

City Council Action Summary – December 7, 2009

- Held public hearing on 2009 Comprehensive Plan – Proposed Comprehensive Plan Updates.
- Presentation of Community Rating System Plaque to City of Overland Park by the Federal Emergency Management Agency.
- Recognition of Employees Years of Service – Daniel Miller, 25 Years of Service – Public Works Department and David Moore, 25 Years of Service – Police Department.
- Approved New Appointment to the Legacy of Greenery Committee of Wade Thomason – Term October 3, 2009 to October 3, 2011.
- Approved Reappointments to the Legacy of Greenery Committee: Janie Thacker – Term October 18, 2009 to October 18, 2011; AliceLee Hollister, Term November 7, 2009 to November 7, 2011; Donna Thellman – Term November 7, 2009 to November 7, 2011; Linda Patterson – Term November 7, 2009 to November 7, 2011; and Robert Dalton – Term November 7, 2009 to November 7, 2011.
- Approved New Appointments to the Downtown Business Improvement District Advisory Board: Rylund Foster – Term November 1, 2009 to November 1, 2011; and Kim Bruns – Term November 1, 2008 to November 1, 2010.
- Approved Reappointment to the Downtown Business Improvement District Advisory Board: Dale Griffin – Term November 1, 2009 to November 1, 2011.
- Approved Reappointments to the Code Board of Appeals: Robert P. Frankovic – Term December 1, 2009 to December 1, 2012; Donald R. Pearce – Term December 1, 2009 to December 1, 2012; and Darrell Stein – Term December 1, 2009 to December 1, 2012.
- Approved New Appointments to the Arts and Recreation Foundation of Overland Park Board of Directors: Jay Power – Term January 1, 2010 to December 31, 2012; and Todd A. Roberts – Term January 1, 2010 to December 31, 2012.
- Approved Reappointments to the Arts and Recreation Foundation of Overland Park Board of Directors: Karan Baucom – Term November 1, 2009 to December 31, 2012; and Kelly Jackson – Term November 1, 2009 to December 31, 2012.
- Approved Reappointments to the Municipal Employees Pension Plan Board of Trustees: Robert E. Eisler, Jr. - Term December 9, 2009 to December 7, 2010; and Renee Charpie – Term December 9, 2009 to December 7, 2010.
- Approved the following Consent Agenda items:

PUBLIC WORKS

Committee Items:

- 1) Stanley Storm Drainage Flood Control Project – 151st Terrace and Metcalf
- 2) Select Consultant and Authorization to Negotiate Contract with BHC Rhodes for design engineering services for the 98th Street and Pawnee Storm Sewer Repair Project.
- 3) 2011 Neighborhood Streets Reconstruction Program for 91st Street from Antioch to U.S. 69; and Area 15 (Johnson Hills Subdivision) 93rd Terrace to 94th Terrace, Glenwood to Lamar.

Staff Items:

- 1) Resolution No. 3785 – Setting forth findings and determinations of the Governing Body on the advisability of the creation of an improvement district for the construction of Antioch and Shannon Valley/Executive Hills South intersection improvements (Improvement District No. 09-197).
- 2) Resolution No. 3786 – Authorizing and providing for the creation of an improvement district for the construction of Antioch and Shannon Valley/Executive Hills South intersection improvements (Improvement District No. 09-197).

FINANCE, ADMINISTRATION AND ECONOMIC DEVELOPMENT

Committee Items:

- 1) 2010 Special Alcohol Control Funds for grants totaling \$700,000 to various agencies and programs to provide services directed to education, prevention and treatment of drug and alcohol abuse.
- 2) Selection of the renewal proposal from UnitedHealth Care as a Stop Loss Insurance provider for the City's 2010 Self-Insured Group Health Benefit Plan, which includes individual stop loss coverage of \$175,000 and a 9.9 percent increase in premiums over the 2009 plan.
- 3) Waived Selection Process and approved agreement with Thomas A. Fields for renewal of public defender services in the amount of \$78,000.
- 4) 2010 Calendar of Meetings
- 5) First Amendment Renewal Agreement with Alternatives, Inc., for provision of Employee Assistance Program services.

Staff Items:

