



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

Thursday, February 15, 2018

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

**REGULAR SESSION NO. 57 \*\*\*AMENDED\*\*\***

---

INVOCATION

PLEDGE OF ALLEGIANCE

CALL TO ORDER

Mayor Rhoads called Regular Session No. 57 to order at 6:15 p.m.

ROLL CALL

**Present:** 8 - Councilmember Rob Binney  
Councilmember Trish Carlyle  
Councilmember Phyllis Edson  
Councilmember Craig Faith  
Councilmember Diane Forte  
Councilmember Dave Mosby  
Councilmember Diane Seif  
Councilmember Fred DeMoro

APPROVAL OF AGENDA

ACTION: A motion was made by Councilmember Forte, second by Councilmember DeMoro to approve the published amended agenda. Motion carried the following vote:

Aye:

Councilmember Forte  
Councilmember DeMoro  
Councilmember Binney  
Councilmember Edson  
Councilmember Seif  
Councilmember Carlyle  
Councilmember Faith

Nay:

Councilmember Mosby

1. **PUBLIC COMMENTS:**

Mr. Chris Presnell, President of the Fire Fighters Association, spoke regarding his feels on the compensation philosophy and recommendations to the Council. He feels that all the employees deserve fair and equal pay and hopes the Council finds the right resolution soon.

Ms. Geraldine Amoto spoke again on her feelings regarding the fall of the Republic and the United States.

2. **COUNCIL COMMENTS:**

There were no Council Comments.

3. **APPROVAL OF CONSENT AGENDA:**

A. [2018-1823](#)

Mayor's Appointments:

Health Education Advisory Board: Appoint Merle Nunnemaker, term to expire 07-01-20.

Livable Streets Advisory Board: Appoint Jeffrey Brandhorst to replace Bob Busby, term to expire 02-17-19.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, to approve the Mayor's Appointments as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

City Council - Regular Session

Action Letter

February 15, 2018

---

- B. [2018-1824](#) Approval of a Type B3 and a Type S Liquor License for Pho La La, 44 NE Sycamore Street.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, to approve this Liquor License as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

- C. [2018-1831](#) Approval of a Type G3 and a Type S Liquor License for B&B Theater New Longview 7, 3201 SW Fascination Drive.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, to approve this Liquor License as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

- D. [BILL NO. 18-17](#) AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN LOCATED AT 1991 SE HAMBLÉN ROAD IN DISTRICT PI, PROPOSED ANIMAL CONTROL FACILITY SOLAR INSTALLATION IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE, NO. 5209, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

(Note: First Reading by City Council on February 1, 2018. Passed unanimously.)

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 18-17 be adopted and numbered Ord. No. 8338 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

- E. [BILL NO.  
18-18](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN M-III LONGVIEW, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR THE FASCINATION AT NEW LONGVIEW DEVELOPMENT.

(Note: First Reading by City Council on February 1, 2018. Passed unanimously.)

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 18-18 be adopted and numbered Ord. No. 8339 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

4. **PROPOSED ORDINANCES FORWARDED FROM COMMITTEE:**

- A. [BILL NO.  
18-21](#) AN ORDINANCE APPROVING A FIXED BASE OPERATOR AGREEMENT BETWEEN AVIONICS INSTALLATIONS, INC (HEREINAFTER "OPERATOR") AND THE CITY OF LEE'S SUMMIT, MISSOURI (HEREINAFTER "CITY") TO PERFORM AVIONICS AND INSTRUMENT SALES, SERVICE AND INSTALLATION OPERATIONS AT THE LEE'S SUMMIT MUNICIPAL AIRPORT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY. (BOAC 1-23-18) (F&BC 2-5-18)

**ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 18-21 be second read. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 18-21 be adopted and numbered Ord. No. 8340. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

- B. [BILL NO. 18-22](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION AMENDMENT NO. 5 TO STATE BLOCK GRANT AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION, GRANTING ADDITIONAL FEDERAL FUNDS IN THE AMOUNT OF \$340,966.00 FOR LAND ACQUISITION FOR RUNWAY 18-36 EXTENSION AT THE LEE'S SUMMIT MUNICIPAL AIRPORT. (F&BC 2-5-18)

