



The City of Lee's Summit

Action Letter

City Council - Regular Session

Tuesday, August 4, 2020

6:00 PM

City Council Chambers and via Video Conference

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 4

Notice is hereby given that the City Council of the City of Lee's Summit will meet in regular session on Tuesday, August 4, 2020, at 6:00 pm, in person and via video conference as provided by Section 610.015 of the Revised Statutes of the State of Missouri due to the ongoing COVID-19 pandemic.

The public is invited to attend by viewing the meeting on the City website at www.WatchLS.net, and various cable providers (Spectrum channel 2, Google TV channel 143, AT&T U-Verse channel 99 and Comcast channel 7) for those whose cable providers carry the City of Lee's Summit meetings. The public to can attend via the Zoom software platform at www.Zoom.com; you may request the specific link to attend the City Council meeting. The meeting is also being held in the Council Chambers, a limited number of people will be allowed in the meeting room and it is therefore recommended that you attend by watching the meeting as described in this paragraph.

Additionally, persons wishing to comment on any item of business on the agenda may do so in writing prior to 5:00 pm on Monday, August 3, 2020, either by e-mail to: clerk@cityofls.net, by leaving a voicemail at 816-969-1005 or by leaving written printed comments in the utility payments drop boxes located in the alley behind City Hall or inside the foyer at the north end of City Hall, both located at 220 SE Green Street, Lee's Summit, MO 64063. Written comments submitted by these methods will be presented at the City Council meeting. Persons wishing to speak at a public hearing on this agenda may do so by contacting the City Clerk prior to 5:00 p.m. on Monday, August 3, 2020 by e-mail at clerk@cityofls.net, and they will be provided with instructions regarding how to provide their live testimony via video conference during the public hearing

Any persons wishing to attend the Council Meeting in person should abide by the County's mask requirement at all times while within City Hall, including the Council Chambers.

Preliminaries:

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

Present: 9 - Mayor Bill Baird
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Andrew Felker
Councilmember Diane Forte
Councilmember Bob Johnson
Councilmember Beto Lopez
Councilmember Hillary Shields

- D. Roll Call

1. Approval of Agenda

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

Aye - 9
Councilmember Edson
Councilmember Forte
Councilmember Shields
Councilmember DeMoro
Councilmember Felker
Councilmember Johnson
Councilmember Lopez
Councilmember Carlyle
Mayor Baird

2. Approval of Consent Agenda:

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, to approve the Consent Agenda. The motion carried by the following vote:

Aye - 9
Councilmember Edson
Councilmember Forte
Councilmember Shields
Councilmember DeMoro
Councilmember Felker
Councilmember Johnson
Councilmember Lopez
Councilmember Carlyle
Mayor Baird

- A. [2020-3559](#) Approval of City Council Action Letters from July 7th, 14th and 21st, 2020.

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, to approve the Action Letters from July 7th, 14th and 21st, 2020 be approved as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

B. [2020-3585](#) Mayor's Appointments to Boards and Commissions

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

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

C. [2020-3577](#) Approval of Liquor License C1 for Flavor, 318 SW Main Street, Lee's Summit, MO 64063

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, that this Liquor License be approved as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

D. [2020-3590](#) Approval of Liquor Licenses H, S, & Tasting for McKeever's Market and Eatery, 840 NW Pryor Road, Lee's Summit, MO 64081

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, that this Liquor License be approved as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- E.** [BILL NO. 20-125](#) An Ordinance authorizing the execution of an intergovernmental contract for transit services by and between the City of Lee's Summit, Missouri and the Kansas City Area Transportation Authority (KCATA) and commitment of Federal Transit Administration Section 5307 Formula Funds to the KCATA for transit service and capital expenses.
(Note: First reading by City Council on July 21, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, that Bill No. 20-125 be adopted and numbered Ord. No. 8915 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- F.** [BILL NO. 20-126](#) An Ordinance authorizing the execution of an Intergovernmental Agreement for confinement of prisoners by and between the City of Lee's Summit, Missouri and Andrew County, Missouri by and through the Andrew County Sheriff's Office.
(Note: First reading by City Council on July 21, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, that Bill No. 20-126 be adopted and numbered Ord. No. 8916 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

3. Council Roundtable

Councilmember Forte stated the Missouri Main Street did their awards

ceremony via teleconference and several people and businesses were recognized. Nick Parker received volunteer of the year; and, 22 SW Third Street, which is the old Do Drop Inn, had the best facade renovation over \$10,000; and, Arcade Alley was a semi-finalist for best adaptive use. She congratulated all of them.

Councilmember Shields noted the Parks Department will have a opening and ribbon cutting of Summit Park tomorrow evening, August 5th, at 5:30pm. She also thanked City staff for taking time out of their lives to take herself and Councilmember Felker on a tour of several city facilities a couple of Saturdays ago.

Councilmember Felker also thanked City staff for their time and assistance with the tour provided to himself and Councilmember Shields. He stated there was a free Covid 19 testing site at John Knox today and there will be another one at Fire Station #3 (corner of 3rd and Pryor) from 10am to 2pm on Thursday August 6th.

Councilmember Felker also stated he had been contacted by Dr. Sandra Campbell from Unity and her mother, Mary Lee Roberts Wayne, is turning 100 years old on August 5th. She was born and raised in Strong, Arkansas and moved to Kansas City in the 1950's. Mayor and Council wished her a happy birthday.