- 1) Council minutes for October 19, November 2, and November 9, 2009.
- 2) Expenditure Ordinance No. 11A – Outlining the expenditures from the General Operating Fund for October 28 through November 10, 2009.
- 3) Expenditure Ordinance No. 11B – Outlining the expenditures from the General Operating Fund for November 11 through November 24, 2009.
- 4) Capital Projects Expenditure Ordinance No. 11C – Outlining the expenditures from the Capital Projects Fund for November 12 through November 18, 2009.
- 5) Capital Projects Expenditure Ordinance No. 11D – Outlining the expenditures from the Capital Projects Fund for November 19 through November 25, 2009.
- 6) Capital Projects Expenditure Ordinance No. 12A – Outlining the expenditures from the Capital Projects Fund for November 26 through December 2, 2009.
- 7) Applications for New Drinking Establishment Licenses:
 - a) Cheddars of Overland Park, L.L.C., d/b/a Cheddar's Casual Cafe, 11865 W. 95th Street, Danna DeVilbiss, manager.
 - b) MMG Kansas, L.L.C., d/b/a Chili's Grill and Bar, 7001 W. 119th Street, Christopher Fruin, manager.
- 8) Applications for Renewal of Drinking Establishment Licenses:
 - a) DIOP holdings, Inc., d/b/a Drury Inn and Suites Overland Park, 10963 Metcalf, Curt David Cerise, manager.
 - b) Real Wing, Inc., d/b/a Buffalo Wild Wings Grill and Bar, 13749 Metcalf, Michael L. Scott, new manager.
- 9) Applications for Renewal of Drinking Establishment Licenses Contingent on Receiving State Licenses:
 - a) Carrabba's Midwest, Inc., General Partner of Carrabba's Midwest-I, LP, d/b/a Carrabba's Italian Grill, 10586 Metcalf, Michael Schaefer, manager.
 - b) Chipotle Mexican Grill of Kansas, L.L.C., d/b/a Chipotle Mexican Grill, 7040 W. 135th Street, Dustin Allen Armon, new manager.
 - c) Cool Change, Inc., d/b/a JJ's Cool Change, 9820 W. 87th Street, Susan Flaskerus, manager.
 - d) Jock's, Inc., d/b/a Jock's Sports Bar, 9103 Elmhurst, Sandra Baltzell, manager.
 - e) Mimi's Cafe Kansas, Inc., d/b/a Mimi's Cafe, 8301 W. 135th Street, Timothy M. Allen, manager.
 - f) Overland Park Inn, Inc., d/b/a Holiday Inn Hotel and Suites, 10920 Nall, Joseph V. Behrman, manager.
 - g) River City Food Company 880 of Kansas, L.L.C., d/b/a BD's Mongolian Barbeque, 11836 W. 95th Street, Chris Cozzi, manager.
- 10) Applications for Renewal of Cereal Malt Beverage Licenses:

- a) Anthony J. Scudiero, d/b/a Villa Capri Restaurant, 8126 Floyd, Anthony J. Scudiero, manager.
 - b) CEC Entertainment, Inc., d/b/a Chuck E. Cheese's, 10510 Metcalf, Eric Guerrero, new manager.
 - c) Cosentino Group, Inc., a Kansas Corporation, d/b/a Cosentino's Price Chopper, 7418 W. 119th Street, John M. Cosentino, manager.
 - d) Four B Corp, d/b/a Hen House, 6900 W. 135th Street, Richard Wickwire, manager.
 - e) Four B Corp, d/b/a Price Chopper, 7000 W. 75th Street, Rama Lackey, new manager.
 - f) Four B Corp, d/b/a Hen House, 11930 College Boulevard, Connie Hook, manager.
 - g) Golf Operations Management, Inc., d/b/a Overland Park Golf Club Grill, Timothy B. Eleeson, manager.
 - h) Golf Operations Management, Inc., d/b/a Overland Park Golf Club Westlinks, 12751 W. 127th Street, Timothy B. Eleeson, manager.
 - i) Herbert Don Grimes, d/b/a Blue Valley Recreation Commission, 9701 W. 137th Street, Herbert Don Grimes, manager.
 - j) Hy-Vee, Inc., d/b/a Hy-Vee Food and Drug Store No. 1, 11552 W. 95th Street, Russell Johnson, manager.
 - k) Hy-Vee, Inc., d/b/a Hy-Vee Food and Drug Store No. 2, 8900 W. 135th Street, Randy Ohm, manager.
 - l) Hy-Vee, Inc., d/b/a Hy-Vee Food and Drug Store No. 3, 6801 W. 91st Street, Lisa K. Michel, manager.
 - m) KMart Corporation, d/b/a Big KMart No. 4443, 9401 Metcalf, Sandra Ellsworth, manager.
 - n) McKeever Enterprises, Inc., d/b/a Price Chopper, 11700 W. 135th Street, Alan McKeever, manager.
 - o) MGMCO, Inc., d/b/a St. Andrews Golf Club, 11099 W. 135th Street, Curt Nelson, manager.
 - p) Nordstrom Restaurant Kansas, Inc., d/b/a Cafe Nordstrom, 11143 W. 95th Street, Nia Nicole Thomas, manager.
 - q) Queen Enterprises, L.L.C., d/b/a Queen's Price Chopper No. 6, 7201 W. 151st Street, Barry D. Queen, manager.
 - r) QuikTrip Corporation, d/b/a QuikTrip No. 157, 7400 W. 63rd Street, Timothy O. Heuback, manager.
 - s) QuikTrip Corporation, d/b/a QuikTrip No. 203, 7681 W. 151st Street, Timothy O. Heuback, manager.
 - t) QuikTrip Corporation, d/b/a QuikTrip No. 240, 11902 Riley, Timothy O. Heuback, manager.
 - u) QuikTrip Corporation, d/b/a QuikTrip No. 243, 9200 Santa Fe, Timothy O. Heuback, manager.
 - v) Star Fuel Centers, Inc., d/b/a Star Fuel Centers, Inc., 11350 W. 135th Street, David A. Selph, manager.
 - w) Target Store T-1757, d/b/a Super Target, 12200 Blue Valley Parkway, Ivailo Grigorov, new manager.
- Approved Letter of Understanding for the Utility Assistance Program for the Johnson County Department of Human Services and Aging for income-eligible Overland Park citizens, for a grant in the amount of \$30,000.
 - Approved Letter of Understanding for Emergency Assistance Program for the Johnson County North-Central Multi-Service Center for income-eligible Overland Park citizens, for a grant in the amount of \$10,000.
 - Reported Abatement of Unsafe and Dangerous Structure at 8430 Lamar and closed unsafe structure action.
 - Approved Resolution No. 3789, declaring the eligibility of the City to submit an application to the Kansas Department of Transportation for use of transportation enhancement funds set forth by the Federal Transportation Equity for the 21st Century for the Turkey Creek Bicycle and Pedestrian Trail Project in Overland Park and authorizing Mayor Carl Gerlach to sign the application.
 - Rejected bid tabulations for 2010-2012 Arboretum Leased Utility Carts and combined the utility cart request with the bid from the Golf Division.
 - Approved bid tabulation from M&M Golf Cars, L.L.C. for 220 four-wheel golf carts, 2 shuttle carts, 29 four-wheel utility carts and 2 beverage carts for the Golf and Arboretum Divisions, in a one-year lease amount of \$165,763.82.
 - Approved one westbound left-in only median break for Prairiefire at LionsGate, 135th Street and Lamar, subject to closure in the future should safety concerns develop and subject to a stipulation that if signalization is needed at this location, the cost be paid for by the owner of the property served by the median opening.
 - Approved bid tabulation from K&W Underground Communications for 2009 OPTCS communications expansion project, along Santa Fe from 75th Street to Shawnee Mission Parkway and along 95th Street from Lowell to Mission, in the amount of \$606,529.22.
 - Approved agreement with George Butler Associates, Inc., for operation of an Internet Web Site for the Kansas City Metro Materials Board's use in verifying the quality of concrete materials in municipal projects in an amount not to exceed \$132,000 over a three-year period of time from January 1, 2010, through December 31, 2012.
 - Approved Supplemental Agreement No. 7 with DLR Group, Inc., for additional engineering services for the Overland Park Youth Soccer Park for a fee not to exceed \$11,540.

