

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

Tuesday, September 17, 2019

6:30 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 38

Preliminaries:

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

Mayor Baird called Regular Session No. 38 to order at 6:40 p.m.

- D. Roll Call

Present: 8 - Mayor Bill Baird
Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Craig Faith
Councilmember Diane Forte
Councilmember Bob Johnson

Absent: 1 - Councilmember Beto Lopez

1. Approval of Agenda

ACTION: Prior to the approval of the agenda, Mayor Baird pulled Item 2.5., Bill No. 19-207, to be continued to October 1, 2019 per the applicants request.

A motion was made by Councilmember Binney, seconded by Councilmember Forte, to approve the Agenda as amended. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

2. Approval of Consent Agenda:

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

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Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- A. [2019-3020](#) Approval of Liquor Licenses G1 and S for the new owners of Summit Lanes, 803 SW Oldham Parkway, Lee's Summit, MO 64081.

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

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- B. [BILL NO. 19-195](#) An Ordinance approving a Preliminary Development Plan located at 704 and 708 SE Oldham Court in District CS for the proposed Aristocrat Motors in accordance with the provisions of Chapter 33, Unified Development Ordinance, of the Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri. (Note: First reading by Council on September 3, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that this Ordinance - Public Hearing be adopted and numbered. Ord. No. 8725 The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- C. [BILL NO. 19-197](#) An Ordinance approving a Land Clearance for Redevelopment Authority Redevelopment Project, Aristocrat Motors, pursuant to the provisions of the Land Clearance for Redevelopment Authority Law, Sections 99.300 to 99.660 RSMo. (Note: First reading by Council on September 3, 2019. Passed by unanimous

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vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that this Ordinance be adopted and numbered.Ord. No. 8726 The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- D. [BILL NO. 19-205](#) An Ordinance approving the Redevelopment Contract and the Lease Agreement between the City of Lee's Summit, Missouri, and Lee's Summit Senior Community, LLC, to implement The Land Clearance For Redevelopment Authority Redevelopment Plan for the Princeton Redevelopment Area. (Note: First reading by Council on September 3, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that this Ordinance be adopted and numbered.Ord. No. 8727 The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- E. [BILL NO. 19-206](#) An Ordinance accepting Final Plat entitled "Aldersgate Methodist Church, Lots 3-5 & Tract A", as a subdivision to the City of Lee's Summit, Missouri. (Note: First reading by Council on September 3, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that this Ordinance be adopted and numbered.Ord. No. 8728 The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- F. [BILL NO. 19-207](#) An Ordinance vacating certain utility easements located at 2024 NW Lowenstein Drive, 906 NW Pryor Road, and 930 NW Pryor Road in the City of Lee's Summit, Missouri.

(Note: First reading by Council on September 3, 2019. Passed by unanimous vote.)

This item was continued to October 1, 2019 during the approval of the agenda.

This Ordinance was continued to the City Council - Regular Session due back on 10/1/2019

- G. [BILL NO. 19-208](#) An Ordinance vacating certain utility easements located at 2700 NE McBaine Drive, 2720 NE McBaine Drive, 2700 NE Independence Avenue and 2721 NE Independence Avenue in the City Of Lee's Summit, Missouri.

(Note: First reading by Council on September 3, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-208 be adopted and numbered Ord. No. 8729 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

3. Council Roundtable

Councilmember Faith asked staff about projects on Hook Road and not being completed in a timely fashion.

Dena Mezger provided answers on the project and the schedules. Currently working on the second half of the project which it began in July. This project should be complete by the 30th of September and is on time.

Councilmember Edson recognized a Boy Scout that was in attendance.

Councilmember Binney noted events going on in Lee's Summit. Downtown Main Street is having their annual benefit gala Thursday, September 19 and the theme is "I heart the 80's" which also celebrates the 30 year anniversary of the organization. On Friday, Jim Cosgrove aka Mr. Stinky Feet is having a free event at Legacy Park at 6:30 p.m.

