



Emergency Operation Plan overview for Council - EOC, Garden Level, City Hall - 6:00 PM.

Chief DeGraffenreid and Fire Department staff provided a presentation to councilmembers in the EOC.

1. CALL TO ORDER

Present: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

Others in attendance were City Manager, Michael Wilkes, Deputy City Manager, Susan Sherman, and City Attorney, Ron Shaver.

2. EXECUTIVE SESSION

Consideration of motion to recess into an executive session to discuss the following items:

- A.** Recess into an executive session to discuss matters relating to security measures pursuant to the exception provided in K.S.A.75-4319(b)(12) regarding the City Hall building.

Motion by Vogt, seconded by Gilmore, to recess into executive session to discuss matters relating to security measures regarding the City Hall building pursuant to the exception provided in K.S.A. 75-4319(b)(12) for 25 minutes, reconvening in the City Council chambers at 7:00 PM, the motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

3. RECONVENE FROM EXECUTIVE SESSION

No action taken.

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

5. PLEDGE OF ALLEGIANCE

6. SPECIAL BUSINESS

- A.** Consideration of Resolution No. 24-1004 appointing a member to the Mahaffie Stagecoach Stop and Farm Advisory Board.
Action needed: Consider a motion to approve or deny.

Mayor Bacon invited Mahaffie Stagecoach Stop and Farm Advisory Board Chair, Don Seifert up to introduce Jayne Jones.

Mayor Bacon presented a certificate of appointment to Jayne Jones.

Motion by Vogt, seconded by Gilmore, to approve Resolution No. 24-1004 appointing a member to the Mahaffie Stagecoach Stop and Farm Advisory Board, Jayne Jones, the motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- B.** Recognition of Olathe High School student champions and MNU soccer champions.

Mayor Bacon presented awards to the high school athletes who were State champions in their designated sport. He also presented an award to the MNU soccer team for their national championship.

7. 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 council member requests that an item be removed from the consent agenda and considered separately.

Approval of the Consent Agenda

Councilmember Vakas requested item I to be pulled and considered separately.

Councilmember Felter asked for items K, O, and P to be pulled and considered separately.

Motion by Vogt, seconded by Gilmore to approve the Consent Agenda with the exception of items I, K, O, and P. The motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- A.** Consideration of approval of the City Council meeting minutes of January 9, 2024.
approved.
- B.** Consideration of renewal license(s) as recommended by the City Clerk.
approved.
- C.** Request for the acceptance of the dedication of land for a public easement for a final plat of Millcreek Center II, Fourth Plat (FP23-0032),

containing one (1) lot and two (2) tracts on approximately 3.32 acres, located at 1875 N. Ridgeview Road. Planning Commission approved the plat 9 to 0.

approved.

D. Consideration of Consent Calendar.

approved.

E. Consideration of Resolution No. 24-1005 authorizing the 2025 Street Reconstruction Program, 3-R-000-25.

approved.

F. Consideration of Resolution No. 24-1006 authorizing the 135th Street Retaining Wall Project, PN 3-G-010-24.

approved.

G. Consideration of a Professional Services Agreement with George Butler Associates, Inc. for design of the 135th Retaining Wall Project, PN 3-G-010-24.

approved.

H. Consideration of Resolution No. 24-1007 authorizing the 2024 Traffic Signals Project, PN 3-TS-000-24.

approved.

I. Consideration of Resolution No. 24-1008 authorizing the BNSF West Track Separation Preliminary Engineering Project, PN 3-C-029-24.

Councilmember Vakas asked for the item to be pulled and a presentation be provided to summarize the project. City Engineer, Nate Baldwin, provided a presentation to the council.

Councilmember Vakas stated trains are part of the fabric of Olathe but they cause traffic issues, especially on Santa Fe St. He added he feels we will not have the downtown we want until the at grade crossing is looked at.

Councilmember Schoonover asked if the project was a study and when the study would be complete. Mr. Baldwin stated it was a study and they anticipate completion by the end of the year.

Councilmember Vogt asked when citizens could expect to be able to provide public feedback. Mr. Baldwin stated he anticipates it to be summer or fall of this year.

Motion by Vogt, seconded by Gilmore, to approve Resolution No.

24-1008 authorizing the BNSF West Track Separation Preliminary Engineering Project, PN 3-C-029-24. The motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- J.** Consideration of Resolution No. 24-1009 authorizing the Quivira Road, 143rd to 151st, Improvements Project, PN 3-C-011-24.
approved.

- K.** Consideration of a Professional Services Agreement with HNTB Corporation for design of the Quivira Road, 143rd to 151st, Improvements Project, PN 3-C-011-24.
Councilmember Felter stated she pulled the item to showcase the project.

Motion by Vogt, seconded by Gilmore to approve the Professional Services Agreement with HNTB Corporation for design of the Quivira Road, 143rd to 151st, Improvements Project as presented. The motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- L.** Consideration of Engineer's Estimate, acceptance of bids and award of contract to Capital Electric Line Builders, LLC for construction of the Pedestrian Crossing Improvements for 147th Street and Pflumm Road, PN 3-C-114-20.
approved.

- M.** Consideration of a Maintenance Schedule with SmartWorks division of N. Harris Computer Corporation for Software License, Support and Maintenance of the City's AMI system.
approved.

- N.** Consideration of an Agreement with Titan Built LLC. for Construction Management services for the Facility Improvements and Renovations Project, PN. 6-C-038-24
approved.

