



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

Tuesday, November 9, 2021

6:00 PM

City Council Chambers
and Via Video Conference
220 SE Green Street
Lee's Summit, MO 64063

*****AMENDED*** REGULAR SESSION NO. 49**

Notice is hereby given that the City Council for the City of Lee's Summit will meet in Regular Session on Tuesday, November 9, 2021 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 8, 2021, 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 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.

Preliminaries:

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

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

1. Approval of Agenda

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, to approve the posted amended 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

2. Approval of Consent Agenda:

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, to approve the Consent Agenda Items 2.A - 2.E. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Absent: 1 - Councilmember Carlyle

A. [2021-4465](#) Approval of City Council Action Letter from November 2, 2021.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, to approve the City Council Action Letter from November 2, 2021 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Absent: 1 - Councilmember Carlyle

B. [BILL NO. 21-223](#) An Ordinance Approving the Petition to Remove Property From the Summit Fair Community Improvement District and Approving the Document Titled Termination of Summit Place Cooperative Agreement.

(Note: First read by Council on November 2, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 21-223 be adopted and numbered Ord. No. 9277 as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Absent: 1 - Councilmember Carlyle

- C. [BILL NO. 21-224](#) An Ordinance Approving the Document Titled Termination of TIF Contract For The Summit Place Tax Increment Financing Project.
(Note: First read by Council on November 2, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 21-224 be adopted and numbered Ord. No. 9278 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Absent: 1 - Councilmember Carlyle

- D. [BILL NO. 21-225](#) An Ordinance Repealing Ordinance Numbers 7927 and 7928 and Terminating Redevelopment Projects 2A and 2B of the Lee's Summit East Amended And Restated Tax Increment Financing Plan.
(Note: First read by Council on November 2, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 21-225 be adopted and numbered Ord. No. 9279 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Absent: 1 - Councilmember Carlyle

- E. [BILL NO. 21-227](#) An Ordinance accepting final plat entitled Hook Farms, 2nd Plat, Lots 100-178 and Tract I as a subdivision to the city of Lee's Summit, Missouri.
(Note: First read by Council on November 2, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 21-227 be adopted and numbered Ord. No. 9280 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Absent: 1 - Councilmember Carlyle

3. Council Roundtable

Councilmember Forte noted the Chief play the Raiders this weekend and she stated she is a "Raider Hater".

A. [2021-4357](#) Update on COVID 19

Mr. Dan Manley, Assistant Fire Chief, provided an update on the COVID-19 statistics in the area.

4. Public Hearings:

A. [2021-4377](#) Public Hearing: Application #PL2021-282 - Rezoning from AG to RP-1, RP-4 and CP-2; and Preliminary Development Plan - Blue Parkway mixed-density residential development, 2840 SE Blue Parkway; Griffin Riley Property Group, applicant.

(Note: This application was continued from October 19, 2021 per the applicants request.)

Mr. Josh Johnson entered Exhibits 1 - 22 into the record.

Council discussion included:

Elevations
Neighbors
Phases / Sequence
Retail
Trails
Parks
Sidewalks
Long Term Ownership
Connectivity
Walkability
Other like projects in the area
Other markets in other cities
Garages / Parking
Alley's
Tree Buffer
Multi-Family Demand
HOA's
Townhomes / Apartments

Rentals vs. ownership

This Public Hearing - Sworn was presented.

- 1) [BILL NO. 21-228](#) An Ordinance approving a Rezoning from AG (Agricultural) to District RP-1 (Planned Single-Family Residential), RP-4 (Planned Apartment Residential District) & CP-2 (Planned Community Commercial District) and Preliminary Development Plan for Blue Parkway Mixed-Density Residential Development, located at 2840 SE Blue Parkway, in accordance with the provisions of Chapter 33, The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.
(Note: First read by Council on November 9, 2021.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, that Bill No. 21-228 be advanced to second reading. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

Nay: 2 - Councilmember Felker
Councilmember Forte

5. Public Comments:

There were no Public Comments.

6. Resolutions:

- A. [RES. NO. 21-24](#) A Resolution revising the investment policy for the City of Lee's Summit, Missouri.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Resolution No. 21-24 be adopted. 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. [RES. NO. 21-25](#) A Resolution adopting the City Council schedule of meetings for 2022.