Mayor Baird stated he and some fellow Councilmembers attended the MML (Missouri Municipal League) conference last week and it provided a lot of good information.

4. Proclamations:

- A. [2019-2969](#) Constitution Week September 17 - 23, 2019

This Proclamation was read into the record.

5. Public Hearings:

- A. [2019-2987](#) Continued Appl. #PL2019-121- PRELIMINARY DEVELOPMENT PLAN - Summit Avenue Addition, Lots 1 & 2, 114 & 200 SE Summit Ave; George and Peggy Nie, applicant

Council discussion included:

- Stormwater / Drainage
- Lot Size
- Duplex Size
- Sidewalks
- Grading

No spoke in favor of or in opposition to this application.

This Public Hearing - Sworn was presented.

- 1) [BILL NO. 19-209](#) An Ordinance approving a preliminary development plan located at 114 & 200 SE Summit Avenue in district RP-2 for the proposed Summit Avenue Addition, Lots 1 & 2, 114 & 200 SE Summit Avenue in accordance with the provisions of Chapter 33, Unified Development Ordinance, of the Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

(Note: First read by City Council on September 17, 2019.)

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

Aye: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Nay: 1 - Councilmember Binney

Absent: 1 - Councilmember Lopez

- B. [2019-3009](#) Public Hearing: Proposed 2019 Property Tax Levy for the City of Lee's Summit, Cass and Jackson Counties, Missouri, for the Calendar Year 2019.

This Public Hearing - Legislative was presented.

- 1) [BILL NO. 19-210](#) An Ordinance setting the Tax Levy for the Year 2019 for the City of Lee's Summit, Jackson and Cass Counties, Missouri.

Council discussion included:

- Commercial vs. residential real estate values
- Annual Calculations
- New Growth
- Levy Roll-back
- Percentage increase for next year
- Jackson County Assessment issues

No one spoke in favor of or in opposition to this application.

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Carlyle, that this Ordinance - Public Hearing be for second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Faith, that Bill No. 19-210 be adopted and numbered Ord. No. 8730. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

6. Public Comments:

Mr. Dale Coy spoke regarding transparency of committees and the Council and gave his thoughts on the snow plan.

7. Presentations:

A. [2019-2952](#) FY20 Snow Operation Overview

Council discussion included:

- Communication with public and Council
- Miles of Road in Lee's Summit (1030 miles)
- 911 Calls
- 2019 Prediction
- Driveways
- Contracts
- Ice vs. Snow removal
- Appropriating more budgeted funds

- APWA best practices

8. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 19-211](#) An Ordinance approving a new schedule of discounts for fuel sales at the Lee's Summit Municipal Airport. (BOAC 8-12-19) (F&BC 9-9-19)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 19-211 be second read. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-211 be adopted and numbered Ord. No. 8718. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- B. [BILL NO. 19-212](#) An Ordinance approving the use of a Cooperative Contract between Sourcewell and Kubota Tractor Corporation to purchase tractors, mowers, and equipment and authorizing the City Manager to execute the same for the City of Lee's Summit, Missouri. (F&BC 9-9-19)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-212 be second read. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-212 be adopted and numbered Ord. No. 8719. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- C. [BILL NO. 19-213](#) An Ordinance approving the use of a Cooperative Contract between The Interlocal Purchasing System (TIPS) and American Digital Security to purchase security cameras, equipment, and services and authorizing the City Manager to execute the same for the City of Lee's Summit, Missouri. (F&BC 9-9-19)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Bill No. 19-213 be second read. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Bill No. 19-213 be adopted and numbered Ord. No. 8720. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- D. [BILL NO. 19-214](#) An Ordinance approving Amendment No. 4 to the budget for the Fiscal Year ending June 30, 2020, as adopted by Ordinance No. 8643 and Ordinance No. 8652, by amending the authorized expenditures for the City of Lee's Summit and revising the authorized amount of Full Time Equivalents for the City of Lee's Summit. (F&BC 9-9-19)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Forte, that Bill No. 19-214 be second read. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Forte, that Bill No. 19-214 be adopted and numbered Ord. No. 8721. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- E. [BILL NO. 19-215](#) An Ordinance authorizing the Mayor to execute an Intergovernmental Agreement by and between the City of Lee's Summit, Missouri, by and through the Lee's Summit Parks and Recreation Board and the Lee's Summit R-7 School District for the joint presentation of Jim Cosgrove A/K/A Mr. Stinky Feet at Legacy Park Amphitheater. (F&BC 9-9-19)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, that Bill No. 19-215 be second read. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 19-215 be adopted and numbered Ord. No. 8722. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