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Carlyle, that Bill No. 18-22 be second read. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Seif, that Bill No. 18-22 be adopted and numbered Ord. No. 8341. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

- C. [BILL NO. 18-23](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FIFTH SUPPLEMENTAL AGREEMENT TO AIRPORT AID AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION, GRANTING ADDITIONAL FUNDS IN THE AMOUNT OF \$18,942.00 FOR LAND ACQUISITION FOR RUNWAY 18-36 EXTENSION AT THE LEE'S SUMMIT MUNICIPAL AIRPORT. (F&BC 2-5-18)

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Seif, that Bill No. 18-23 be second read. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

City Council - Regular Session

Action Letter

February 15, 2018

---

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Seif, that Bill No. 18-23 be adopted and numbered Ord. No. 8342. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**D.** [BILL NO. 18-24](#)

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT AND VERIZON WIRELESS, LLC ESTABLISHING THE LEASE TERM AND ANNUAL RENTAL PAYMENT FOR TELECOMMUNICATIONS EQUIPMENT TO BE INSTALLED ON THE CITY'S WATER STORAGE TOWER LOCATED AT 801 SW HOOK ROAD. (F&BC 2-5-18)

**ACTION: A motion was made by Councilmember Seif, seconded by Councilmember Carlyle, that Bill No. 18-24 be second read. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**ACTION: A motion was made by Councilmember Seif, seconded by Councilmember Carlyle, that Bill No. 18-24 be adopted and numbered Ord. No. 8343. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

City Council - Regular Session

Action Letter

February 15, 2018

---

- E. [BILL NO. 18-25](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, THROUGH THE LEE'S SUMMIT PARKS AND RECREATION BOARD, AND THE JUNIOR COLLEGE DISTRICT OF METROPOLITAN KANSAS CITY, MISSOURI TO ESTABLISH A SPONSORSHIP BY LEE'S SUMMIT PARKS AND RECREATION OF THE COMMON READ PROGRAM FOR 2018-2019 AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT EVIDENCING THE SAME BY AND ON BEHALF OF THE CITY OF LEE'S SUMMIT, MISSOURI. (F&BC 2-5-18)

**ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 18-25 be second read. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Seif, that Bill No. 18-25 be adopted and numbered Ord. No. 8344. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

- F. [BILL NO. 18-26](#) AN ORDINANCE APPROVING AMENDMENT NO. 10 TO THE BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2018, AS ADOPTED BY ORDINANCE NO. 8162, BY REVISING THE AUTHORIZED EXPENDITURES FOR THE CITY OF LEE'S SUMMIT. (F&BC 2-5-18).

**ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Bill No. 18-26 be second read. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

**ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Bill No. 18-26 be adopted and numbered Ord. No. 8345. The motion carried by the following vote:**

City Council - Regular Session

Action Letter

February 15, 2018

---

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

- G.** [BILL NO. 18-27](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND ALLGEIER MARTIN AND ASSOCIATES, INC., IN AN AMOUNT NOT TO EXCEED \$165,000.00 FOR PROFESSIONAL ENGINEERING SERVICES FOR THE FOUR STREAMBANK STABILIZATION/STORMWATER MANAGEMENT PROJECTS (RFQ NO. 2018-301). (PWC 1/16/18)

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Seif, that Bill No. 18-27 be second read. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Seif, that Bill No. 18-27 be adopted and numbered Ord. No. 8346. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**5. PRESENTATIONS:**

- A.** [2018-1827](#) Presentation and Reconsideration of Land Clearance for Redevelopment Authority (LCRA) Application - Bridge Space, LCRA Urban Renewal Redevelopment Project, 210 SW Market Street; SF003 LLC Applicant (LCRA Application #2017-001)

**This Presentation was received and filed.**

**6. PUBLIC HEARINGS:**



City Council - Regular Session

Action Letter

February 15, 2018

---

- A. [2018-1793](#) PUBLIC HEARING - Application #PL2017-254 - SPECIAL USE PERMIT for in-home massage therapy - 751 SW Old Pryor Rd; Delane Reed, applicant

