

# City Council Action Summary – December 21, 2009

- Held public hearing on 2009 Comprehensive Plan and approved the 2009 Comprehensive Plan, as outlined and recommended by staff.
- Held public hearing on 2009 Official Street Map and approved Ordinance No. CSM-2835, as outlined by staff, repealing Overland Park Ordinance No. CSM-2759.
- Report from the December 21, 2009, Committee-of-the-Whole meeting:
  - 1) Recommended to City Council the approval of the waiver of conflict of interest to allow Kutak Rock to represent the City with respect to U.S. Bank.
  - 2) Recommended to the City Council the adoption of Resolution No. 3796, consenting to a Sublease of the Capital One Home Loans Project to U.S. Bank for a term of 10 years and 8 months with renewal options rather than three, 3-year renewals to 5-year renewals, and in Section three of the resolution regarding parking, the term of the ground lease would be 10 years, 8 months, with options for renewal for two, 5-year terms.
  - 3) Recommended to City Council the approval of Resolution No. 3797 consenting to a sublease of the Spring Project to J.P. Morgan and directed staff to do the following: a) Negotiate a grant agreement with J.P. Morgan for \$100,000 funded from the Economic Development Incentive Reserve for purchase of equipment and offsetting employee training expenses; and b) Work with J.P. Morgan and Sprint in developing the request for Economic Development Revenue Bonds.

Approved the following Consent Agenda items:

## FINANCE, ADMINISTRATION AND ECONOMIC DEVELOPMENT

### Committee Items:

- 1) Authorization to pursue completion of contracts with A Connecting Point and Associates at Hope Harbor for the Community Weekend Intervention Program.
- 2) Authorization to issue Request for Qualifications – Legal services for the collection of delinquent court fines and fees.
- 3) Waive bid process and authorization to Sole Source Purchase – Yellow Dog Networks for backup data storage appliances in an amount not to exceed \$61,660.
- 4) Waive bid process for purchase of office supplies – Office Depot using the U.S. Communities Purchasing Alliance contract.
- 5) Ordinance No. TF-2592,A – Relating to the term and termination date of the contract franchise with Southwestern Bell Telephone Company, its successors and assigns, to construct, operate and maintain a telecommunication system in the City.

### STAFF ITEMS:

- 1) Expenditure Ordinance No. 12A – Outlining the expenditures from the General Operating Fund for November 25 through December 8, 2009.
- 2) Capital Projects Expenditure Ordinance No. 12C – Outlining the expenditures from the Capital Projects Fund for December 1 through December 8, 2009.
- 3) Applications for Renewal of Drinking Establishment Licenses Contingent on Receiving State Licenses:
  - a) Darryl's of Overland Park, Inc., d/b/a J. Gilbert's Wood Fired Steaks, 8901 Metcalf, William Cusick, manager.
  - b) Old Chicago of Kansas, Inc., d/b/a Old Chicago, 11721 Metcalf, Justin Burge, new manager.
- 4) Applications for Renewal of Cereal Malt Beverage Licenses:
  - a) Costco Wholesale Corporation, d/b/a Costco Wholesale No. 369, 12221 Blue Valley Parkway, Troy M. Rea, manager.
  - b) PCF SaleCo, L.L.C., d/b/a Circle K Store No. 6149, 7475 W. 95th Street, Patrick Marshall, new manager.

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- c) PCF SaleCo., L.L.C., d/b/a Circle K Store No. 6325, 8150 W. 151st Street, Jeffery Smith, new manager.
- d) PCF SaleCo, L.L.C., d/b/a Circle K Store No. 6326, 11950 W. 135th Street, Kathleen Olds, new manager.
- e) Phillip A. Laporte III and Sons, Inc., d/b/a Chartroose Caboose, 10636 Metcalf, Maria Palacios, manager.
- f) SMT, Inc., d/b/a The Roxy, 7230 W. 75th Street, Mikhail Stolyar, manager.
- g) Wyandot Barbeque 2, Inc., d/b/a Wyandot Barbeque 2, Inc., 7215 W. 75th Street, Ronald E. Williams, II, manager.
- Report given from December 21, 2009, Public Works Committee meeting:
  - 1) Recommended approval to the Council of the Agreement with Mid-America Regional Council for funding the Operation Green Light Traffic Control System in an amount not to exceed \$143,546.81.
  - 2) Recommended approval to the Council the Waiver of selection process and approval of the Agreement with JahelkaWare for consultant-on-demand services related to stormwatch.com upgrade and maintenance in an amount not to exceed \$100,000 for the contract period of January 1, 2010, through December 31, 2011.
  - 3) Recommended to Council approval of the Agreement with Johnson County for grant funding related to the Regional Diesel Engine Upgrade project, using 2009 American Recovery and Reinvestment Act funds for the purchase of two tandem dump trucks and retrofitting nine pieces of equipment for use by the Public Works Department.
- Approved the low bid of \$57,975 from Valvoline Instant Oil Change, 10150 Wornall Road, Kansas City, Missouri, with the 2010 maintenance service to be used at the Overland Park location, 9531 W. 87th Street.
- Approved Resolution No. 3795 and Agreement No. 319-09 with Kansas Department of Transportation for the construction of a highway lighting project at the I-635 and I-35 Interchange.
- Approved Supplemental Agreement No. 5 with Olsson Associates for additional construction material testing services for the Overland Park Youth Soccer Park, Phase III in the amount of \$14,764.75.
- Approved Agreement with Shaner Appraisals, Inc., for acquiring easements and right-of-way for the widening and improvement of U.S. 69 from 95th Street to 119th Street in an amount not to exceed \$94,700, subject to Law Department approval.
- Approved Resolution No. 3798 – Intent of the City to finance a recovery zone facility project within the City with the proceeds of the Recovery Zone Facility Bonds at an estimated cost of not to exceed \$4,000,000. .
- Approved Stop Loss Insurance Agreement with United HealthCare for the period covering January 1, 2009, to January 1, 2011.
- Approved sixth amendment to Administrative Services Agreement with CorporateCare Occupational Medicine Network for services relating to the Employee Wellness Plan, subject to final negotiations of performance standards and home delivery restriction services.
- Accepted low bid of \$58,921.16 from Conrad Fire Equipment for recharging the 2009 integrated breathing air cylinder recharging system, and the low bid of \$813.05 from Conrad Fire Equipment for Option II (remote fill).
- Approved the following Planning Commission Consent Agenda items:
  - 1) Ordinance No. Z-3434 (Special Use Permit No. 2009-44), 8220 Metcalf, for a three-year period of time to allow a drinking establishment, with no stipulations.
  - 2) Ordinance No. Z-3433 (Rezoning No. 2009-4), vicinity of the southeast corner of 165th Street and Quivira, from RP-4, Planned Cluster Housing District, to R-1, Single-Family Residential District, to allow a single-family development., subject to stipulations a and b.

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