



The City of Lee's Summit
Action Letter
City Council - Regular Session

Tuesday, November 15, 2022

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

****JOINT SESSION WITH THE PLANNING COMMISSION****

REGULAR SESSION NO. 21

Notice is hereby given that the City Council for the City of Lee's Summit will meet in Regular Session on Tuesday, November 15, 2022 at 6:00 pm in person and via video conference as provided by Section 2-50 of the City of Lee's Summit Code of Ordinances, adopted by the City Council on June 15, 2021, Ordinance No. 9172. Persons wishing to comment on any item of business on the agenda, including public testimony during a Public Hearing, via video conference may do so by sending a request prior to 5:00 p.m. on Monday, November 14, 2022, to the City Clerk at clerk@cityofls.net to attend the meeting on the video conferencing platform. The City Clerk will provide instructions regarding how to attend by this method.

The meeting may be viewed on the City's website at WatchLS.net, and on various cable providers (Spectrum Channel 2, AT&T U-Verse Channel 99 and Comcast Channel 7).

Preliminaries:

- A. Invocation
- B. Pledge of Allegiance
- C. Call to Order

Mayor Baird called Regular Session No. 21, joint meeting with the Planning Commission, to order at 6:04pm

- D. Roll Call

Present for Planning Commission:

Chairperson Funk

Vice Chair Arth

Commissioner Jana-Ford

Commissioner Kitchens

Commissioner Loveless

Commissioner Rader

Commissioner Benbrook

Commissioner Trafton

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Commissioner Touzinsky

Present: 9 - Mayor Bill Baird
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Andrew Felker
Councilmember Faith Hodges
Councilmember Beto Lopez
Councilmember John Lovell
Councilmember Mia Prier
Councilmember Hillary Shields

1. Approval of Agenda

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Shields, to approve the agenda as published. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

2. Approval of Consent Agenda:

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Felker, to approve the Consent Agenda, Items 2.A. – 2.B. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

A. [2022-5226](#) Approval of City Council Action Letter from November 8, 2022.

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Felker, to approve the City Council Action Letter from November 8, 2022 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

**B. [2022-5242](#) Mayor's Appointments
Board of Appeals: Reappoint Robert Crance, Manuel Esriche and Steve**

Patterson terms to expire 12-01-25.

Commission on Diversity and Inclusion: Appoint Tonya Tovey.

Human Relations Commission: Appoint Kerrie Lindberg and Maria Morgan,
terms to expire 07-21-24

Tax Increment Financing Commission: Reappoint Clint Haynes, term to expire
12-15-26.

**ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Felker,
that Mayor's Appointments be approved as part of the Consent Agenda. The motion carried by
the following vote:**

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

3. Council Roundtable

Councilmember Prier stated the Mayor Christmas Tree Lighting will be this Friday,
November 18, 2022 and the theme is Polar Express.

Councilmember Prier noted there is a new coffee house opening in her district that
day.

4. Presentations:

- A. [2022-5274](#) Presentation and Discussion: Connecting direction and decision making to
Strategic Plan and Comprehensive Plan.

Discussion included:

- Working with City Staff
- Pre-App Meetings
- Communication
- Political Will

This Presentation was presented.

- B. [2022-5275](#) Presentation and Discussion: Zoning Application Discussion Items
(1) Communications with outside parties; and,
(2) Questions about the applicant.

Discussion included:

- Political Will
- Communication with applicants
- Appropriate way to respond to citizens on applications
- Public Comments at Planning Commission first
- Protest Petition Distance

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- Discussion = Quorum
- Legislative Duties vs. quasi-judicial role
- Disclosures
- Factors to consider / focus on with various applications
- Representations by applicants - include in ordinance
- Binding promises
- Changes in application
- Incentive Requests
- Deadline to request incentives

This Presentation was presented.

C. [2022-5280](#) Presentation and Discussion: Opportunities / Changes

Discussion included:

- Changes in application from Planning Commission to Council
- Appreciation of joint sessions
- Helpful sharing
- Training

This Presentation was presented.

5. Public Comments:

Ms. Theresa Vollenweider spoke regarding her property and plat lines and ownership rights.

6. Break to allow members of the Planning Commission to leave and members of the City Council to take their place at the dais for continuation of the Regular Session No. 21.

7. Public Hearings:

A. [2022-5234](#) Public Hearing: Application #PL2022-311 - Preliminary Development Plan - Summit Orchards West, 700 NW Ward Road; Northpoint Development, applicant.

