

AGENDA

OLATHE CITY COUNCIL

REGULAR SESSION

COUNCIL CHAMBER

100 EAST SANTA FE

Tuesday, September 6, 2016

6:00 p.m.

1. OLATHE CITY COUNCILMEMBERS WILL PREVIEW THE CITY WEBSITE UPDATE IN THE CITY OF GOVERNORS ROOM – 6:00 P.M.

2. CALL TO ORDER

3. EXECUTIVE SESSION – 6:30 P.M.

Consideration of motion to recess into an executive session under the real property acquisition and attorney/client privilege exceptions to the Kansas Open Meetings Law to discuss the following items.

A. Discussion of the acquisition of property in west Olathe. (Ron Shaver)

B. Discussion of matters with the city attorney deemed privilege in the attorney/client relationship pertaining to a development agreement. (Ron Shaver)

4. RECONVENE FROM EXECUTIVE SESSION

5. BEGIN TELEVISED SESSION – 7:00 P. M.

6. PLEDGE OF ALLEGIANCE

7. SPECIAL BUSINESS

A. Proclamation designating September 15 - October 15, 2016, as “National Hispanic Heritage Month. (Karen Hoven)

8. CONSENT AGENDA

The items listed below are considered to be routine by the City Council and may be approved in one motion. There will be no separate discussion unless a Councilmember requests that an item be removed from the consent agenda and considered separately.

A. Consideration of Council meeting minutes of August 16, 2016. (Dianna Wright/Tracy Howell)

- B. Consideration of private club and drinking establishment license applications for Brickyard Tavern and Main Event Entertainment. (Dianna Wright/Tracy Howell)
- C. Consideration of cereal malt beverage license applications for Main Event Entertainment and 7-Eleven Store #35788A. (Dianna Wright/Tracy Howell)
- D. Consideration for Resolution No. 16-1071, SU-16-007, requesting a special use permit for a telecommunications facility located in the vicinity of 171st Street and Hedge Lane. Owner: Hedge 175 Associates, LLC/Block Real Estate Services, LLC. Applicant: Curtis Holland/Polsinelli PC. Engineer: Tom Smith/Shafer, Kline and Warren, Inc. Planning Commission recommends approval 8-0. (Dave Knopick/Amy Kynard)
- E. Consideration of the Consent Calendar. (Mary Jaeger/Celia Duran)
- F. Consideration of a Professional Services Agreement with HNTB Corporation for the design of I-35 and 119th Street Interchange Preliminary Engineering Project, PN 3-C-026-16. (Mary Jaeger/Celia Duran)
- G. Consideration of Resolution No.16-1072 authorizing the 151st Street and Mur-Len Road Geometric Improvements with Signal Project, PN 3-C-105-12; and repealing Resolution No. 12-1020. (Mary Jaeger/Celia Duran)
- H. Consideration of Supplemental Agreement No. 1 with Affinis Corp for professional engineering services for the 151St Street and Mur-Len Road Geometric Improvements with Signal Project, PN 3-C-105-12. (Mary Jaeger/Celia Duran)
- I. Reallocation of 2016 Street Preservation Program Funding for design of 2017 Street Preservation and Reconstruction Projects, PN 3-P-000-16. (Mary Jaeger/Celia Duran)
- J. Consideration of Resolution No. 16-1073 adopting the City's Investment and Cash Management Policy. (Dianna Wright)
- K. Consideration of business expense statements for the City Manager and Council Members to tour Libraries in Colorado Springs, CO, Los Angeles and San Francisco, CA, August 8-11, 2016. (Brenda Long)
- L. Consideration of authorization for the City Manager, Michael Wilkes, to travel to Pittsburg, Kansas, for a Leagues of Kansas Municipalities board meeting, September 15 and 16, 2016. (Brenda Long)
- M. Consideration of adoption of Master Plans for Cedar Lake, Lake Olathe, and Cedar Creek Trail. (Michael Meadors)

9. NEW BUSINESS – PLANNING

- A. Consideration for Ordinance No. 16-44, VAC-16-004, for a vacation of a utility easement located at 1160 and 1220 West 149th Street. Owner: MD Holdings II, LLC. Applicant: True North Management Services. Engineer: Kenneth Graham/Multatech. Planning Commission recommends approval 8-0. (Dave Knopick/Dan Fernandez)

Action needed: Consider motion to concur and approve, modify or deny (5 positive votes required) or return to Planning Commission.

- B. Consideration of a final plat (P-16-023) for Lone Elm Industrial Park, containing 1 lot on 2.39± acres located at 1160 and 1220 West 149th Street. Owner: Charles Newhouse & Steven Myers/True North Properties II, LLC. Applicant: Kevin Combs/Insight Commercial. Engineer: Kenneth Graham/Multatech. Planning Commission recommends approval 8-0. (Dave Knopick/Dan Fernandez)

Action needed: Consider motion to concur and approve, modify or deny (5 positive votes required) or return to Planning Commission.

10. NEW BUSINESS – ADMINISTRATION

- A. Consideration of Ordinance No. 16-45 authorizing the issuance of taxable industrial revenue bonds, Series 2016, not to exceed \$30,000,000 to provide funds to construct and equip a distribution facility for Garmin International, Inc. located at One Garmin Way (Parking Garage). (Dianna Wright) **TENTATIVE**

Action needed: Consider motion to approve or deny.

- B. Consideration of Ordinance No. 16-46 amendments to Sections 3.100.010, 3.100.020, 3.100.060 and 3.100.090 of the Olathe Municipal Code pertaining to procedures related to the Insurance Proceeds Fund. (Ron Shaver/Daniel Yoza).

Action needed: Consider motion to approve or deny.

11. NEW CITY COUNCIL BUSINESS

12. END OF TELEVISED SESSION

13. GENERAL ISSUES AND CONCERNS OF CITIZENS

14. CONVENE FOR PLANNING SESSION

Reports are prepared for informational purposes and will be accepted as presented. There will be no separate discussion unless a Councilmember requests that a report be removed and considered separately.

A. REPORTS

1. Report on a proposed resolution allowing the hunting of deer with bow and arrow for the 2016-2017 season as part of Olathe's Urban Deer Management Program. (Steve Menke/Mike Butaud)
2. Report on the status of the Environmental Laboratory Project, P.N. 6-C-011-12. (Mary Jaeger/Celia Duran)
3. Report on proposed amendments to O.M.C. Title 9 pertaining to possession of alcohol by a minor, theft, and breach of privacy. (Ron Shaver/Daniel Yoza)
4. Report on proposed charter ordinance and fee resolution pertaining to court costs and fees of the Olathe Municipal Court. (Katie McElhinney/Kristi Orbin)

15. ADDITIONAL ITEMS

16. ADJOURNMENT