



The City of Lee's Summit

Final Agenda

City Council - Regular Session

Tuesday, December 17, 2019

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 46 ***AMENDED***

Preliminaries:

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

1. Approval of Agenda

2. Approval of Consent Agenda:

Items on the Consent Agenda are routine business matters or proposed ordinances approved unanimously by the Council on First Reading. Consent agenda items may be removed by any Councilmember for discussion as part of the regular agenda.

- A. [2019-3213](#) Mayor's Appointments

- B. [BILL NO. 19-220](#) An Ordinance accepting final plat entitled "Hawthorn Ridge, 2nd Plat, Lots 101 thru 159", as a subdivision to the city of Lee's Summit, Missouri.
(Note: First read by Council on October 1, 2019. Passed by unanimous vote.)

Presenter: Hector Soto, Jr., Planning Manager
David Price, Clayton Properties Group Inc./applicant

- C. [2019-3219](#) Approval of Liquor Licenses G3 and S for Main Street Bar and Grill, 1 SE 4th Street, Lee's Summit, MO 64063

3. Council Roundtable

Council Roundtable is reserved for items of general interest, community announcements and other such information. Council may ask for clarification or give direction about agenda items or discuss items of an emerging nature.

4. Public Hearings:

Proposed ordinances considered after a public hearing will be read for the first time and forwarded to a future City Council meeting for second reading, unless deemed to be an emergency as defined in Sec. 3.13(f) of the Lee's Summit Charter. Five affirmative votes are required for approval of second reading.

- A. [2019-3188](#) Public Hearing: Amend the Clean Indoor Air ordinance to modify various sections and to enact a new Article XI Vapor Products all in Chapter 17 of the Lee's Summit Code of Ordinances.

Presenter: Brian Head, City Attorney
Josh Johnson, AICP, Assistant Director of Development Services
David Bushek, Chief Counsel of Economic Dev. & Planning

- 1) [BILL NO. 19-270](#) An Ordinance amending Sections 17-4, 17-303 and 17-307 of Article I. General. of Chapter 17 - Offenses of the Code of Ordinances of the City of Lee's Summit, Missouri by amending the definition of the term Vapor Product; by amending the definition of Smoking; by amending certain provisions related to who may be present in places where smoking is allowed; and, enacting a new Article XI. Vapor Products of Chapter 17 - Offenses., of the Code of Ordinances of the City of Lee's Summit, Missouri dealing generally with the regulation of the use of vapor products in certain locations. (CEDC 12/11/19)
(Note: This Bill as first read by Council on December 17, 2019. Passed by unanimous vote.)

Presenter: Brian Head, City Attorney
Josh Johnson, AICP, Assistant Director of Development Services
David Bushek, Chief Counsel of Economic Dev. & Planning

5. Public Comments:

Anyone wishing to address the Mayor and Council during Public Comments will be limited to 3 minutes. Each speaker must fill out a Public Comment Card. The Public Comment Cards are located at the entrance of Council Chambers. After completion, the card is to be given to the City Clerk. Please be concise with comments and respect the 3 minute time limit.

6. Presentations:

- A. [2019-3155](#) Review of proposed Use Tax Ballot Language for the April 7, 2020 Election and Discussion Relating to Potential Use of Funds

Presenter: Stephen A. Arbo, City Manager

- B. [2019-3207](#) Comprehensive Plan Update - Consultant Selection Process

Presenter: Ryan Elam, Director, Development Services
Josh Johnson, AICP, Assistant Director of Development Services

- 1) [BILL NO. 19-271](#) An Ordinance approving the award of RFQ No. 2020-018 for the preparation of a new Comprehensive Plan to Shockey Consulting Services, LLC for an amount not to exceed \$500,000.00 and authorizing the City Manager to execute agreements for the same by and on behalf of the city.
(Note: This Bill as first read by Council on December 17, 2019.)

Presenter: Ryan Elam, Director of Development Services
Josh Johnson, Assistant Director of Development Services

7. Proposed Ordinances Forwarded from Committee:

The following proposed ordinances were considered by a Council Committee and are presented to the Council for two readings and adoption.