- Approved bid tabulation for 2010 Quantitative Purchase of Stationery from Envelopment Man Plus, in the amount of \$4,999.18.
- Approved bid tabulation for 2009 Family Survival Kit from Minuteman Press, in the amount of \$5,347.65.
- Approved the following Planning Commission Consent Agenda items:
 - 1) Special Event Permit No. 2009-500 – 10103 Metcalf, from December 7, 2009, through January 8, 2010, to allow a holiday lighting ceremony and detached signs.
 - 2) Special Event Permit No. 2009-502 – 13200 Nall, to allow multiple banners for an extended period of time throughout 2010 for Kansas City Christian School.
 - 3) Special Event Permit No. 2009-515 – 7810 West 151st Street, to allow a refrigerated storage trailer from November 30, 2009, through January 31, 2010, for Dunkin Donuts.
 - 4) Special Event Permit No. 2009-519 – 3885 West 95th Street, to allow a banner on a building from December 8, 2009, through January 31, 2010, for Ranchview Floral.
 - 5) Acceptance of Right-of-Way – Final Plat No. 2009-21 – Wilshire Farms, Sixth Plat, vicinity of the northwest corner of 159th Street and Antioch.
 - 6) Revised Preliminary Plan Approval – Cherokee North Center, vicinity of the northwest corner of 95th Street and Antioch.
 - 7) Ordinance No. Z-3432 (Special Use Permit No. 2009-43) – 9100 West 135th Street, for a five-year period of time to allow the renewal of a drinking establishment.
 - 8) Ordinance No. ZRR-2841 (Unified Development Ordinance Amendment – ZRR-2841 – Amendments to Unified Development Ordinance Chapter 18.380, pertaining to special events.
- Tabled the following Planning Commission Regular Agenda item:
 - 1) Tabled Unified Development Ordinance Amendment – ZRR-2836 – Amendments to Unified Development Ordinance Sections 18.160.020, 18.160.060, 18.180.020, 18.180.070, 18.245.020, 18.245.050, 18.250.020, 18.250.050, 18.275.020, 18.275.050, 18.300.020, 18.300.050, 18.370.020, 18.370.040, and 18.390.140 and new Section 18.110.652, relating to wind turbines and solar collectors, to the first City Council meeting in May 2010.

OLD BUSINESS

- Approved motion to rescind the previous action approving Rezoning No. 1990-6-, Ordinance No. Z-2034 – Vicinity of 110th Street and Oakmont. Rezoning No. 1990-6 was approved on June 4, 1990, by a vote of 8 to 0.