4. Public Hearings:

- A. [2020-3538](#) Public Hearing: Application #PL2020-144 - Vacation of Right-Of-Way - segment of NW Audubon Lane located west of NW Carson Drive (adjacent to 212 NW Carson Drive); Gale Communities, Inc, applicant.
(Note: This item was continued from August 4, 2020 per staff's request.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that this Public Hearing be continued to a date certain of August 11, 2020. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- B. [2020-3549](#) Public Hearing: Application #PL2020-171 - Preliminary Development Plan - Napa Valley subdivision - revised residential elevations; Engineering Solutions, LLC, applicant.
(Note: This item was continued from August 4, 2020 per staff's request.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro,

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that this Public Hearing be continued to a date certain of August 11, 2020. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- C. [2020-3548](#) Public Hearing: Application #PL2020-180 - Preliminary Development Plan - The Goat Brewing Co., 817 NE Rice Road; Jeremy Kneeland, applicant.
(Note: This item is to be continued to August 18, 2020 per staff's request.)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Carlyle, that this Public Hearing be continued to a date certain of August 18, 2020. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

5. Public Comments:

There were no Public Comments.

6. Presentations:

- A. [2020-3556](#) Public Works Department Re-accreditation

Mr. Bob Hartnett, Deputy Director of Public Works, presented information on the re-accreditation of the Public Work Department.

Council Discussion Included:

- *Challenges
- *New Requirements

7. Resolutions:

- A. [RES. NO. 20-18](#) A Resolution in support of the City of Lee's Summit Public Works Department's efforts to achieve American Public Works Association Re-accreditation.

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Resolution No. 20-18 be adopted. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
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Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- B.** [RES. NO. 20-19](#) A Resolution creating the City of Lee's Summit Diversity and Inclusion Task Force.

ACTION: A motion was made for adoption so the item could be discussed. Council suggested amendments but all motions were withdrawn.

Council discussion included:

- * Communication
- * Inclusion
- * Protected Groups
- * LS residents vs. non residents
- * Business partners
- * Registered Voters
- * Districts

After lengthy discussion, a motion was made by Councilmember Edson, second by Councilmember DeMoro to continue this item to a later date to include further discussion. The motion carried the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

8. Proposed Ordinances Forwarded from Committee:

- A.** [BILL NO. 20-127](#) An Ordinance awarding Bid No. 2020-071 for a one year contract with three (3) potential renewal periods of one year each for street light and traffic signal services to Custom Lighting Services, LLC dba Black & McDonald and authorizing the City Manager to execute an agreement for the same. (PWC 8/3/20)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 20-127 be second read. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Felker, that Bill No. 20-127 be adopted and numbered Ord. No. 8917. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

9. Proposed Ordinances - First Reading:

- A. [BILL NO. 20-128](#) An Ordinance vacating a certain easement located at 1000 NE Colbern Road in the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 20-128 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- B. [BILL NO. 20-129](#) An Ordinance vacating a certain easement located at 500 NW Pryor Road in the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Edson, that Bill No. 20-129 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- C. [BILL NO. 20-130](#) An Ordinance vacating a certain easement located at 500 NW Pryor Road in the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Edson, that Bill No. 20-130 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- D. [BILL NO. 20-131](#) An Ordinance vacating a certain easement located at 2924 NW Audubon Lane in the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Forte, that Bill No. 20-131 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- E. [BILL NO. 20-132](#) An Ordinance vacating a certain easement located at 3000 NW Audubon Lane in the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember DeMoro, that Bill No. 20-132 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- F.** [BILL NO. 20-133](#) An Ordinance accepting final plat entitled Winterset Valley, Lots 1450A, 1451A and Tract E12, as a subdivision to the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 20-133 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- G.** [BILL NO. 20-134](#) An Ordinance renewing the City of Lee's Summit's procedure for disclosure of potential conflicts of interest and substantial interests for certain municipal officials, pursuant to Sec. 2-75 of the Code of Ordinances for the City of Lee's Summit, Missouri.
(Note: First reading by City Council on August 4, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Felker, that Bill No. 20-134 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

10. Committee Reports

Councilmember Johnson announced the Finance and Budget Committee will meet on Monday, August 10th at 2:00pm

Councilmember Forte stated the Community and Economic Development Committee will meet on Wednesday, August 12th at 4:00pm.

11. Council Comments:

Councilmember Edson stated the Public Works Department has been working with a consultant on a 20 year master plan for the airport. Due to the current pandemic they are unable to hold a public open house. She is hoping they can find a way to include the public as they move forward as they deserve to be able to have their voice heard on such a major project.

Mayor Pro Tem Lopez echoes Councilmember Edson's desire to find a way to have public input for this and many other meetings such as meetings with developers on projects throughout the City. Communication and transparency is very important and steps need to be taken to ensure the public is provided an opportunity to speak.

Mayor Baird agreed with Councilmember Edson and Mayor Pro Tem Lopez and asked staff to work on better communication and to move forward as much as possible with forums such as Zoom.

12. Staff Roundtable

Mr. Steve Arbo, City Manager, stated he would work with staff to make more virtual meetings available for public input.

13. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 4 at 8:47pm.

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"