

AGENDA
OLATHE CITY COUNCIL
REGULAR SESSION
COUNCIL CHAMBER
100 EAST SANTA FE
Tuesday, March 15, 2016
6:15 p.m.

1. CALL TO ORDER

2. EXECUTIVE SESSION – 6:15 P. M.

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

- A. Discussion of matters pertaining to a development agreement and property acquisition. (Ron Shaver/Chris Grunewald)
- B. Discussion of matters pertaining to potential litigation involving a provision of the Olathe Municipal Code. (Ron Shaver)

3. RECONVENE FROM EXECUTIVE SESSION

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

5. PLEDGE OF ALLEGIANCE

6. SPECIAL BUSINESS

- A. Presentation of AAA Community Traffic Safety Gold Award to the Police Department Traffic Unit. (Karen Hooven)
- B. Consideration of Resolution No. 16-1023 reappointing members to the Parks & Recreation Foundation Board. (Karen Hooven)
- C. Consideration of Resolution No. 16-1024 reappointing members to the Street Maintenance Sales Tax Finance Oversight Committee. (Karen Hooven)

7. PUBLIC HEARINGS

- A. Consideration of Resolution No. 16-1025 establishing a Master Resolution expressing intent to issue Industrial Revenue bonds in one or more series and tax abatement on behalf of Opus Development Corporation, LLC for the establishment of an industrial park located at the southeast corner of Old 56 Highway and Lone Elm Road. (Dianna Wright)

Action needed: Consider motion to approve or deny.

- B. Consideration of a Public Hearing on a request by Opus Development Corporation, LLC for issuance of industrial revenue bonds and tax abatement for a new distribution facility under the Master Resolution for the Opus 56/Lone Elm business Park (Project #1). (Dianna Wright)

Action needed: Consider motion to close hearing.

- C. Consideration of Resolution No. 16-1026 expressing intent to issue industrial revenue bonds and tax abatement on behalf of Opus Development Corporation, LLC for issuance of industrial revenue bonds and tax abatement for a new distribution facility under the Master Resolution for the Opus 56/Lone Elm business park (Project #1). (Dianna Wright)

Action needed: Consider motion to approve or deny.

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 March 1, 2016. (Dianna Wright/Tracy Howell)
- B. Consideration of drinking establishment license applications for Red Robin and Smashburger. (Dianna Wright/Tracy Howell)
- C. Consideration of business expense statement for City Manager, Michael Wilkes, for expenses incurred to attend the National League of Cities Congressional Cities Conference in Washington, D.C. March 6 – 9, 2016. (Brenda Long)
- D. Consideration of a final plat (P-15-054) for Stonebridge Park 4th Plat containing 35 lots and 2 tracts on 20.6± acres; located in the vicinity of 167th Street and Black Bob Road. Owner/Applicant: Thomas Langhofer/Fairfield at Heritage Park, LLC. Engineer: Todd Allenbrand/Payne and Brockway. Planning Commission recommends approval 8-0. (Dave Clements/Sean Pendley)
- E. Consideration of a final plat (P-16-001) for Old 56 Highway and Lone Elm Commerce Center containing 2 lots and 2 tracts on 22.95± acres; located at the southeast corner of Old US-56 Highway and Lone Elm Road. Owner: Richard and Dala Winders/Apple-Bay East, Inc. Developer: Joe Downs/OPUS Development Co., LLC. Engineer: Judd D. Claussen/Phelps Engineering, Inc. Planning Commission recommends approval 8-0. (Dave Clements/Dan Fernandez)
- F. Consideration of the Consent Calendar. (Mary Jaeger/Celia Duran)

