

**CITY OF LEAWOOD
GOVERNING BODY
MEETING AGENDA**

Monday, September 21, 2009
Council Chamber
4800 Town Center Drive
Leawood, KS 66211
7:30 P.M.

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

*****ACTION AGENDA*****

(This agenda is subject to changes, additions or deletions at the discretion of the City Council)

Mayor Peggy Dunn	Councilmembers			
	<u>Ward One</u>	<u>Ward Two</u>	<u>Ward Three</u>	<u>Ward Four</u>
	Debra Filla Gregory Peppes	Louis Rasmussen Jim Rawlings	Gary Bussing Mike Gill	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** **Constitution Week, September 17-23, 2009**
- 5. PRESENTATIONS/RECOGNITIONS**
- 6. SPECIAL BUSINESS**
 - A. Recess into Executive Session to discuss matters related to attorney-client privilege

[from the March 24, 2009 Planning Commission meeting]

- B. Ordinance approving a Revised Preliminary Site Plan for Town Center Business Park, Lots 4, 5 and 6, located on the northeast corner of 117th Street and Roe Avenue [MD MANAGEMENT - Case # 04-09] [Roll Call Vote] – **CONTINUED FROM THE SEPTEMBER 8, 2009 GOVERNING BODY MEETING – CONTINUED TO THE MARCH 15, 2010, GOVERNING BODY MEETING**

STAFF COMMENT: *The City Administrator recommends that this item be continued to a date certain, March 15, 2010, in accordance with the City of Leawood’s Development Ordinance [LDO] § 16-5-2.2*

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. 2009-35 and 2009-36 - **Accepted**
- B. Accept Minutes of the September 8, 2009 Governing Body meeting - **Accepted**
- C. Accept Minutes of the September 8, 2009 Governing Body Work Session - **Accepted**
- D. Accept Minutes of the July 9, 2009 Ironhorse Advisory Board meeting - **Accepted**
- E. Accept Minutes of the July 8, 2009 Historic Commission meeting - **Accepted**
- F. Approve GASB-45 OPEB Calculations - **Approved**
- G. **Resolution No. 3265** approving and authorizing the Mayor to execute a User Agreement between the City of Leawood and the City of Overland Park, pertaining to the INTERGRAPH SYSTEM, for Computer Aided Dispatch [CAD], Records Management [RMS]; and Mobile Data Computer [MDC] Systems - **Approved**
- H. **Resolution No. 3266** approving and authorizing the Mayor to execute a Service Agreement in the amount of \$33,256.00, between the City and CLS, LLC for the installation of opticom signals at 95th & State Line Road; 103rd Terrace & State Line Road; and College Boulevard and Tomahawk Creek Parkway - **Approved**
- I. **Resolution No. 3267** approving a Final Site Plan for a tenant finish for Mission Farms – Elite Cycling, located on the northeast corner of I-435 Highway and Mission Road. (PC Case # 48-09) *[From the August 25, 2009 Planning Commission meeting]* - **Approved**
- J. **Resolution No. 3268** approving a Sign Plan for Johnson County Pioneer Library, located on the northwest corner of Town Center Drive and Roe Avenue (PC Case # 50-09) *[From the August 25, 2009 Planning Commission meeting]* - **Approved**
- K. Police Department Monthly Report
- L. Fire Department Monthly Report
- M. Municipal Court Monthly Report

8. MAYOR’S REPORT

9. COUNCILMEMBERS’ REPORT

10. STAFF REPORT

COMMITTEE RECOMMENDATIONS

11. PLANNING COMMISSION

[From the July 28, 2009 Planning Commission meeting]

- A. **Ordinance No. 2411** amending § 16-4-3, of the Leawood Development Ordinance [LDO], pertaining to Special Use Provisions (PC Case # 37-09) [Roll Call Vote] - **Passed**

[From the August 25, 2009 Planning Commission meeting]