- A. [BILL NO. 19-272](#) An Ordinance repealing Division 2. Procedures, and Division 3. Standing Committees, of Article II. Council, in Chapter 2. Administration, of the Code of Ordinances of the City of Lee's Summit, Missouri in their entirety and enacting in lieu thereof a new Division 2. Procedure, and Division 3. Standing Committees, thereof; dealing generally with establishing rules of order and procedure for the Council and Council Committees as well as clarifying and providing new regulations for the operation of Council Committees. (Rules Committee 11/4/19)
- Presenter:** Brian W. Head, City Attorney
- B. [BILL NO. 19-273](#) An Ordinance adopting the Community Development Block Grant (CDBG) 2020-2024 Consolidated Plan of the City of Lee's Summit and amending the City of Lee's Summit Citizen Participation Plan. (CEDC 11/13/19)
- Presenter:** Ryan Elam, Director of Development Services
- C. [BILL NO. 19-274](#) An Ordinance amending Chapter 29; Traffic and Motor Vehicles, of the Code of Ordinances for the City of Lee's Summit, Missouri, by revising Appendix B; Schedule of Stopping, Standing and Parking Restrictions, for certain streets and segments of streets located in the City of Lee's Summit. (PWC 12/02/19)
- Presenter:** Dena Mezger, Director of Public Works
- D. [BILL NO. 19-275](#) An Ordinance amending Chapter 29; Traffic and Motor Vehicles, of the Code of Ordinances for the City of Lee's Summit, Missouri, by revising Appendix A; Schedule of Speed Limits, for certain streets and segments of streets located in the City of Lee's Summit. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- E. [BILL NO. 19-276](#) An Ordinance authorizing execution of an agreement for facility relocation by and between the City of Lee's Summit, Missouri, and Spire Energy in the amount of \$1,197,009.00 pursuant to the Chipman Road Improvements from View High Drive to Bent Tree Drive, and authorizing the City Manager to enter into an agreement for the same. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- F. [BILL NO. 19-277](#) An Ordinance authorizing the execution of Modification No. 1 to agreement dated August 23, 2018 (RFQ No. 2018-064) for professional engineering services for Sanitary Sewer Modeling, Hydraulic Capacity and Design Services with HDR, Inc., for an increase of \$340,875.00 with an amended not to exceed amount of \$492,205.00, and authorizing the City Manager to enter into an agreement for the same. (12/2/19)
- Presenter:** Mark Schaufler, Director of Water Utilities

- G.** [BILL NO. 19-278](#) An Ordinance authorizing execution of Addendum No. 7 to On-Call Agreement for Water and Wastewater Professional Engineering Services Yearly Contract with Olsson Associates Inc. (Original RFQ No. 2016-042-2) for tasks associated with Water Tower Re-Coating Construction Phase Services for a not to exceed cost of \$159,548.00, and authorizing the City Manager to enter into an agreement for the same. (PWC 12/2/19)
- Presenter:** Mark Schaufler, Director of Water Utilities
- H.** [BILL NO. 19-279](#) An Ordinance approving Change Order No. 2 to the contract with J&N Utilities, Inc. for the Harris Road watermain replacement project, an increase of \$20,336.80 for a revised contract price of \$425,545.60. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- I.** [BILL NO. 19-280](#) An ordinance approving Change Order No. 2 to the contract with B. Dean Construction, LLC, for the Fire Station Number 3 project, a decrease of \$9,288.42 for a revised contract price of \$5,508,324.07 and an increase of 57 calendar days to reach substantial and final completion. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- J.** [BILL NO. 19-281](#) An Ordinance approving Change Order No. 2 to the contract with TASCO, LLC for the Streambank Stabilization Projects: NE Bristol Drive & NE Douglas Street, an increase of \$10,950.00 for a revised contract price of \$383,520.00. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- K.** [BILL NO. 19-282](#) An Ordinance approving Change Order No. 2 to the contract with Westland Construction, Inc. for the FY19 Watermain Replacement project, an increase of \$24,173.35 for a revised contract price of \$1,303,042.50. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- L.** [BILL NO. 19-283](#) An Ordinance authorizing the execution of Modification No. 4 to the agreement with George Butler Associates, Inc. for Professional Engineering Services for SW Jefferson St. from Persels Road to Oldham Parkway (RFQ No. 419-32272) in the amount of \$58,721.24 for a revised not to exceed contract amount of \$388,513.24, and authorizing the City Manager to execute an agreement for the same. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works
- M.** [BILL NO. 19-284](#) An Ordinance authorizing execution of Modification No. 1 to the agreement dated July 16, 2019 (RFQ No. 543-32272) for professional engineering services for 4 Stormwater Improvement Projects with Lamp Rynearson, for an increase of \$11,900.00 with an amended not to exceed amount of \$171,700.00, and authorizing the City Manager to enter into an agreement for the same. (PWC 12/2/19)
- Presenter:** Dena Mezger, Director of Public Works

- N. [BILL NO. 19-285](#) An Ordinance authorizing the execution of a “Cost-Share Agreement, Wayfinding System Plan, Planning Sustainable Places Program” by and between the City of Lee's Summit, Missouri, as a partner with fourteen other local agencies identified in said Agreement, and the Mid-America Regional Council. (PWC 12/2/19)

Presenter: Dena Mezger, Director of Public Works

8. Committee Reports

Committee chairs report on matters held in Committee.

9. Council Comments:

(NOTE: Total time for Council Comments will be limited to 5 minutes.)

10. Staff Roundtable

Staff Roundtable is reserved for items of general interest, community announcements and other such information; however, staff may ask for clarification or direction from the council related to items on the agenda or for items of an emergency nature for which insufficient time exists for adding to the agenda.

11. Adjournment

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"