

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, August 6, 2007
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

AUGUST						
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SEPTEMBER						
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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

Kansas Firefighter/MDA Appreciation Month, August, 2007

5. PRESENTATIONS/RECOGNITIONS

6. SPECIAL BUSINESS

A. Special Presentation by the Reverend Adam Hamilton, Senior Pastor, United Methodist Church of the Resurrection

B. PUBLIC HEARING

Consider the 2008 Fiscal Budget for the City of Leawood

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. 1082B, 1083A, and 1083B
- B. Accept Minutes of the July 16, 2007 Governing Body meeting
- C. Accept Minutes of the June 25, 2007 Governing Body Joint Governing Body/Budget & Finance Committee Work Session
- D. Accept Minutes of the June 26, 2007 Governing Body Joint Governing Body/Budget & Finance Committee Work Session
- E. Accept Minutes of the May 8, 2007 Leawood Historic Commission meeting
- F. Approve Massage Establishment License for Chad Fitzgerald, d/b/a Massage Envy, located at 4314 W. 119th Street
- G. Approve Massage Establishment License for Arthur Hall, d/b/a Satoraum Beauty Wellness at 5433 W. 151st Street
- H. Approve Change Order No. 2, in the amount of \$119,963.50 to Wiedenmann & Godfrey, pertaining to Phase II, Dykes Branch Channel Improvement Project, [SMAC Project DB-04-024] between 83rd Street and Wenonga Road south to 86th Street and Overhill Road [# 76009]
- I. Approve First and Final Payment in the amount of \$192,224.00, to Musselan & Hall Contractors, LLC, pertaining to the 2007 Slurry Seal
- J. Resolution approving and authorizing the Mayor to execute a Second 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]
- K. Resolution waiving Special Benefit District Policy of requiring financial guarantees from all property within the benefit district for the benefit district formed for the purposes of paying construction costs at the intersection of 135th Street and Fontana [80403]
- L. 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 for an amount not to exceed \$58,000, pertaining to the Villaggio Development [CIP # 80403]
- M. Resolution to approve a Final Plat for Parkway Plaza Office Condominiums 1st Plat, located on the northwest corner of 135th Street and Roe Avenue [***From the July 10, 2007 Planning Commission meeting***]
- N. Resolution to approve a Final Site Plan for a tenant finish for Trezo Vino, located on the northeast corner of 117th Street and Nall Avenue within the Park Place development [***From the July 24, 2007 Planning Commission meeting***]
- O. Resolution to approve a Final Site Plan for a tenant finish for Annabelle's, located at the northeast corner of 117th Street and Nall Avenue within the Park Place development [***From the July 24, 2007 Planning Commission meeting***]
- P. Resolution to approve a Final Site Plan for a tenant finish for The Learning Tree, located at the northeast corner of 117th Street and Nall Avenue within the Park Place development [***From the July 24, 2007 Planning Commission meeting***]

- Q. Resolution to approve a Final Site Plan for a tenant finish for Envy Boutique, located at the northeast corner of 117th Street and Nall Avenue within the Park Place development *[From the July 24, 2007 Planning Commission meeting]*
- R. Resolution to approve a Final Site Plan for a tenant finish for LeReve Nail Salon, located at the northeast corner of 117th Street and Nall Avenue within the Park Place development *[From the July 24, 2007 Planning Commission meeting]*

8. MAYOR'S REPORT

- A. Annual Report: American Revolution Tercentennial CD Fund

9. COUNCILMEMBERS' REPORT

- A. Councilmember Bussing

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[From the July 10, 2007, Planning Commission meeting]

- A. Ordinance approving a Special Use Permit [SUP] for an AT&T VRAD cabinet, located at 12901 Roe Ave [Roll Call Vote]
- B. Ordinance to approve a Special Use Permit for an AT&T VRAD cabinet, located at 12301 Linden Street [Roll Call Vote]
- C. Ordinance to approve a Special Use Permit for an AT&T VRAD cabinet, located at 4300 W. 124th Street [Roll Call Vote]
- D. Ordinance to approve a Special Use Permit for an AT&T VRAD cabinet, located at 11900 Ensley Lane [Roll Call Vote]
- E. Ordinance to approve a Special Use Permit for an AT&T VRAD cabinet, located at 12301 Cherokee [Roll Call Vote]
- F. Ordinance to approve a Special Use Permit for an AT&T VRAD cabinet, located at 11404 Canterbury Circle [Roll Call Vote]
- G. Ordinance to approve a Special Use Permit for an AT&T VRAD cabinet, located at 13201 Mission Road [Roll Call Vote]

12. OLD BUSINESS

13. OTHER BUSINESS

14. NEW BUSINESS

- A. Ordinance attesting to an increase in taxes levied for the budget year 2008 for the City of Leawood, Johnson County, Kansas [Roll Call Vote]

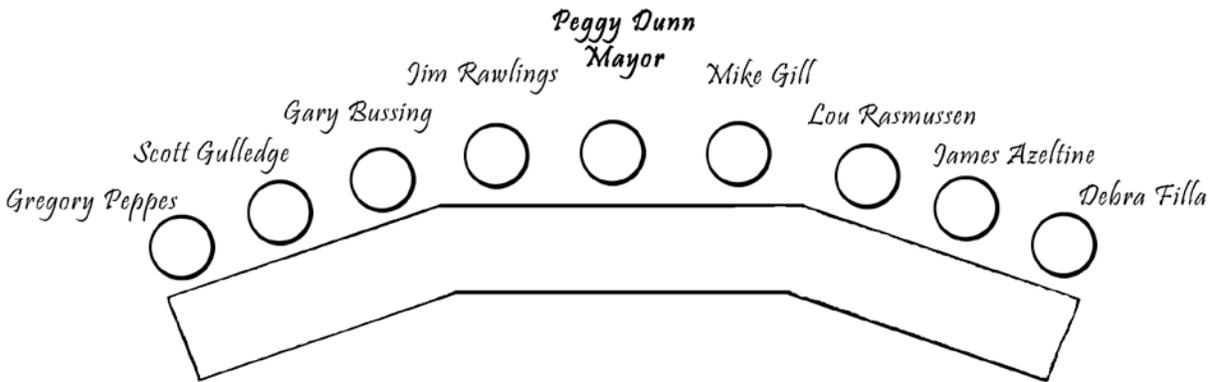
- B. Resolution authorizing the sale by the City of Leawood, Kansas of General Obligation Bonds and General Obligation Temporary Notes of the City to provide funds to finance the costs of certain public improvements within said City; approving the form of Notice of Bond Sale and Preliminary Official Statement to be used in connection therewith; and authorizing and directing the City Finance Director to advertise such sale in the manner prescribed by law
- C. Resolution approving and authorizing the Mayor to execute a Development Agreement between the City and Park Place Developers, LLC., for use of transient guest tax for construction of a third garage located within the Park Place Development [# 80453] - **CONTINUED TO THE AUGUST 20, 2007 GOVERNING BODY MEETING [Continued from the June 18, 2007 Governing Body meeting]**

[From the July 24, 2007, Planning Commission meeting]

- D. Resolution to approve a Final Site Plan and Final Plat for the Aloft Hotel, located on the northeast corner of 117th Street and Nall Avenue within the Park Place development

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.