- O.** Acceptance of bid and consideration of award of contract to Conrad Fire Equipment Inc., for the fleet replacement purchase of one (1) Pierce Enforcer Heavy Duty Rescue (HDR) fire apparatus for the Fire Department.
Councilmember Felter asked for the item to be pulled to allow Chief DeGraffenreid to provide more information on why there is a 44 month wait on the new apparatus.

Chief DeGraffenreid stated the delay is not due to raw materials, but being caused by a backlog of orders.

Councilmember Schoonover asked if the Fire Department is seeing increased maintenance down time on the current vehicles with the delay on new apparatuses. Chief DeGraffenreid stated they take vehicles out to test and maintain the fleet so they continue to work. He added they also work to maintain the appropriate amount in the fleet in case one is down for repairs.

Motion by Vogt, seconded by Gilmore, to accept the bid and award a contract to Conrad Fire Equipment, for the fleet replacement purchase of one Pierce Enforcer Heavy Duty Rescue fire apparatus for the Fire Department. The motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- P.** Acceptance of bid and consideration of purchase to Stryker Medical, for the purchase of one (1) Power-Pro 2 powered ambulance cot for the Fire Department.

Councilmember Felter asked for the item to be pulled to learn what the Mobile Integrated Health Unit does.

Chief DeGraffenreid stated the unit works with individuals that have a challenge with the health care system to make sure their needs are taken care of and have a medical resource in the community.

Motion by Vogt, seconded by Gilmore, to accept the bid to purchase from Styker Medical, for the purchase of one Power-Pro 2 powered ambulance cot for the Fire Department. The motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- Q.** Consideration of renewal of contract to CDW Government for Adobe licenses for City Staff.
approved.

8. NEW CITY COUNCIL BUSINESS

Councilmember Schoonover thanked the water department for catching a burst pipe at a neighboring property caused by the cold temperatures. He also stated he is having discussions with staff on how to expand the food waste program. He also noted this week is National Gun Violence Survivors Week and noted the

Police Department has gun locks available.

Councilmember Essex thanked the city street department, sanitation department, and first responders for working hard during the cold weather.

Councilmember Vogt thanked Public Works for keeping the streets safe and noted that the Fire Department is out helping those in need including animals.

Councilmember Felter congratulated Chief Butaud for receiving the 2023 Diversity Advocate and Law Enforcement Award. She also congratulated Major Jon Rowland for receiving the Living Legacy Award. She reminded citizens that applications will be accepted through August 30, 2024, for the Property Tax Rebate program.

Mayor Bacon stated the Mayor's Children's Fund will pass the two million dollar amount donated back to the community and invited the public to a celebration on February 2, 2024 at the Downtown Library.

9. END OF TELEVISED SESSION

10. GENERAL ISSUES AND CONCERNS OF CITIZENS

Persons wanting to speak regarding a general concern must sign up prior to the beginning of the City Council meeting. A person may sign up by notifying the City Clerk by calling 913-971-8521, or emailing CCO@Olatheks.gov by 5:00 PM or in person at City Hall until 30 minutes prior to the start of the meeting. The Council has allocated up to 3 minutes per speaker, and up to 30 minutes total for this portion of the meeting.

Gregory Betzen, 19998 W 122nd Ter, Olathe, spoke against the closing of the railroad crossing on Woodland Road.

11. CONVENE FOR PLANNING SESSION

If report items are present, they have been 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. Ethics Hotline Activity Report
Report Accepted.

B. DISCUSSION ITEMS

1. City Auditor Update.

Internal Auditor, Mary Ann Vasser, provided a department update to the council.

Councilmembers Vogt and Gilmore, thanked her for the work she does.

Mayor Bacon asked when the council could expect the work plan survey. Ms. Vasser stated it would be in early February.

12. EXECUTIVE SESSION

- A.** Recess into an executive session for preliminary discussions related to the acquisition of real property pursuant to the exception provided in K.S.A.75-4319(b)(6) regarding the Black Bob Road, 159th to 167th, Improvements Project, PN 3-C-008-22.

Motion by Vogt, seconded by Gilmore, to recess into executive session for preliminary discussion regarding the acquisition of real property pertaining to the Black Bob Road, 159th to 167th Improvements Project, PN 3-C-008-22 pursuant to the exception provided in K.S.A. 75-4319(b) (6) for 10 minutes, resuming in the City Council chamber at 8:24 PM, the motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

Reconvene from Executive Session

Motion by Vogt, seconded by Gilmore, to authorize staff to proceed with the acquisition of real property, public street right-of-way, temporary easements, and permanent easements pertaining to the Black Bob Road, 159th to 167th, Improvements Project, PN 3-C-008-22, the motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

- B.** Recess into an executive session to discuss matters relating to security measures pursuant to the exception provided in K.S.A.75-4319(b)(12) regarding the information system of the City of Olathe.

Motion by Vogt, seconded by Gilmore, to recess into executive session to discuss matters relating to security measures regarding the information system of the City of Olathe pursuant to the exception provided in K.S.A. 75-4319(b)(12), for 30 minutes, resuming in the City Council chamber at 8:54 PM, the motion carried by the following vote:

Yes: Bacon, Vogt, Gilmore, Felter, Essex, Vakas, and Schoonover

13. RECONVENE FROM EXECUTIVE SESSION

No action taken.

14. ADDITIONAL ITEMS

Mayor Bacon stated liaison assignments went well.

15. ADJOURNMENT

The meeting adjourned at 8:57 PM.

Eric Strimple
Assistant City Clerk