



The City of Lee's Summit

Final Agenda

City Council - Regular Session

Tuesday, June 4, 2019

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

AMENDED REGULAR SESSION NO. 29

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. [2019-2809](#) Mayor Pro Tempore Lopez City Council Committee and Liaison Appointments.
- B. [2019-2768](#) Approval of Action Letters from May 7th, 14th and 21st, 2019.
- C. [2019-2734](#) Approval of upgrade in Liquor License from A3 to A1 for Fringe Beerworks, 224 SE Douglas Street.
- D. [2019-2735](#) Approval of change in managing officer for Spin Pizza, 1808 NW Chipman Road, Suite D.
- E. [2019-2810](#) Approval of change in managing officer for Hu Hot Mongolian Grill, 632 NE M-291 Highway.

- F. [BILL NO. 19-112](#) An Ordinance granting a Special Use Permit renewal for auto sales in District CP-2 on land located at 1 SE 30th Street for a period of ten (10) 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 City Council on May 21, 2019. Passed by unanimous vote.)
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Sam DiGiovanni, Applicant
- G. [BILL NO. 19-114](#) An Ordinance approving a development agreement between Clayton Properties, Inc and The City of Lee's Summit, Missouri for the Woodside Ridge Development.
(Note: First reading by City Council on May 21, 2019. Passed by unanimous vote.)
Presenter: David Bushek, Chief Counsel of Economic Development and Planning
- H. [BILL NO. 19-115](#) An Ordinance accepting final plat entitled "Summit Orchard, Lots 4A-4E", as a subdivision to the City of Lee's Summit, Missouri.
(Note: First reading by City Council on May 21, 2019. Passed by unanimous vote.)
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Steve Rich, Applicant
- I. [2019-2832](#) Mayor's Appointments:
Arts Council: Jen Steller - term to expire July 22, 2021 and Brenda Harris - term to expire July 22, 2020

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. Proclamations:

- A. [2019-2778](#) Make Music Lee's Summit Day - June 21, 2019
Presenter: Deanna Haines, Owner of Shining Light Music
- B. [2019-2786](#) National Flag Week - June 10 - 14, 2019
Presenter: Prairie Chapter, National Society Daughters of the American Revolution

5. Resolutions:

- A. [RES NO. 19-09](#) A Resolution adopting the FY2020 - FY2024 Capital Improvement Plan (CIP) in accordance with the City of Lee's Summit Charter.
Presenter: Michael Anderson, Construction Manager

6. 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. [2019-2753](#) Public Hearing: Application #PL2019-097 - Rezoning from AG to RLL - Sanko Acres, 5220 NE Maybrook Road; Nathan Sanko, applicant.
(NOTE: This item is to be continued to June 11, 2019 per Staff's request.)
Presenter: C. Shannon McGuire, Planner
- B. [2018-2219](#) Public Hearing: Application #PL2018-101 - Rezoning from PI to PMIX and Preliminary Development Plan - Woodland Glen, approximately 24 acres located at the northeast corner of SW Ward Road and SW Scherer Road; John Duggan, applicant.
(NOTE: This item is to be continued to June 11, 2019 per Staff's request.)
Presenter: Hector Soto Jr., Planning Manager
John Duggan, Applicant
- C. [2019-2746](#) Public Hearing: Application #PL2019-058 - Unified Development Ordinance (UDO) Amendment #4 - Article 6 Use Standards - Division III Special Use Permits - Subdivision 2 Specified Special Uses - amendment to the regulations for telecommunication towers/antennas; City of Lee's Summit, applicant.
(NOTE: This item is to be continued to June 18, 2019 per Staff's request.)
Presenter: Hector Soto Jr., Planning Manager
- D. [2019-2744](#) Public Hearing: Application #PL2019-134 - Unified Development Ordinance Amendment #5 - Article 5 Overlay Districts - Division VIII EnVision LS Area Development Plan (ADP) Design Standards; and Article 15 Rules of Interpretation and Definitions - Division II Definitions - establishment of an appeals process for prohibited uses and amendment to definitions; City of Lee's Summit, applicant. (NOTE: This item is to be continued to June 18, 2019 per Staff's request.)
Presenter: Hector Soto Jr., Planning Manager
- E. [2019-2693](#) Public Hearing: Application #PL2019-151 - Unified Development Ordinance (UDO) Amendment #6 - Article 8 Site Standards - Division I Design Standards - Subdivision 4 Other Required Design Standards - amendment to trash enclosure and ground-mounted mechanical screening material requirements; City of Lee's Summit, applicant. (NOTE: This item is to be continued to June 18, 2019 per Staff's request.)
Presenter: Hector Soto Jr., Planning Manager
- F. [2019-2824](#) Public Hearing: Budget for the City of Lee's Summit, Missouri, for the Fiscal Year ending June 30, 2020.
Presenter: Stephen Arbo, City Manager