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, that Resolution No. 21-25 be adopted. 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. [RES. NO. 21-26](#) A Resolution expressing opposition to the current mask mandate promulgated by the Jackson County, Missouri and urging the adoption of a mask mandate similar to that in place within the corporate limits of the City of Kansas City, Missouri.

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, that Resolution No. 21-26 be adopted.

After discussion, a motion was made by Councilmember Felker, seconded by Councilmember Carlyle, that Resolution be amended to have the title read, "A Resolution expressing opposition to the current mask mandate promulgated by the Jackson County, Missouri and urging repeal of the same" and removing any reference to the similar resolution passed by Kansas City, Missouri. 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

ACTION: On the original motion made by Councilmember Edson, seconded by Councilmember DeMoro, that Resolution No. 21-26 be adopted as amended, 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

7. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 21-229](#) An Ordinance approving an agreement between the City of Lee's Summit, Missouri and Axon Enterprise Inc. for the purchase of Taser 7 conducted energy devices, and authorizing the City Manager to execute the same of on behalf the City. (F&BC 11/1/21)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Shields, that Bill No. 21-229 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 Carlyle, seconded by Councilmember Edson, that Bill No. 21-229 be adopted and numbered Ord. No. 9281. 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. 21-230](#)

An Ordinance approving the dual award of Bid No. 2022-023, to purchase ammunition on an as-needed basis for a one-year term with up to four, one-year renewals to On Target Ammunition, LLC and Zoom Technologies, LLC, and authorizing the City Manager to execute the same for the City. (F&BC 11/1/21)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Edson, that Bill No. 21-230 be second read. 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

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Edson, that Bill No. 21-230 be adopted and numbered Ord. No. 9282. 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

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- C. [BILL NO. 21-231](#) An Ordinance approving two grant agreements for the Missouri Highway Safety Program between the State of Missouri, through its Department of Transportation Traffic and Highway Safety Division, and the City of Lee's Summit, Missouri, and authorizing the Mayor to execute the same. (F&BC 11/1/21)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Forte, that Bill No. 21-231 be second read. 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

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 21-231 be adopted and numbered Ord. No. 9283. 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. 21-232](#) An Ordinance approving an intergovernmental agreement between the City of Lee's Summit and the State of Missouri, through its Department of Social Services, to receive payments on qualifying low-income water accounts, and authorizing the Mayor to execute the same. (F&BC 11/1/21)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 21-232 be second read. 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

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Felker, that Bill No. 21-232 be adopted and numbered Ord. No. 9284. 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. 21-233](#) An Ordinance approving the cooperative agreement between the City of Lee's Summit, Missouri and the Downtown Lee's Summit Community Improvement District for the Third Street Streetscape Enhancement Project, and authorizing the Mayor to execute the same. (F&BC 11/1/21)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 21-233 be second read. 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

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 21-233 be adopted and numbered Ord. No. 9285. 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. 21-234](#) An Ordinance approving Amendment No. 4 to the Budget for the Fiscal Year ending June 30, 2022, as adopted by Ordinance No. 9184 and Ordinance No. 9187, by amending the authorized expenditures in the General Fund and the Stormwater Fund. (F&BC 11/1/21)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 21-234 be second read. 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

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 21-234 be adopted and numbered Ord. No. 9286. 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

8. Committee Reports

Councilmember Forte stated the Community and Economic Development Committee will meet tomorrow (Wednesday, November 10, 2021) at 4pm.

9. Council Comments:

There were no Council Comments.

10. Staff Roundtable

Mr. Mark Dunning, Assistant City Manager, advised Council and the public that we are now accepting applications for the 2022 Citizen's Leadership Academy through December 3rd. He noted that we have 20 spaced in each class and we currently have received 9 applications already. Councilmember Edson asked if there were any places being held for students. Mr. Dunning advised we had done this in the past but had not received any applications from students, but they are welcome to send in an application. Councilmember Edson asked if there was any age restrictions? Mr. Dunning noted there are no age restrictions.

Mr. Dunning said the snow fighting operations are set to begin soon and will hold a snow dry run from 7 a.m. to 3:30 p.m. tomorrow, Wednesday, November 10th to allow crews to prepare for the upcoming 2021-2022 winter weather season.

Lastly, Mr. Dunning noted the new Whataburger will be having their grand opening on Monday, November 15, 2021 and there will likely be a lot of traffic and congestion during this time.

11. Adjournment

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Hearing no further business, Mayor Baird adjourned Regular Session No. 49 into Closed Session at 8:36pm.

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"