



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

Thursday, September 21, 2017

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

****AMENDED** REGULAR SESSION NO. 44**

INVOCATION

PLEDGE OF ALLEGIANCE

CALL TO ORDER

Mayor Rhoads called Regular Session No. 44 to order at 6:23 p.m.

ROLL CALL

Present: 7 - Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Phyllis Edson
Councilmember Diane Forte
Councilmember Dave Mosby
Councilmember Diane Seif
Councilmember Fred DeMoro

Absent: 1 - Councilmember Craig Faith

APPROVAL OF AGENDA

ACTION: On motion made by Councilmember Binney, second by Councilmember Carlyle, the Council voted to approve the Published Amended Agenda. Motion carried the following vote:

**Aye - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Mosby
Councilmember DeMoro
Councilmember Forte
Councilmember Seif**

Absent - Councilmember Faith

1. PUBLIC COMMENTS:

Ms. Geraldine Amato voiced her opinion about the federal government and federal reserves.

2. **COUNCIL COMMENTS:**

There were no Council Comments.

3. **APPROVAL OF CONSENT AGENDA:**

- A. [2017-1486](#) Approval of Type H and S Liquor License for Fuel Expresso 29, 1317 SW Market Street.

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

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

- B. [BILL NO. 17-201](#) AN ORDINANCE APPROVING AMENDMENT NO. 3 TO THE BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2018, AS ADOPTED BY ORDINANCE NO. 8162, BY REVISING THE AUTHORIZED BUDGET EXPENDITURES OF THE CITY OF LEE'S SUMMIT, MISSOURI.

(Note: First reading by City Council on September 7, 2017.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 17-201 be adopted and numbered Ord. No. 8244 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

- C. [BILL NO. 17-202](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN CMH PARKS, INC, A TENNESSEE CORPORATION, DBA SUMMIT CUSTOM HOMES AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR THE STONEY CREEK WEST SUBDIVISION DEVELOPMENT.

(Note: First reading by City Council on September 7, 2017.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 17-202 be adopted and numbered Ord. No. 8245 as part of the Consent Agenda. The motion carried by the following vote:

City Council - Regular Session

Action Letter

September 21, 2017

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

- D.** [BILL NO. 17-203](#) AN ORDINANCE APPROVING THE EXECUTION OF THE GRANT AGREEMENT BY AND BETWEEN THE STATE OF MISSOURI, DEPARTMENT OF TRANSPORTATION TRAFFIC AND HIGHWAY SAFETY DIVISION AND THE CITY OF LEE'S SUMMIT MISSOURI FOR THE MISSOURI HIGHWAY SAFETY PROGRAM.

(Note: First reading by City Council on September 7, 2017.)

ACTION: A motion was made by Councilmember Forte, seconded by --Councilmember Carlyle, that Bill No. 17-203 be adopted and numbered Ord. No. 8246 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

4. PRESENTATIONS:

- A.** [2017-1426](#) Presentation and Update from Velocity LS (formerly Market Center of Ideas)

Binney, Rob was called to speak. Forte, Diane was called to speak. Seif, Diane was called to speak. Binney, Rob was called to speak. Mosby, Dave was called to speak. Binney, Rob was called to speak. Mosby, Dave was called to speak. Binney, Rob was called to speak. Binney, Rob was called to speak. Seif, Diane was called to speak.

This Presentation was received and filed.

5. PUBLIC HEARINGS:

- A.** [2017-1456](#) PUBLIC HEARING - Application #PL2017-135 - VACATION OF RIGHT-OF-WAY - all of SE 23rd Street and SE Reiss Drive within the plat of Reiss Industrial Park, generally located at the southeast corner of SE M-291 Highway and SE Stuart Road; Engineering Solutions, LLC, applicant.

(NOTE: This item was CONTINUED from September 7, 2017, per Staff's request.)

City Council - Regular Session

Action Letter

September 21, 2017

This Public Hearing - Sworn was approved.

- 1) [BILL NO. 17-204](#) AN ORDINANCE VACATING DEDICATED RIGHTS-OF-WAY FOR ALL OF SE 23RD ST. AND SE REISS DR. LOCATED WITHIN THE PLAT OF REISS INDUSTRIAL PARK, GENERALLY LOCATED AT THE SOUTHEAST CORNER OF SE M-291 HWY. AND SE STUART RD. IN THE CITY OF LEE'S SUMMIT, MISSOURI.

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Forte, that Bill No. 17-204 be advanced to second reading. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

- B. [2017-1504](#) Public Hearing for the Proposed 2017 Property Tax Levy for the City of Lee's Summit, Cass and Jackson Counties, Missouri, for the Calendar Year 2017.

This Public Hearing - Legislative was approved.

- 1) [SUBSTITUTE BILL NO. 17-205](#) AN ORDINANCE SETTING THE TAX LEVY FOR THE YEAR 2017 FOR THE CITY OF LEE'S SUMMIT, CASS AND JACKSON COUNTIES, MISSOURI; AND, CONTAINING AN EMERGENCY CLAUSE.