9. Proposed Ordinances - Second Reading:

- A. [BILL NO. 19-194](#) An Ordinance approving a preliminary development plan for four sites located at 1971 SE Hamblen Road, 701 NW Main Street, 1751 NE Tudor Road and 1399 SW Ward Road for proposed ground-mounted solar arrays, in accordance with the provisions of Chapter 33, Unified Development Ordinance, of the Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.
(Note: First reading by Council on September 3, 2019.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-194 be adopted and numbered Ord. No. 8723. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Nay: 1 - Councilmember Binney

Absent: 1 - Councilmember Lopez

- B. [BILL NO. 19-196](#) An Ordinance granting a Special Use Permit for auto sales in District CS on land located at 704 and 708 SE Oldham Court for a period of thirty (30) years, all in accordance with Chapter 33, the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri.
(Note: First reading by Council on September 3, 2019.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 19-196 be adopted and numbered Ord. No. 8724. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Nay: 1 - Councilmember Binney

Absent: 1 - Councilmember Lopez

10. Proposed Ordinances - First Reading:

- A. [BILL NO. 19-216](#) An Ordinance accepting final plat entitled Princeton, Lots 1 and 2, as a subdivision to the City of Lee's Summit, Missouri.
(Note: First read by City Council on September 17, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 19-216 be advanced to second reading. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

- B.** [BILL NO. 19-217](#) An Ordinance amending the Schedule of Fees and Charges for the City of Lee's Summit to establish a card payment service fee.
(Note: First read by City Council on September 17, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Binney, that Bill No. 19-217 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson

Absent: 1 - Councilmember Lopez

11. Committee Reports

Board of Zoning Adjustments - Sept. 19 - 6:00 p.m.
Velocity - Sept. 23 - 2:30 p.m.
Human Relations Commission - Sept. 23 - 6:30 p.m.
Arts Council - Sept. 23 - 6:30 p.m.
Human Services Advisory Board - Sept. 23 - 12:00 p.m.
Mayor's State of the City Address - Sept. 24 - 5:00 p.m.
Parks and Recreation Board - Sept. 18 - 6:00 p.m.
Planning Commission - Sept. 26 - 5:00 p.m.
Health Education Advisory Board - Sept. 26 - 6:30 p.m.
City Council Regular Session - Oct. 1 - 6:00 p.m.

Mayor Baird noted the following Committee dates and times. He also noted the correct start time for the Mayor's State of the City address begins at 6:00 p.m. on September 24th and invited everyone to The Stanley afterwards for a reception.

12. Council Comments:

Mayor Baird shared his visions for the 22 citizens committees and working towards combining some of the committees and giving them a different scope of work that better fits the committee. He also wants to look at staff support and liaison supports for these committees and how those are best served. He

also explained the process for the Ignite! strategic plan and putting the groups together involving Council and citizens to have the most engagement possible for the best outcome.

13. Staff Roundtable

Mr. Bob Hartnett, Deputy Director of Public Works, gave an update on the transer station being publicly built and financed on city property. They are working to make sure they protect everyone's interest while doing so and it will be a lengthy process.

Mr. Hartnett also invited everyone to attend the ribbon cutting of Ward Road on September 27th at 10:30 a.m. at the corner of Fenwich and Ward Road.

14. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 38 at 9:48 p.m.

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"