



City Council and Teen Council Dinner - City of Governors - 5:30 PM

- 1. CALL TO ORDER**
- 2. BEGIN TELEVISED SESSION – 7:00 P. M.**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SPECIAL BUSINESS**
 - A.** Proclamation recognizing April 24-28 as Arbor Week.
Staff Contact: Liz Ruback

Attachments: [4-18-23 Arbor Week proclamation](#)
 - B.** Recognition of Olathe high school student champions.
Staff Contact: Liz Ruback
 - C.** Recognition of Teen Council seniors.
Staff Contact: Liz Ruback
- 5. PUBLIC HEARINGS**

Persons wanting to speak regarding a public hearing must sign up no later than 30 minutes prior to the beginning of the City Council meeting. A person may sign up by notifying the City Clerk by calling 913-971-8521, emailing CCO@Olatheks.org or in person at City Hall. Each speaker is allowed up to 5 minutes to address the City Council.

- A. Public Hearing and Consideration of Resolution No. 23-1029 on a request by Heartland Coca-Cola Bottling Company, LLC for an issuance request for industrial revenue bonds and tax phase-in for the construction of a 1,320,000 square foot bottling, warehouse and distribution facility on 116 acres on the southwest corner of 167th Street and Hedge Lane. This is a two-phase project with the initial phase being a 600,000 square foot facility.

Staff Contact: Jamie Robichaud and John Page

Attachments: [Attachment A: Executive Summary](#)
[Attachment B: Project Application](#)
[Attachment C: Firm Data Sheet](#)
[Attachment D: Cost Benefit Analysis](#)
[Attachment E: Site Aerial](#)
[Attachment F: 2022 Cost Benefit Analysis History](#)
[Attachment G: Resolution No. 23-1029](#)

Action needed: Consider a motion to close the public hearing.

Action needed: Consider a motion to approve or deny Resolution No. 23-1029.

6. CONSENT AGENDA

The items listed below are considered to be routine by the City Council and may be approved in one motion. These may include items that have been reviewed by the City Council in a prior planning session. 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 approval of the City Council meeting minutes of April 4, 2023.

Staff Contact: Eric Strimple

Attachments: [A. 04-04-2023 Council Minutes](#)

- B. Consideration of a renewal drinking establishment application.

Staff Contact: Eric Strimple

- C. Consideration of proposal and acceptance of award of contract to the Law Offices of Don Smith, Lenin V. Guerra, LLC, and The Mozingo Law Firm, LLC for public defender services.

Staff Contact: Ron Shaver and Kristi Orbin

Attachments: [A. Professional Services Agreement](#)

- D. Consideration of agreement for professional planning services.
Staff Contact: Jamie Robichaud and Kim Hollingsworth
Attachments: [A. Professional Services Agreement](#)
- E. Consideration of Resolution No. 23-1030 (SU23-0001), requesting approval of a special use permit with a preliminary site development plan for BelongKC, containing one (1) lot on approximately 3.19 acres, located at south of W. 115th Street and east of Ridgeview Road. Planning Commission recommends approval 8 to 0.
Staff Contact: Jamie Robichaud and Emily Carrillo
Attachments: [A. Planning Commission Packet](#)
[B. Planning Commission Minutes](#)
[C. Resolution No. 23-1030](#)
- F. Consideration of Change Order No. 1 to the contract with McAnany Construction, Inc. for construction of the Local and Collector Mill and Overlay Project - Group B, PN 3-P-009-23.
Staff Contact: Mary Jaeger and Nate Baldwin
Attachments: [A. Project Location Map](#)
[B. Project Fact Sheet](#)
[C. Change Order No. 1](#)
- G. Consideration of Engineer's Estimate, acceptance of bids and award of contract to Donelson Construction Company, LLC for construction of the 2023 MAQS Micro Surface Project, PN 3-P-010-23.
Staff Contact: Mary Jaeger and Nate Baldwin
Attachments: [A. Project Location Map](#)
[B. Project Fact Sheet](#)
[C. Construction Agreement](#)
[D. Engineer's Estimate and Affidavit of Estimate](#)
- H. Acceptance of quote from Downing Sales and Service, Inc. for the purchase of steel refuse containers for the Solid Waste Division of Infrastructure.
Staff Contact: Mary Jaeger and Darren Gilbert
Attachments: [A. Contract](#)

- I. Acceptance of renewal of price agreement 18-0201 with Galls, LLC for Fire Uniforms for the Olathe Fire Department.

Staff Contact: Jeff DeGraffenreid and Joey Heideman

Attachments: [A. Contract](#)

- J. Consideration and acceptance of modification to Price Agreement with KA-COMM, Inc. for Installation of Emergency Equipment for Emergency Services Vehicles (City of Olathe Price Agreement 17-4150).

Staff Contact: Jeff DeGraffenreid and Joshua Parrish

Attachments: [A. Price Agreement Additional Services](#)

- K. Consideration of renewal of contract with Tyler Technologies to provide Permitting Software for the City.

Staff Contact: Mike Sirna

Attachments: [A. Contract](#)

7. NEW BUSINESS

- A. Consideration of Ordinance No. 23-08 (RZ23-0001), requesting approval of a rezoning from the CTY CP-3 (Planned Commercial) District and CTY R-1A (Residential Single-Family) District to the BP (Business Park) District and a preliminary site development plan for Oppidan Data Center, containing one (1) lot on approximately 24.44 acres, located north of Valley Parkway and west of K-7 Highway. Planning Commission recommends approval 9 to 0.

Staff Contact: Jamie Robichaud and Jessica Schuller

Attachments: [A. Planning Commission Packet](#)
[B. Planning Commission Minutes](#)
[C. Ordinance No.23-08](#)

Action needed: Consider a motion to approve (4 positive votes), deny (5 positive votes required), or return to the Planning Commission.

8. NEW CITY COUNCIL BUSINESS

9. END OF TELEVISED SESSION

10. GENERAL ISSUES AND CONCERNS OF CITIZENS

Persons wanting to speak regarding a general concern must sign up no later than 30 minutes prior to the beginning of the City Council meeting. A person may sign up by notifying the City Clerk by calling 913-971-8521, emailing CCO@Olatheks.org or in person at City Hall. The Council has allocated up to 3 minutes per speaker, and up to 30 minutes total for this portion of the meeting.

11. 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 a proposed ordinance granting a contract franchise to Everfast Fiber Networks LLC, to construct, operate, and maintain a telecommunications system in the City of Olathe.

Staff Contact: Ron Shaver and Bob Gallimore

Attachments: [Attachment A - Ordinance No. 23-XX Everfast Fiber Networks LLC Franchise](#)

B. DISCUSSION ITEMS

1. 2021 & 2022 General Fund Revenues, Expenditures and Fund Balance Analysis. (15 Min)
Staff Contact: Jamie Robichaud and Jarrod Stewart
2. Discuss the Council's budget priorities used to create the budget each year. (10 min)
Staff Contact: Jamie Robichaud and Jarrod Stewart
3. Presentation on HUD repositioning of Olathe Housing Authority's Public Housing program. (20 Min)
Staff Contact: Ron Shaver, Mike Sirna and Chris Grunewald
4. Infrastructure Focus Area Update. (20 min)
Staff Contact: Mary Jaeger

12. ADDITIONAL ITEMS

13. ADJOURNMENT

The City of Olathe offers public meeting accommodations. Olathe City Hall is wheelchair accessible. Assistive listening devices as well as iPads with closed captioning are available at each meeting. To request an ASL interpreter, or other accommodations, please contact the City Clerk's office at 913-971-8521. Two (2) business days notice is required to ensure availability.