**This Public Hearing - Sworn was received and filed.**

- B. [BILL NO. 18-28](#) AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR IN HOME MASSAGE THERAPY IN DISTRICT R-1 ON LAND LOCATED AT 751 SW OLD PRYOR ROAD FOR A PERIOD OF TEN (10) YEARS, ALL IN ACCORDANCE WITH ARTICLE 10 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Forte that Bill No. 18-28 be advanced to second reading. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

- C. [2018-1801](#) PUBLIC HEARING - Appl. #PL2017-260 - UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENT #64 - Article 2 Definitions, Article 9 Uses Permitted with Conditions and Article 10 Special Use Permits, establishing regulations for Short Term Rentals; City of Lee's Summit, applicant

**This Public Hearing - Sworn was received and filed.**

- D. [BILL NO. 18-29](#) AN ORDINANCE APPROVING APPLICATION #PL2017-260 - AMENDMENT #64 TO THE UNIFIED DEVELOPMENT ORDINANCE (UDO) - ARTICLE 2 RULES OF INTERPRETATION AND DEFINITIONS, ARTICLE 9 USES PERMITTED WITH CONDITIONS AND ARTICLE 10 SPECIAL USE PERMITS, ESTABLISHING REGULATIONS FOR SHORT TERM RENTALS; CITY OF LEE'S SUMMIT, APPLICANT.

**ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Forte, that Bill No. 18-29 be advanced to second reading as amended. The motion carried by the following vote:**

**Aye:** 7 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember DeMoro

**Nay:** 1 - Councilmember Seif

**ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, that Bill No. 18-29 be amended by striking Article 9, Subsection A., Line 3. The motion carried by the following vote:**

**Aye:** 6 - Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember DeMoro

**Nay:** 2 - Councilmember Binney  
Councilmember Seif

**7. PROPOSED ORDINANCES - FIRST READING:**

- A.**        [BILL NO. 18-30](#)        AN ORDINANCE RESCINDING ORDINANCE NO. 8094 AND APPROVING A DEVELOPMENT AGREEMENT AND LAND CLEARANCE FOR REDEVELOPMENT AUTHORITY REDEVELOPMENT PROJECT, BRIDGE SPACE PROJECT, PURSUANT TO THE PROVISIONS OF THE LAND CLEARANCE FOR REDEVELOPMENT AUTHORITY LAW, SECTIONS 99.300 TO 99.660 RSMo.

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that this Ordinance be advanced to second reading. The motion carried by the following vote:**

**Aye:** 6 - Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 1 - Councilmember Mosby

**Abstain:** 1 - Councilmember Binney

- B.**        [BILL NO. 18-31](#)        AN ORDINANCE ACCEPTING FINAL PLAT ENTITLED "EAGLE CREEK, 15TH PLAT, LOTS 661-707 AND TRACTS O, P AND Q", AS A SUBDIVISION TO THE CITY OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that this Ordinance be advanced to second reading. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

- C. [BILL NO.](#) AN ORDINANCE APPROVING AMENDMENT NO. 9 TO THE BUDGET FOR  
[18-20](#) THE FISCAL YEAR ENDING JUNE 30, 2018, AS ADOPTED BY ORDINANCE  
NO. 8162, BY REVISING THE AUTHORIZED EXPENDITURES FOR THE CITY  
OF LEE'S SUMMIT, MISSOURI, AND ESTABLISHING A NEW PAY AND  
CLASSIFICATION PLAN FOR IMPLEMENTATION OF THE COMPENSATION  
AND BENEFIT STUDY.

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Faith, that Bill No. 18-20 be advanced to second reading.**

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Mosby, that Bill No. 18-20 be tabled to a date certain of March 1, 2018. The motion carried by the following vote:**

**Aye:** 6 - Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 2 - Councilmember Binney  
Councilmember Carlyle

- D. [BILL NO.](#) AN ORDINANCE REPEALING ORDINANCE NO. 7428 AND ESTABLISHING  
[18-32](#) NEW GENERAL FUND RESERVE BALANCE GUIDELINES TO ENSURE THE  
CONTINUED ECONOMIC STABILITY AND COMPETITIVENESS OF THE CITY  
OF LEE'S SUMMIT, MISSOURI.

