. Minutes of the June 24, 2003, Arts Council meeting
- D. Minutes of the June 10, 2003, Parks and Recreation Advisory Board meeting
- E. Minutes of the February 21, 2003, Stormwater Management Committee meeting
- F. Approve quote in the amount of \$25.40@ ton from Central Salt, LLC, pertaining to the purchase of road salt
- G. Resolution declaring it necessary to appropriate private property for the use of the City of Leawood, Kansas, for the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110].
- H. Resolution accepting a Permanent Storm Sewer Easement located at 12615 Cedar, from Steven M. Culp, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- I. Resolution accepting a Permanent Storm Sewer Easement and Temporary Construction Easement located at 4648 W. 127th Terrace, from Don L. and Phyllis A. Ranum, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- J. Resolution accepting a Temporary Construction Easement located at 12631 Cedar, from Sanford M. and Katherine D. Cohen, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- K. Resolution accepting a Temporary Construction Easement located at 13020 Linden, from Richard L. and Nedra L. Carney, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- L. Resolution accepting a Temporary Construction Easement located at 12752 Granada, from Janice K. Dillon, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- M. Resolution accepting a Temporary Construction Easement located at 12444 Granada, from Robert L. and Marilyn W. Andes, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- N. Resolution accepting a Temporary Construction Easement located at 13108 Granada, from Gloria J. Lefton Halloran, Trustee, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- O. Resolution accepting a Temporary Construction Easement located at 12852 Granada, from G. Robert and Bonnie M. Tumino, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- P. Resolution accepting a Temporary Construction Easement located at 13216 Granada, from Wayne E. & Susan E. Smith, Jr., pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]

- Q. Resolution accepting a Temporary Construction Easement located at 13212 Granada, from James E. and Anne P. Schultz, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- R. Resolution accepting a Temporary Construction Easement located at 4604 W. 126th Street, from Roger G. Newth and Lynn M. Fairbanks, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- S. Resolution accepting a Temporary Construction Easement located at 13120 Granada, from Spencer V. Jones and Maria M. Rodriguez, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- T. Resolution accepting a Temporary Construction Easement located at 12635 Cedar, from Eugene M. and Babette Y. White, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- U. Resolution accepting a Temporary Construction Easement located at 12608 Granada, from Wesley L. and Ellen M. Gates, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- V. Resolution accepting a Temporary Construction Easement located at 12818 Linden, from Brent L. and Lisa Grams, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- W. Resolution accepting a Permanent Storm Sewer Easement and Temporary Construction Easement located at 12748 Granada, from Rickey L. Morris, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- X. Resolution accepting a Temporary Construction Easement located at 13220 Granada, from Richard D. and Connie M. Fey, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- Y. Resolution accepting a Temporary Construction Easement located at 13116 Granada, from Ronald L. and Linda S. Huscher, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- Z. Resolution accepting a Temporary Construction Easement located at 4649 W 127th Terrace, from Pauline Devlin, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- AA. Resolution accepting a Temporary Construction Easement on the west side of Roe, north of 126th Street, located within Patrician Woods Subdivision, from Patrician Woods Development Corporation and Allen Development Company, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- BB. Resolution accepting a Temporary Construction Easement on the west side of Roe, north of 126th Street, located within Patrician Woods Subdivision, from Patrician Woods Town Association, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- CC. Resolution accepting a Temporary Construction Easement located at 12334 Granada, from Dennis J. and Helen Dennihan, pertaining to the Roe Avenue Improvement Project [between 124th Street and 135th Street] [CIP # 110]
- DD. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement between the City and E-105.1 FM, LLC, pertaining to the sponsorship of the 2003 Labor Day Run

- EE. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement between the City and Costco Wholesale, pertaining to the sponsorship of the 2003 Labor Day Run
- FF. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement between the City and The Headache & Pain Center, PA, pertaining to the sponsorship of the 2003 Labor Day Run
- GG. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement for an amount not to exceed \$2,025.00, between the City and Karen Raymer, pertaining to the 2003 Labor Day Run
- HH. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement between the City and Dicks Sporting Goods, pertaining to the sponsorship of various Parks & Recreation programs
- II. Resolution approving and authorizing the Mayor to execute a Letter of Engagement Agreement between the City and Cochran, Head & Company, P.C., pertaining to the 2003 audit
- JJ. Resolution approving a Final Site Plan for Plaza Pointe, Lot 2, Rayl Investment Office Building, located at the Plaza Pointe Development, at 135th and Roe Avenue *[from the July 22, 2003, Planning Commission meeting]*
- KK. Resolution approving a Final Site Plan for Camden Woods Center, located on the southwest corner of 143rd Street and Kenneth Road *[from the July 22, 2003, Planning Commission meeting]*
- LL. Declaration of [5] vehicles as surplus property; 1993 Chevy S-10 Blazer [VIN/..2163973]; 1993 Ford Pick-up [VIN/..CA94517]; 1991 Olds Van [VIN/..T300556]; 1996 Ford F-250 [VIN/..EB59857]; and 1992 Ford Pick-up [VIN/..CA69434]; and other miscellaneous equipment

