

# CITY OF LEAWOOD GOVERNING BODY MEETING AGENDA

Monday, October 6, 2003  
Council Chamber  
4800 Town Center Drive  
Leawood, KS 66211  
7:30 P.M.

OCTOBER						
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NOVEMBER						
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(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      Fire Prevention Week, October 5-11, 2003  
Double Tenth Day, October 10, 2003**

**5. PRESENTATIONS/RECOGNITIONS**

**6. SPECIAL BUSINESS**

**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. Approval of Appropriation Ordinance Nos. 983 & 984
- B. Accept Minutes of the September 2, 2003, Governing Body meeting
- C. Accept Minutes of the September 15, 2003, Governing Body meeting
- D. Accept Minutes of the September 16, 2003, Special Call Governing Body meeting
- E. Accept Minutes of the September 10, 2003, Public Works Committee meeting
- F. Accept Minutes of the April 9, 2003, Public Works Committee meeting

- G. Accept Minutes of the August 15, 2003, Stormwater Committee meeting
- H. Accept Minutes of the July 18, 2003, Stormwater Committee meeting
- I. Accept Minutes of the August 12, 2003, Historic Commission meeting
- J. Accept Minutes of the August 26, 2003, Arts Council meeting
- K. Mayoral Appointment of Councilmembers to Regional Council Gezer, Israel Sister City Committee
- L. Consideration of bid award for the Oxford School Renovation Project
- M. Approve purchase in the amount of \$78,235.00, from Vermont Systems Recreation and Parks Software for the Parks & Recreation Department *[This is a 2003 budgeted item]*
- N. Approve purchase in the amount of \$4,345.00, from Belson Outdoors Inc., for a Bar-B-Que grill to be used by the Parks & Recreation Department
- O. Resolution approving and authorizing the Mayor to execute an Independent Contractor Agreement in the amount of \$1,960.00, to Vinyard Entertainment Group, Inc., pertaining to the Freaky Fall Fest to be held on October 17, 2003, at the Leawood City Park, 10601 Lee Boulevard
- P. Resolution approving and authorizing the Mayor to execute a Utility Agreement between the City and Kansas City Power & Light [KCPL] for an amount not to exceed \$441,557.57, to relocate facilities pertaining to the Cornerstone Benefit District Project, 135<sup>th</sup> & Nall Avenue [CIP # 191]
- Q. Resolution approving and authorizing the Mayor to execute a Grant Agreement in the amount of \$2,000.00, between the City and Board of County Commissioners [BOCC] [Johnson County Heritage Trust Fund] providing financial assistance for the furnishings for the Oxford Schoolhouse Project
- R. Resolution approving a Final Site Plan for Covenant Chapel Church, Phase II, located at 13300 Kenneth Road *[from the August 26, 2003, Planning Commission meeting]*  
***Staff Comment: Planning Staff's recommendation for this project was for the applicant to change the proposed roofing material from standing seam metal to an architectural shingle, as shown on the approved Preliminary Plan. The Planning Commission removed this stipulation from their recommendation. The Planning Staff does not agree with the action of the Planning Commission. If the Governing Body concurs with the Planning Staff, then this item should be removed from the Consent Agenda and placed under Planning Commission Recommendation; Section 11.***
- S. Resolution approving a Final Plat and Final Plan for Parkway Plaza-East, located on the northwest corner of 135<sup>th</sup> Street & Roe Avenue *[from the August 26, 2003, Planning Commission meeting]*  
***Staff Comment: Planning Staff's recommendation for this project was for the applicant to amend the condominium elevations to provide additional stone and less stucco in order to provide for a more quality appearance. The Planning Commission removed this stipulation from their recommendation. The Planning Staff does not agree with the action of the Planning Commission. If the Governing Body concurs with the Planning Staff, then this item should be removed from the Consent Agenda and placed under Planning Commission Recommendation; Section 11.***

- T. Resolution approving a Final Plat and Final Plan for Parkway Plaza-West, located on the northwest corner of 135<sup>th</sup> Street & Briar *[from the August 26, 2003, Planning Commission meeting]*  
*Staff Comment: Planning Staff's recommendation for this project was for the applicant to amend the condominium elevations to provide additional stone and less stucco in order to provide for a more quality appearance. The Planning Commission removed this stipulation from their recommendation. The Planning Staff does not agree with the action of the Planning Commission. If the Governing Body concurs with the Planning Staff, then this item should be removed from the Consent Agenda and placed under Planning Commission Recommendation; Section 11.*
- U. Resolution approving a Final Site Plan for Hallbrook Country Club Pool House Addition, located at 11300 Overbrook Road *[from the September 23, 2003, Planning Commission]*
- V. Resolution approving a Final Site Plan for Church of the Resurrection private drive, located south of 137<sup>th</sup> Street and east of Nall Avenue *[from the September 23, 2003, Planning Commission meeting]*
- W. Request to recommend to Public Works Committee regarding improving bike path from 148<sup>th</sup> Street north to the entrance of Ironwoods Park for pedestrian use, as requested by the Pavilions of Leawood Homes Association
- X. Declaration of surplus property [various office equipment] from Fire Department