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Substitute Bill No. 17-205 be second read. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Substitute Bill No. 17-205 be adopted and numbered Ord. No. 8247. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

6. PROPOSED ORDINANCES - FIRST READING:

- A. [BILL NO.](#) AN ORDINANCE VACATING CERTAIN EASEMENTS LOCATED WITHIN THE
[17-206](#) PLAT OF REISS INDUSTRIAL PARK, GENERALLY LOCATED AT THE
SOUTHEAST CORNER OF SE M-291 HWY. AND SE STUART RD. IN THE
CITY OF LEE'S SUMMIT, MISSOURI.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, that Bill No. 17-206 be advanced to second reading. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

- B. [BILL NO.](#) AN ORDINANCE APPROVING A COOPERATIVE AGREEMENT BETWEEN
[17-207](#) THE CITY OF LEE'S SUMMIT, MISSOURI, THE PINE TREE COMMUNITY
IMPROVEMENT DISTRICT, AND NORTHERN STATES INVESTMENTS, LLC,
AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT ON
BEHALF OF THE CITY.

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Seif, that Bill No. 17-207 be advanced to second reading. The motion carried by the following vote:

Aye: 6 - Councilmember Binney
Councilmember Carlyle
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Nay: 1 - Councilmember Edson

Absent: 1 - Councilmember Faith

- C. [BILL NO.](#) AN ORDINANCE APPROVING THE AWARD OF BID NO. 2017-042-1-3C
[17-208](#) WATER UTILITIES SCADA SYSTEM IMPROVEMENTS TO SECOND SIGHT
SYSTEMS LLC AND AUTHORIZING THE CITY MANAGER TO ENTER INTO
AN AGREEMENT FOR THE SAME IN THE AMOUNT OF \$396,855.14.

ACTION: A motion was made by Councilmember Seif, seconded by Councilmember Binney, that Bill No. 17-208 be advanced to second reading. The motion carried by the following vote:

City Council - Regular Session

Action Letter

September 21, 2017

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

- D.** [BILL NO. 17-209](#) AN ORDINANCE APPROVING A FIRST AMENDMENT TO A PARKING LICENSE AGREEMENT WITH VOGUE CONDOMINIUMS OWNERS ASSOCIATION, INC. REDUCING THE NUMBER OF PARKING SPACES FOR WHICH THE CITY SHALL PAY A LICENSE FEE AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 17-209 be advanced to second reading subject to the Amendment of Section 4.2 of the agreement regarding parking spaces. The motion carried by the following vote:

Aye: 6 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Seif
Councilmember DeMoro

Nay: 1 - Councilmember Mosby

Absent: 1 - Councilmember Faith

- E.** [BILL NO. 17-210](#) AN ORDINANCE DETERMINING AND DECLARING THE NECESSITY OF ACQUIRING FOR PUBLIC USE CERTAIN PERMANENT EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENTS FOR ROAD IMPROVEMENTS ASSOCIATED WITH THE WARD ROAD IMPROVEMENT PROJECT (COUNTY LINE ROAD TO 163RD ST); AUTHORIZING THE CITY MANAGER AND HIS DESIGNEES TO NEGOTIATE FOR THE PURPOSE OF ACQUIRING THE NECESSARY INTERESTS IN LAND; AND AUTHORIZING THE CITY ATTORNEY AND HIS DESIGNEES TO INSTITUTE CONDEMNATION PROCEEDINGS IF SUCH INTERESTS IN LAND CANNOT BE ACQUIRED BY PURCHASE THROUGH GOOD FAITH NEGOTIATIONS.

ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Binney, that Bill No. 17-210 be advanced to second reading. The motion carried by the following vote:

Aye: 7 - Councilmember Binney
Councilmember Carlyle
Councilmember Edson
Councilmember Forte
Councilmember Mosby
Councilmember Seif
Councilmember DeMoro

Absent: 1 - Councilmember Faith

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

There were no Committee Reports.

8. COUNCIL ROUNDTABLE:

Councilmember Binney advised Parks had decided on a search firm and would begin looking for candidates for the Park Administrator position. He also note the city had received the Silver Award for Healthy Living.

Councilmember Seif provided statistics that were presented by LS Cares on local youth regarding drugs, alcohol and tobacco.

Councilmember Forte stated she and Councilmember Binney would be holding a District 1 Town Hall meeting next Thursday, September 28th at the Gamber Center from 6:30 - 7:30 p.m.

9. STAFF ROUNDTABLE:

Mr. Steve Marsh, Chief Technology Officer, stated he would like the Council to let staff know their concerns/problems with the current Legistar and VoteCast system so that everything can be looked at to improve the system or provide additional training to make the meetings more efficient and better for everyone and to make sure this system and software is the right one for the City. This information will be provided through the City Managers office for review.

10. ADJOURNMENT

There being no further business Mayor Rhoads adjourned Regular Session No. 44 at 7:50 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".

Note

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There were no Council Comments.