3/1/18

**ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, that Bill No. 18-32 be advanced to second reading.**

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Mosby, that Bill No. 18-32 be tabled to a date certain of March 1, 2018. The motion carried by the following vote:**

**Aye:** 5 - Councilmember Edson  
Councilmember Faith  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**Nay:** 3 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Forte

8. **EMERGENCY ORDINANCES:**

- A. [BILL NO.](#)  
[18-33](#) AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF LEE'S SUMMIT, MISSOURI, AT A SPECIAL MUNICIPAL ELECTION ON TUESDAY AUGUST 7, 2018, THE QUESTION OF WHETHER THE CITY SHALL IMPOSE A USE TAX FOR GENERAL REVENUE PURPOSES AT THE RATE OF TWO AND ONE QUARTER PERCENT (2.25%) FOR THE CITY OF LEE'S SUMMIT, MISSOURI, AND PROVIDING THE FORM OF NOTICE OF SAID ELECTION TO BE GIVEN AND CONTAINING AN EMERGENCY CLAUSE.

**ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Binney, that Bill No. 18-33 be second read. The motion failed by the following vote:**

- Aye:** 3 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Forte
- Nay:** 5 - Councilmember Edson  
Councilmember Faith  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

- B. [BILL NO.](#)  
[18-34](#) AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF LEE'S SUMMIT, MISSOURI, AT A SPECIAL MUNICIPAL ELECTION ON TUESDAY AUGUST 7, 2018, THE QUESTION OF WHETHER THE CITY SHALL IMPOSE A CITY SALES TAX OF ONE-HALF OF ONE PERCENT (1/2 OF 1%); PRESCRIBING A FORM OF BALLOT; AND CONTAINING AN EMERGENCY CLAUSE.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Bill No. 18-34 be second read. The motion failed by the following vote:**

- Aye:** 3 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Forte
- Nay:** 5 - Councilmember Edson  
Councilmember Faith  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

9. **PROPOSED ORDINANCES - SECOND READING:**

- A. [BILL NO.](#)  
[18-19](#) AN ORDINANCE AMENDING ARTICLE III OF CHAPTER 26, STREETS, SIDEWALKS AND OTHER PLACES, OF THE CITY CODE OF THE CITY OF LEE'S SUMMIT, MISSOURI TO PROVIDE FOR CONSISTENT MANAGEMENT WHILE PRESERVING THE CITY'S AUTHORITY OVER THE USE OF ITS RIGHTS-OF-WAYS.

(Note: First Reading by City Council on February 1, 2018.)

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, that Bill No. 18-19 be adopted and numbered Ord. No. 8347. The motion carried by the following vote:**

Aye: 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Mosby  
Councilmember Seif  
Councilmember DeMoro

**10. COMMITTEE REPORTS (Committee chairs report on matters held in Committee):**

Councilmember Carlyle advised the Rules Committee met on Monday, February 12, 2018 and completed the Ethics bill and it will be coming to the full Council soon so that it can be adopted before the April deadline.

Councilmember Faith stated there will be Public Works Committee meeting on Tuesday, February 20, 2018 at 5:30 p.m.

Councilmember Seif stated Lee's Summit Cares has a group "Partnership to Prevent Risky Business" that has representatives from the mental health field in the greater Kansas City area as well as the Police Department. A Principal from Summit Ridge Academy, Mr. Andy Campbell, gave an amazing presentation titled "Trauma Informed Care Approach". It was a 3 hour presentation that was compressed into a 45 minute presentation. She encouraged others to find the opportunity to hear this presentation and how the R7 School District is dealing with students that have some kind of trauma in there life. The graduation rate is increasing tremendously and that is a plus for the schools but she feels that says a lot about our community and how the community and businesses are working together for a very positive approach for kids.

Councilmember Forte advised there would be a Community and Economic Development Committee (CEDC) meeting on Wednesday, February 21, 2018. She stated the committee will need to look moving the March meeting date to March 21 as there is a candidate forum being held by the Chamber that evening.