Mr. Joshua Johnson, Assistant Director of Plan Services, entered Exhibit A 1-20 into the record.

Council discussion included:

- Elevations
- Retention Basin / Stormwater

No one was present to speak in support of or in opposition to this public hearing.

This Public Hearing - Sworn was presented.

1) [BILL NO. 22-235](#) An Ordinance approving a Preliminary Development Plan for Summit Orchards West on land located at 700 NW Ward Road in District PMIX, all in accordance with the provisions of Chapter 33, Unified Development Ordinance, of the Code

of Ordinances for the City of Lee's Summit, Missouri.

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember DeMoro, that Bill No. 22-235 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

8. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 22-236](#) An Ordinance approving the award of RFQ No. 2022-060 for Professional Engineering Services for the Olive and Orchard Street and Storm Sewer Improvements (Douglas Street to Chipman Road) Project to Kimley-Horn for an amount not to exceed \$855,428.00 and authorizing the City Manager to execute an agreement for the same. (PWC 11/14/22)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 22-236 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 22-236 be adopted and numbered Ordinance No. 9547. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- B. [BILL NO. 22-237](#) An Ordinance awarding the bid for Project No. 576322-7C-2 for the Stormwater Improvements, SE Secretariat Drive Project to Wiedenmann, Inc. in the amount of \$333,216.00, and authorizing the City Manager to execute an agreement for the same. (PWC 11/14/22)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 22-237 be second read. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 22-237 be adopted and numbered Ordinance No. 9548. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- C. [BILL NO. 22-238](#)** An Ordinance changing the street name for a certain segment of SW Mary Street (located west of SW Gale Drive) to SW Corinthian Lane in the Pergola Park residential subdivision, all within the City of Lee's Summit, Missouri. (CEDC 11/9/22)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Edson, that Bill No. 22-238 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Edson, that Bill No. 22-238 be adopted and numbered Ordinance No. 9549. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

9. Proposed Ordinances - First Reading:

- A. [BILL NO. 22-239](#) An Ordinance ratifying an emergency purchase services agreement between Insituform Technologies USA, LLC and the City of Lee's Summit, Missouri in the amount of \$1,246,064.95 to repair the Scruggs Road Pump Station force mains through the installation of a liner and authorizing the City Manager to execute the same.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Felker, that Bill No. 22-239 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- B. [BILL NO. 22-240](#) An Ordinance ratifying an emergency purchase between Wiedenmann, Inc. and the City of Lee's Summit, Missouri to repair the Scruggs Road Pump Station force mains in the amount of \$258,200.00 and authorizing the City Manager to execute the same.

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Hodges, that Bill No. 22-240 be advanced to second reading.. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

10. Proposed Ordinances - Second Reading:

- A. [BILL NO. 22-227](#) An Ordinance Approving the Discovery Park Tax Increment Financing Plan, Establishing a Redevelopment Area and Designating the Redevelopment Area as a Blighted Area.
(Note: First read by Council on November 8, 2022.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Felker, that Bill No. 22-227 be adopted and numbered Ordinance No. 9550. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Lopez
Councilmember Lovell
Councilmember Shields

Nay: 2 - Councilmember Hodges
Councilmember Prier

11. Committee Reports

Councilmember Felker stated the Public Works Committee met yesterday and discussed transit services within the city and invited others to review that portion of the meeting as there is a lot of great information in that presentation. He also stated they are beginning the 2023 Capital Improvement Projects (CIP) discussions.

12. Council Comments:

Councilmember Lovell asked what funds are used for emergency purchases such as the ones that were approved tonight.

Mr. Mark Dunning, City Manager, stated it depends on what the purchase is for. The ones approved tonight will be coming from Capital Improvement Projects Fund which had money appropriated for these needs.

13. Staff Roundtable

Mr. Mark Dunning, City Manager, noted the 2023 Citizens Leadership Academy would be accepting applications through December 28 with positions open for up to 20 people to attend. Advertising would be done on the website and through the City newsletter.

Mr. Dunning also noted there would be a Fire Recruitment Open house for all positions this Saturday, November 19, 2022 from 10:00am - 4:00pm.

14. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 21 at 8:48pm.

Unless determined otherwise by the Mayor and City Council, no new agenda items shall be considered after 11:00 p.m.

For your convenience, City Council agendas, as well as videos of City Council and Council Committee meetings, may be viewed on the City's Legislative Information Center website at "lsmo.legistar.com"