9. MAYOR'S REPORT

10. COUNCILMEMBERS' REPORT

11. STAFF REPORT

COMMITTEE RECOMMENDATIONS

12. PLANNING COMMISSION

[from the May 27, 2003, Planning Commission meeting]

- A. Ordinance amending § 16-9-139 of the Leawood Development Ordinance [LDO] pertaining to building height definition [Roll Call Vote] *[Continued from the July 7, 2003, Governing Body meeting]* - **WITHDRAWN**
- B. Ordinance amending § 16-2-8.1 of the Leawood Development Ordinance [LDO] pertaining to Principal Permitted and Special Uses [Roll Call Vote] *[Continued from the July 7, 2003, Governing Body meeting]*

13. OLD BUSINESS

14. NEW BUSINESS

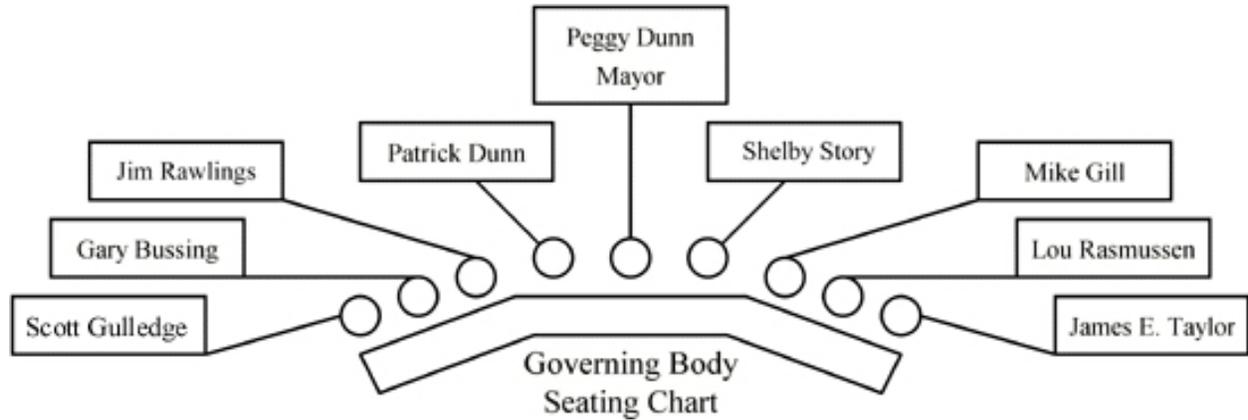
- A. Ordinance amending Article 2 of Chapter VI, of the Code of the City of Leawood, 2000, pertaining to Ward Boundaries, and repealing all other section in conflict herewith [Roll Call Vote]
- B. Approve Change Order No. 2, with Zimmerman Construction Company, Inc., in the amount of \$11,845.00, pertaining to the Fire Station No. 2 Remodeling Project, located at 12701 Mission Road [CIP # 150]
- C. Approve Change Order No. 15, with Vanum Construction, Co., Inc., in the amount of \$5,550.00, pertaining to I-Lan Park Improvement Project [CIP # 111]
- D. Resolution approving and authorizing the Mayor to execute a Construction Agreement in the amount of \$1,944,889.00, between the City and Walton Construction, pertaining to the construction of public improvements, including streets and stormwater, located in the vicinity of 135th Street and Nall Avenue-
[Continued from the July 21, 2003, Governing Body meeting]

15. OTHER BUSINESS

- A. Discussion regarding extending the registration deadline for recreational vehicles [R.V.'s] located within the City of Leawood, Kansas, as specifically identified in § 16-4-5.10 of the Leawood Development Ordinance [LDO]

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 councilpersons. Council members are elected on a non-partisan basis from 4 wards. The Council develops policies and provides direction for the professional city administration.

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.