- 1) [BILL NO. 19-116](#) An Ordinance approving, adopting and appropriating the Budget of the City of Lee's Summit, Missouri, for the Fiscal Year ending June 30, 2020.
Presenter: Stephen Arbo, City Manager
- 2) [BILL NO. 19-117](#) An Ordinance approving, adopting and appropriating the Budget for the Municipal Court Department of the City of Lee's Summit, Missouri, for the Fiscal Year ending June 30, 2020.
Presenter: Stephen Arbo, City Manager
- 3) [BILL NO. 19-118](#) An Ordinance approving Amendment No. 1 to the Budget for the Fiscal Year ending June 30, 2020, by revising the Authorized Expenditures for the City of Lee's Summit to Fund a Lightning Detection System.
Presenter: Stephen Arbo, City Manager
- G. [2019-2695](#) Continued Public Hearing: Application #PL2019-071 - Preliminary Development Plan - Paragon Star Village, approximately 36 acres generally located at the northeast corner of NW View High Drive and I-470 Highway; Paragon Star, LLC, applicant. (NOTE: This item was previously continued from May 7, 2019 per the applicant's request.)
Presenter: Jennifer Thompson, Senior Planner
Josh Johnson, Assistant Director of Plan Services
- 1) [BILL NO. 19-119](#) An Ordinance approving a Preliminary Development Plan located generally at the northeast corner of NW View High Dr. and I-470 Hwy in District PMIX, proposed Paragon Star Village 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.
Presenter: Jennifer Thompson, Senior Planner
Josh Johnson, Assistant Director of Plan Services

7. 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.

8. 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. 19-120](#) An Ordinance approving a renewal and amendment to services being offered in the Fixed Base Operator Agreement between Rebel Aviation Inc. (Hereinafter "Operator") and the City of Lee's Summit, Missouri (Hereinafter "City") and authorizing the City Manager to execute the same by and on behalf of the City. (BOAC 4-8-19) (F&BC 5-20-19)
Presenter: John Ohrazda, Airport Manager

- B.** [BILL NO. 19-121](#) An Ordinance amending Section 1, Procurement Definitions, and Section 2, Authority and Enforcement, of the City of Lee's Summit Procurement Policy Manual. (F&BC 5-20-19)
Presenter: Brian Head, City Attorney
- C.** [BILL NO. 19-122](#) An Ordinance authorizing the execution of the 2019 Combat Drug Commission DARE Agreement by and between the City of Lee's Summit, Missouri and Jackson County, Missouri. (F&BC 5-20-19)
Presenter: Major Mike Childs, Lee's Summit Police Department
- D.** [BILL NO. 19-123](#) An Ordinance approving and authorizing the execution an addendum to a memorandum of understanding between the Kansas Bureau of Investigation and the City of Lee's Summit, Missouri for the use of additional funding from Midwest High Intensity Drug Trafficking Area Award Funds. (F&BC 5-20-19)
Presenter: Major Mike Childs, Lee's Summit Police Department

9. Proposed Ordinances - First Reading:

The proposed ordinances presented for first reading may include items with a previous hearing; an item brought directly to the City Council without a recommendation from a Council Committee; or, items forwarded from citizen Boards or Commissions. Five affirmative votes are required for approval of second reading.

- A.** [BILL NO. 19-124](#) An Ordinance approving a Dissolution Agreement for the I-470 and 350 (Summit Woods) Transportation Development District.
Presenter: David Bushek, Chief Counsel of Economic Development & Planning
- B.** [BILL NO. 19-125](#) An Ordinance approving a Cash Escrow Deposit Agreement guaranteeing installation of subdivision improvements between Townsend Summit, LLC and The City of Lee's Summit, Missouri for the Summit Orchard, Lots 4A - 4E Final Plat.
Presenter: David Bushek, Chief Counsel of Economic Development and Planning
- C.** [BILL NO. 19-126](#) An Ordinance vacating a portion of a certain utility easement located at 1715 NE Aberdeen Drive in the City of Lee's Summit, Missouri.
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Gary Krueger, Applicant
- D.** [BILL NO. 19-127](#) An Ordinance accepting final plat entitled "The Trails of Park Ridge, 4th Plat, Lots 70 thru 114 & Block 2", as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Matt Schlicht, P.E., Applicant

- E. [BILL NO. 19-128](#) An Ordinance authorizing execution of Modification No. 7 to On-Call Agreement for Environmental Professional Engineering Services Yearly Contract with Stearns, Conrad and Schmidt, Consulting Engineers, Inc. DBA SCS Engineers (Original RFQ No. 2017-307, Renewal 2017-307/R2) for annual tasks associated with the Resource Recovery Park for a not to exceed cost of \$183,800.00, and authorizing the City Manager to enter into an agreement for the same.
- Presenter:** Dena Mezger, Director of Public Works
- F. [BILL NO. 19-129](#) An Ordinance authorizing the execution of Modification No. 1 to agreement dated December 27, 2017 (RFQ No. 2017-142) for professional engineering services for Facilities Asset Management Plan with HDR Engineering, Inc., for an increase of \$81,315.00 with an amended not to exceed amount of \$233,680, and authorizing the City Manager to enter into an agreement for the same.
- Presenter:** Jeff Thorn PE, Assistant Director of Engineering, Water Utilities
- G. [BILL NO. 19-130](#) An Ordinance approving the award of Bid No. 324-19/20 (curb) for the Curb Repair 19/20 program to Freeman Concrete Construction, LLC in the amount of \$2,853,707.75, and authorizing the City Manager to enter into an agreement for the same.
- Presenter:** Dena Mezger, Director of Public Works
- H. [BILL NO. 19-131](#) An Ordinance approving the FY2020 Property And Liability Insurance Program, authorizing the City Manager to enter into Agreements with CNA Insurance, States Self-Insurers Risk Retention Group, Glatfelter Insurance Group, Chubb Limited, Physicians Professional Indemnity Association, and Traveler's Insurance for the procurement of property and liability insurance coverage and related services for FY2020, and authorizing the City Attorney to approve individual claim expenses and/or settlements in amounts not to exceed \$20,000.00 per claim.
- Presenter:** Daniel White, Chief Counsel of Management & Operations

10. Committee Reports

Committee chairs report on matters held in Committee.

11. Council Comments:

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

12. 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.

13. 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"