- B. **Ordinance No. 2412** amending § 16-4-12, of the Leawood Development Ordinance [LDO], pertaining to Wireless Communication Towers and Antennae (PC Case # 38-09) [Roll Call Vote] - **Passed**
- C. **Resolution No. 3269** approving a Revised Final Site Plan for the replacement of an emergency generator located at Fire Station No.1, at 9605 Lee Boulevard (PC Case # 47-09) - **Approved**
- D. **Resolution No. 3270** approving a Final Site Plan for a tenant finish for Mission Farms – Office Expansion, located on the northeast corner of I-435 Highway and Mission Road (Case 46-09) - **Approved**
- E. **Ordinance No. 2413** amending § 16-2-10, of the Leawood Development Ordinance [LDO], Architecture/Construction Standards, pertaining to asphalt shingles within commercial districts (PC Case 51-09) [Roll Call Vote] - **Passed**
- F. **Ordinance No. 2414** amending Section 16-4-9.3 of the Leawood Development Ordinance [LDO], entitled, ‘General Requirements’ pertaining to PVC coated chain link fences installed with split rail wood fences - **Passed**
- G. Ordinance amending § 16-4-1, Leawood Development Ordinance [LDO], Accessory Uses, of the, pertaining to generators (PC Case # 20-09) [Roll Call Vote] **REMANDED TO THE PLANNING COMMISSION**

12. OLD BUSINESS

***13. OTHER BUSINESS**

- A. Discussion of construction process for the proposed Justice Center

14. NEW BUSINESS

- A. **Ordinance No. 2415C** amending Chapter 1, Article 8, of the Code of the City of Leawood, 2000, by adding a new section 1-847 through 1-850, establishing an American Recovery & Reinvestment Act [ARRA] of 2009 Fund - **Passed**
- B. Schedule a Governing Body Executive Session on Monday, September 21, 2009, immediately following the regular meeting to discuss matters related to attorney-client privilege - **Approved**

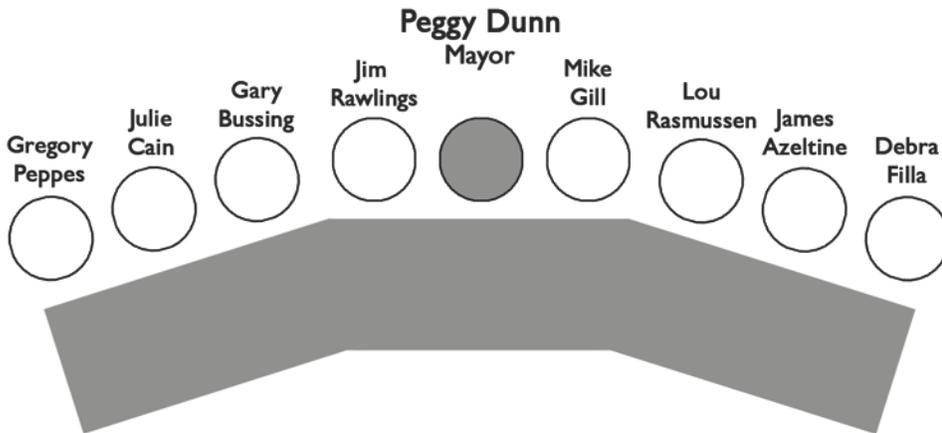
- C. Schedule a Governing Body Work Session on Monday, December 21, 2009, at 6:00 P.M., to discuss the establishment of a Community Improvement District [CID] Policy for redevelopment - **Approved**

DATE	TIME	SUBJECT	LOCATION
September 21	6:00 P.M.	Front Yard Accessory Uses	Main Conf. Room
September 21	After regular meeting	Personnel matter; City Administrator's 6-month review	Main Conf. Room
September 28	6:30 P.M.	TDD for One Nineteen Development Project [119 & Roe Avenue]	Main Conf. Room
October 5	6:00 P.M.	Recycle Bins at area schools	Main Conf. Room
November 2	6:00 P.M.	Transportation Development District [TDD] financing for Park Place Improvement District	Main Conf. Room
November 16	6:00 P.M.	**Transportation Development District [TDD] financing for Park Place Improvement District	Main Conf. Room
December 7	6:00 P.M.	Discuss Informational Signs	Main Conf. Room

****If needed**

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:** $\frac{3}{4}$ 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:** $\frac{2}{3}$ majority of membership of Governing Body [6]

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