**11. COUNCIL ROUNDTABLE:**

Councilmember Mosby stated he didn't want anybody to think that because the tax ballot issues were defeated tonight that is the only revenue source. He feels that everyone here is dedicated to working on the wage issue and it's not going to get kicked down the road. He feels it will be resolved. He also feels there is a lot of low hanging fruit out there and budget management opportunities, incentive opportunities, fees and assessment opportunities and there are multiple ways and monies that can be held back to be used for salaries. If he had his way, we would start working on them tomorrow. He feels there will be something done.

Councilmember Edson stated the Taste of Lee's Summit to benefit the Lee's Summit Educational Foundation will be held on Saturday, March 3, 2018. She advised there are still tickets available and hopes everyone will come out and support our kids.

Councilmember Binney noted the Taste of Lee's Summit is a great event and appreciates Councilmember Edson's work with this event.

Councilmember Binney stated that much like the State of Kansas, Lee's Summit is not going to cut their way to prosperity in the Compensation Philosophy that was adopted on January 11, 2018 the final line under Responsibilities reads, "It is our shared responsibility to maintain a culture which supports those who have chosen public service for the City of Lee's Summit in a fiscally responsible manner that ensures sustainable quality services."

Councilmember Binney thanked Mayor Rhoads for his leadership in Missouri Municipal League his work around the State has been beneficial to the cities that cannot be quantified to show the things that Lee's Summit has benefited from his involvement. But it is greatly appreciated and his term as the President was well served.

Councilmember Binney also stated that he was not able to attend the Police Department Ceremony but understood that 5 new officers were sworn in.

Councilmember Binney also noted that Mr. Kirk Nooks, President of MCC Longview, has been chosen to be the new President at Gordon State College in Georgia. While happy for his promotion, but sad to see him leave. The term he will remember the most is "Educational Eco System".

Mayor Rhoads stated that since we are Lee's Summit people we don't realize how other communities look at us, so it's always nice to see that in the Regional and State meetings. He thanked Councilmember Binney for his kind words.

Councilmember Faith thanked Councilmember Binney for mentioning the awards ceremony for the Police Department. He congratulated Detective Reece for receiving Officer of the Year. There were also two awards that are

just below "Valor" and they are called "Meritorious" given to officers that faced extreme danger and handled themselves well. He also agreed with Councilmember Binney on the Compensation Philosophy and responsibilities and our largest asset is our employees and we need to invest in them.

**12. STAFF ROUNDTABLE:**

Mr. Steve Arbo, City Manager, stated he would like to get on record regarding proposed Substitute Bill No. 18-20 that has been tabled, the numbers are still very uncertain. According to staff calculations the funding allocated in Section 5, is inadequate to resolve the compression and range penetration concerns for the IAFF and the Core General Employee groups. So when Council has adopted the Compensation Philosophy, that you are making a commitment that you are going to fulfill, the current numbers in Substitute Bill No. 18-20 are not at the level they should be. If Bill No. 18-20 was adopted in its current form it would be in conflict with the Compensation Philosophy that was already adopted by this Council.

Mr. Arbo also stated there needs to be additional clarity for the amounts for all groups as outlined in Section 5 in Substitute Bill No. 18-20. He agrees that there have been very swift actions taken and dollar amounts being given. He feels it is everyone's intent to be at a better place but sometimes moving swiftly can be more harmful than good. Especially when it appears we are making commitments to our employee groups that we can't fulfill.

Mr. Arbo also wanted to clarify the process that items get assigned to committees. He asked Mrs. Nancy Yendes, Acting City Attorney, to go over the rules for this process.

Mrs. Yendes stated that under Section 2-58 of the Council Rule book, Assignment to the Committee, during Council Comments any councilmember may ask that a matter be referred to a committee and the Mayor Pro Tem has a time period, approximately 14 days, to decide if he is going to assign that to a committee. If he does not take action or he declines, then there is an opportunity for councilmembers to make a petition. She wanted to make that clear for the Council and for the people at home and in the audience that may have heard things about signing something to a committee but nothing happened. There is a process in place involved the City Clerk's office and petition in the event the Mayor Pro Tem did not send something to a committee.

**13. ADJOURNMENT**

Mayor Rhoads adjourned Regular Session No. 57 at 8:25 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 Internet site at "[www.cityofls.net](http://www.cityofls.net)".