**8. MAYOR'S REPORT**

**9. COUNCILMEMBERS' REPORT**

**10. STAFF REPORT**

**COMMITTEE RECOMMENDATIONS**

**11. PLANNING COMMISSION**

*[from the August 26, 2003, Planning Commission meeting]*

- A. Ordinance approving a Special Use Permit [SUP] for a sales trailer for Tuscany Reserve, located at 137<sup>th</sup> Street & Canterbury [Roll Call Vote]
- B. Ordinance approving a Preliminary Site Plan and Final Site Plan for Villas of Whitehorse, Lots 38 and 39, located north of 151<sup>st</sup> Street and east of Nall Avenue [Roll Call Vote]
- C. Ordinance approving a Preliminary Site Plan for Pet Suites of Kansas City, located on the southeast corner of 143<sup>rd</sup> Street and Overbrook Road, within the Bi-State Business Park [Roll Call Vote]

**12. PUBLIC WORKS COMMITTEE**

*[from the September 10, 2003, Public Works Committee meeting]*

Recommendation of request for Traffic Calming devices on 85<sup>th</sup> Terrace between State Line Road and Lee Boulevard

**13. OLD BUSINESS**

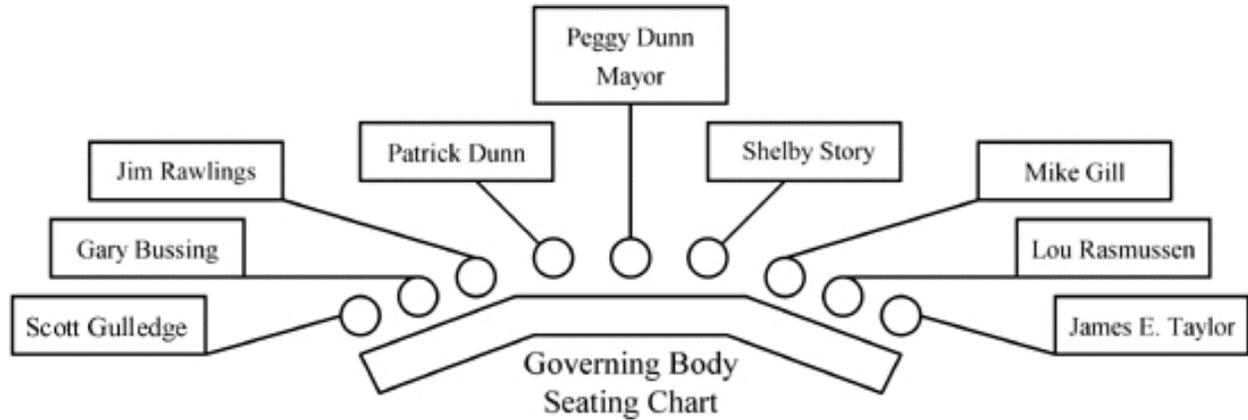
**14. NEW BUSINESS**

- A. Approve Change Order No. 3, in the amount of \$10,172.00, to Zimmerman Construction Company, Inc., pertaining to the Fire Station No. 2 Remodeling Project, located at 12701 Mission Road [CIP # 150]
- B. Approve Change Order No. 1, in the amount of \$108,164.32, to Walton Construction Company, pertaining to the construction of Briar Street between 135<sup>th</sup> Street and 137<sup>th</sup> Street, construction of improvements to 135<sup>th</sup> Street from immediately east of Briar Street to Nall Avenue and construction of improvements to 137<sup>th</sup> Street between Briar Street and Nall Avenue [Church of the Resurrection] [CIP # 191]
- C. Approve Change Order No. 2, in the amount of \$190,532.00, to Walton Construction Company, for landscaping pertaining to the construction of Briar Street between 135<sup>th</sup> Street and 137<sup>th</sup> Street, construction of improvements to 135<sup>th</sup> Street from immediately east of Briar Street to Nall Avenue and construction of improvements to 137<sup>th</sup> Street between Briar Street and Nall Avenue [Church of the Resurrection] [CIP # 191]
- D. Resolution adopting a Purchasing Policy for the City of Leawood, Kansas
- E. Ordinance amending Sections 1-306 entitled Duties and 1-307 entitled Powers, of Article 3 of Chapter 1 of the Code of the City of Leawood, 2000, pertaining to the duties and powers of the City Administrator, and repealing existing Sections 1-306 and 1-307 [Roll Call Vote]
- F. Ordinance amending Section 1-406 of Article 4 of Chapter 1 of the Code of the City of Leawood, 2000, entitled City Treasurer pertaining to the authority of the City Administrator, and repealing existing Section 1-406 [Roll Call Vote]

**15. OTHER BUSINESS**

**ADJOURN**

## Mayor and City Council



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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.

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### 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.