- G. Consideration of an Inter-local Agreement with the Board of County Commissioners of Johnson County, Kansas for 2016 County Assistance Road System (CARS) funding of street projects. (Mary Jaeger/Celia Duran)
- H. Consideration of a Professional Services Agreement with Schlagel & Associates, P.A. for design of the Shadow Circle Curb Replacement and Street Improvement Project, PN 3-P-009-16. (Mary Jaeger/Celia Duran)
- I. Consideration of Resolution No. 16-1027 authorizing funding for the Santa Fe Street & Ridgeview Road Geometric Improvements Project, PN 3-C-083-15. (Mary Jaeger/Celia Duran)
- J. Consideration of Resolution No. 16-1028 authorizing funding for the Traffic Signal Project, PN 3-C-004-13. (Mary Jaeger/Celia Duran)
- K. Consideration of Resolution No. 16-1029 authorizing funding for the Advanced Transportation Management System (ATMS) Replacement and Repair Project, PN 3-C-037-16. (Mary Jaeger/Celia Duran)
- L. Consideration of Resolution No. 16-1030 in support of the Mid-America Regional Council (MARC) funding applications and candidate projects. (Mary Jaeger/Celia Duran)
- M. Consideration of Resolution No. 16-1031 authorizing funding for the Kansas City Power & Light (KCP&L) Street Light Buyout Project, PN 3-C-009-13. (Mary Jaeger/Celia Duran)
- N. Acceptance of bid and consideration of award of contract to Hackney Emergency Vehicles, Inc., for the purchase and replacement of one (1) International Hackney fire apparatus for the Fire Department. (Jeff DeGraffenreid/Stephanie Creed)
- O. Consideration of renewal of contract with Gerken Rent-All for portable toilet rental services for the Parks Department and for special City events. (Michael Meadors/Stephanie Creed)

9. NEW BUSINESS – PLANNING

- A. Consideration of Ordinance 16-14 (VAC-16-001) for a vacation of right-of-way at Garmin located at 151st Street and Ridgeview Road. Owner: City of Olathe. Applicant/Engineer: Judd Claussen/Phelps Engineering, Inc. Planning Commission recommends approval 8-0. (Dave Clements/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 Ordinance 16-15 (VAC-16-002) for a vacation of waterline easement at 1200 E. 151st Street (Garmin International). Owner: City of Olathe. Applicant/Engineer: Judd Claussen/Phelps Engineering, Inc. Planning Commission recommends approval 8-0. (Dave Clements/Dan Fernandez)

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

- C. Consideration of Ordinance 16-16 to adopt the 2015 Annual Update to the City of Olathe Comprehensive Plan, *PlanOlathe* (CPA-15-01). Planning Commission recommends approval 8-0. (Dave Clements/Amy Kynard)

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

- D. Consideration of Ordinance 16-17 to adopt amendments (2015 Annual Update) to Title 18 Unified Development Ordinance (UDO-15-001). Planning Commission recommends approval 8-0. (David Clements)

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

10. NEW CITY COUNCIL BUSINESS

11. END OF TELEVISED SESSION

12. GENERAL ISSUES AND CONCERNS OF CITIZENS

13. 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 regarding Fire Department re-accreditation activities. (Jeff DeGraffenreid)
2. Report on Public Art Policy. (Michael Meadors/Ron Shaver)
3. Report on the I-35 & 119th Street Interchange Improvements Preliminary Engineering Project, PN 3-C-026-16. (Mary Jaeger/Celia Duran)
4. Report on the 143rd Street & Black Bob Road Geometric Improvements Project; PN 3-C-035-16. (Mary Jaeger/Celia Duran)
5. Report on Downtown Trash Enclosure Project. (Mary Jaeger/Alan Shorthouse)

B. DISCUSSION ITEMS

1. Discussion of the Lake Olathe and Cedar Lake Master Plan. (Michael Meadors/Michael Latka) **(45 mins)**
2. Discussion on the status of the Environmental Laboratory Project, PN 6-C-011-12. (Mary Jaeger/Celia Duran) **(20 mins)**
3. Fire Department Activities and Initiatives. (Jeff DeGraffenreid) **(15 mins)**

14. ADDITIONAL ITEMS

15. ADJOURNMENT