

# City Council Action Summary – April 19, 2010

Elected Mr. Dave Janson as the Council President.

Proclaimed April 24, 2010, as Blue Valley Northwest “We The People Day” in Overland Park.

Proclaimed April 27, 2010, as Golf Day in Overland Park.

Proclaimed April 30, 2010, as Arbor Day in Overland Park.

Presented the Public Safety Committee Distinguished Service Award to Mr. Timothy McCarthy and Mr. Bryan Linde for their lifesaving efforts in pulling out a driver from a burning vehicle.

Approved the following Consent Agenda items:

## PUBLIC SAFETY – Committee Items:

1. Addendum to User Agreements – City of Mission, City of Roeland Park, for agency specific changes relating to connectivity and license issues and billing for future upgrades for the use and operation of Intergraph Public Safety for records management, police dispatch and investigative case management.
2. Amendment No. 1 to Agreement – Harris Corporation, for updates to the System Maintenance Agreement, providing updated pricing for a cost reduction of \$27.24 for 2010, and an overall reduction of \$113.51 for years 2010 to 2013.
3. Authorization to Purchase – Ammunition through December 31, 2011, using the Kansas Department of Administration State-Wide Contract.
4. Waive Bid Process for Sole Source Purchase – Taser International for practice and live cartridges for Police Department hand-held electronic stun devices in the estimated amount of \$11,000.
5. Agreement – MorphoTrak, Inc., for fingerprint machine maintenance services in the amount of \$19,775.46.

## FINANCE, ADMINISTRATION AND ECONOMIC DEVELOPMENT – Staff Items:

1. Council Minutes – March 8, 2010.
2. Capital Projects Expenditure Ordinance No. 4B – Outlining the expenditures from the Capital Projects Fund for April 8 through April 14, 2010.
3. Application for New Drinking Establishment License – The Click, L.L.C., d/b/a The Click, L.L.C., 7240 Shawnee Mission Parkway, Cavazos Cummings, manager.
4. Applications for Renewal of Drinking Establishment Licenses contingent on receiving State Licenses:
  - a) Fortune Star, d/b/a Fortune Star Restaurant, 7328 W. 119th Street, Helen Lam, manager.
  - b) Paradise India, Inc., d/b/a Paradise India, Inc., 7119 W. 135th Street, Yogendra Gupta, manager.
5. Application for Renewal of Class B Private Club License contingent on receiving State License – Red Bull Club, Inc., d/b/a The Fox, 7520 Shawnee Mission Parkway, Timothy Jon Abbott, manager.
6. Application for New Cereal Malt Beverage License – Fox and Hound of Kansas, Inc., d/b/a Fox and Hound English Pub and Grille, 10428 Metcalf, Jennifer J. O'Dell, manager.
7. Application for Renewal of Cereal Malt Beverage License – Wal-Mart Stores, Inc., d/b/a Wal-Mart Supercenter No. 1599, 11701 Metcalf, Phil Kritzler, manager.
8. Application for Temporary Permit to sell Alcoholic Liquor contingent on receiving State License – Olathe Rotary Club Foundation for an event to be held May 1, 2010, from 6 p.m. until 9 p.m., at 6635 W. 151st Street, Terry J. Lynch, manager.
9. Request to Extend Premises to sell Alcoholic Liquor contingent on receiving Special Event Permit – Hooters of Overland Park, L.L.C., d/b/a Hooters of Overland Park, 10620 Metcalf, for a one-day event, June 3, 2010, 7 p.m. until 10 p.m., Ben M. Seiferman, manager.

Accepted low bid from McAnany Construction Company for 143rd Street improvements, Quivira to Switzer, in the amount of \$4,301,826.17.

Adopted Ordinance No. TDD-2872 authorizing the City to issue Transportation Development District Sales Tax Revenue Bonds, Series 2010 (Oak Park Mall Project), in the principal amount of \$16,185,000 for the purpose of financing the construction of certain transportation related improvements within the Oak Park Mall Transportation Development District, to fund a debt service reserve fund and to pay certain costs relating to the issuance of the bonds; authorizing the issuer to enter into a trust indenture with UMB Bank, N.A., as trustee; authorizing and approving the execution of certain other documents; and approving the taking of other actions in connection with the issuance of said bonds.

Approved the following Planning Commission Consent Agenda items as stipulated:

1. Special Event Permit No. 2010-142, 9701 West 137th Street, to allow a farmer's market on Saturdays from May 1 through October 16, 2010.
2. Special Event Permit No. 2010-144, 10620 Metcalf, to allow a tent for a swimsuit competition on Thursday, June 3, 2010.
3. Revised Preliminary Plan for Hy-Vee Shopping Center, northwest corner of 135th Street and Antioch.
4. Ordinance No. Z-3444 (Special Use Permit No. 2009-48), 8562 West 133rd Street, for a three-year period of time to allow a drinking establishment.
5. Ordinance No. Z-3445 (Special Use Permit No. 2010-1), 9103 Elmhurst, for a five-year period of time to allow the renewal of a drinking establishment.
6. Ordinance No. Z-3446 (Special Use Permit No. 2010-2), 11200 Mastin, for a ten-year period of time to allow the renewal of an animal boarding facility.
7. Ordinance No. Z-3447 (Special Use Permit No. 2010-3), 8725 Metcalf, for a five-year period of time to allow the renewal of a drinking establishment.
8. Ordinance No. Z-3442 (Rezoning No. 2010-2), 8540 Switzer, to rezone to R-1A, Small-Lot Single-Family Residential District, to allow a small-lot single-family residential development.
9. Ordinance No. Z-3443 (Rezoning No. 2010-3), 7615 Shawnee Mission Parkway, to rezone to CP-3, Planned Commercial District, to allow a used car dealership and detailing business.
10. Unified Development Ordinance Amendment No. ZRR-2856, amending Section 18.140.080 for notification requirements to surrounding property owners and Section 18.140.350 for consideration of variances.

Approved Ordinance No. Z-3441 (Rezoning No. 2009-6), vicinity of the northwest corner of 129th Street and Quivira, to rezone to RP-3, Planned Garden Apartment District, to allow a multifamily project, with stipulations a through f, with stipulation g being deleted and the remaining stipulations renumbered, and with added stipulations v and w.

Continued the item regarding the motion to rescind the previous action approving Rezoning No. 1989-21, Ordinance No. Z-1968, vicinity of the southeast corner of 81st Street and Metcalf.

NON-AGENDA ITEM: Recessed into an executive session for a period of ten minutes for the purpose of discussing matters subject to the attorney-client privilege relating to the letter received by the City Attorney from an attorney for Mr. George Dragush, a former vendor at the market. Following the executive session, the Governing Body reconvened into regular session and adjourned.