



The City of Lee's Summit

Final Agenda

City Council - Regular Session

Tuesday, June 9, 2020

6:00 PM

Via Video Conference

REGULAR SESSION NO. 59

Notice is hereby given that the Council of the City of Lee's Summit will meet in Regular Session on Tuesday, June 9, 2020 at 6:00 pm via video conference as provided by Section 610.015 of the Revised Statutes of the State of Missouri. Due to the ongoing Covid-19 pandemic, City Hall will be physically closed and therefore, the public is invited to attend by viewing the meeting 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. In the event that the meeting cannot be broadcast via www.WatchLS.net and the cable channels noted above, this agenda will be amended to include directions for the public to attend via the Zoom software platform at www.Zoom.com; such amendment will include a specific link to attend the Council meeting. Additionally, persons wishing to comment on any item of business on the agenda may do so in writing prior to 5:00 p.m. on Monday, June 8, 2020, either by e-mail to: clerk@cityofls.net, by leaving a voicemail at 816-969-1005 or by leaving written printed comments in the utility payments drop boxes located in the alley behind City Hall or inside the foyer at the north end of City Hall, both located at 220 SE Green Street, Lee's Summit, MO 64063. Written comments submitted by these methods will be presented at the Council meeting. Persons wishing to speak at a public hearing on this agenda may do so by contacting the City Clerk prior to 5:00 p.m. on June 8, 2020 by e-mail at clerk@cityofls.net, and they will be provided with instructions regarding how to provide their live testimony via videoconference during the public hearing.

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. [2020-3474](#) Approval of City Council Action Letters from May 5th, 12th and 19th, 2020.
- B. [2020-3488](#) Mayor's appointments
- C. [2020-3469](#) Approval of the Change in Managing Officer for Blue Springs Lake Marina, 1700 NE Bowlin Road, Lee's Summit, MO 64064
- D. [2020-3497](#) Approval of the addition of Liquor License B1 to existing Liquor Licenses A1, G3, and S for Grains & Taps, 10 SW 3rd Street, Lee's Summit, MO 64063

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. 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. [2020-3457](#) Public Hearing: Appl. #PL2020-044 - Preliminary Development Plan and Appl. #PL2020-045 - Special Use Permit for automotive sales - Automotive Sales and Detail Center, 2150 NE Independence Ave; Lee's Summit Town Centre, LLC, applicant

Presenter: Hector Soto, Jr, Planning Manager
Bob Balderston, Lee's Summit Town Centre, LLC, Applicant
- 1) [BILL NO. 20-97](#) An Ordinance approving a Preliminary Development Plan located at 2150 NE Independence Ave in District CP-2, proposed automotive sales and detail center, all in accordance with the provisions of Chapter 33, the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri.

Presenter: Hector Soto, Jr., Planning Manager
Bob Balderston, Lee's Summit Town Center, LLC, Applicant
- 2) [BILL NO. 20-98](#) An Ordinance approving a Special Use Permit for automotive sales in District CP-2 (Planned Community Commercial) on land located at 2150 NE Independence Ave 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.

Presenter: Hector Soto Jr., Planning Manager
Bob Balderston, Lee's Summit Town Center, LLC, Applicant
- B. [2020-3460](#) Public Hearing: Appl. #PL2020-039 - Special Use Permit renewal for mini-warehouse and outdoor storage facility - 500 NE Jones Industrial Dr; TKG III Various, LLC, applicant

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Weyen Burnam, Applicant

- 1) [BILL NO. 20-99](#) An Ordinance approving a Special Use Permit renewal for a mini-warehouse and outdoor storage facility in District PI on land located at 500 NE Jones Industrial Drive, existing Storage Mart, all 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:** Josh Johnson, AICP, Assistant Director of Plan Services
Weyen Burnam, Applicant
- C. [2020-3463](#) Public Hearing: Appl. #PL2020-079 - Vacation of Right-of-Way- an approximately 240' long portion of SE Main St located north of SE 2nd St (adjacent to 114 SE Douglas St); Cityscape Residential, applicant
- Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services
Ryan Adams, Cityscape Residential, Applicant
- 1) [BILL NO. 20-100](#) An Ordinance vacating a portion of SE Main Street Right-Of-Way for the purpose of facilitating the development of the abutting property addressed 114 SE Douglas St, in the City of Lee's Summit, Missouri.
- Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services
Ryan Adams, Cityscape Residential, Applicant
- D. [2020-3507](#) Public Hearing : Appl. #PL2020-128 - Unified Development Ordinance (UDO) amendments to the City Code and the Design and Construction Manual to implement application #PL2019-358 - Unified Development Ordinance (UDO) amendment changes to Article 2 - Applications and Procedures, Article 3 - Permits and Certificates of Occupancy, Article 7 - Subdivisions and Article 15 - Rules of Interpretation and Definitions to bring process and procedures related to development from the Design and Construction Manual to the UDO and City Code, and update standards and processes for insurance and security related to infrastructure improvements; City of Lee's Summit, applicant.
- Presenter:** David Bushek, Chief Counsel of Economic Development and Planning
Josh Johnson, AICP, Assistant Director of Plan Services
- 1) [BILL NO. 20-101](#) An Ordinance approving amendments to the City Code and the Design and Construction Manual to implement application #PL2019-358 - Unified Development Ordinance (UDO) amendment changes to Article 2 - Applications and Procedures, Article 3 - Permits and Certificates of Occupancy, Article 7 - Subdivisions and Article 15 - Rules of Interpretation and Definitions to bring process and procedures related to development from the Design and Construction Manual to the UDO and City Code, and update standards and processes for insurance and security related to infrastructure improvements; City of Lee's Summit, applicant.
- Presenter:** David Bushek, Chief Counsel of Economic Development and Planning
Josh Johnson, AICP, Assistant Director of Plan Services

- E. [2020-3489](#) Public Hearing: Appl. #PL2020-069 - Unified Development Ordinance (UDO) Amendment - Changes to Article 6 - Use Standards, to amend the distance separation requirements from a bar/tavern and restaurant, general to a residential use and residential district; Jeremy Kneeland, applicant

Presenter: Jeremy Kneeland, Applicant
Hector Soto, Jr., Planning Manager

- 1) [BILL NO. 20-102](#) An Ordinance approving Application #PL2020-069 - Unified Development Ordinance (UDO) Amendment changes to Article 6 - Use Standards, to amend the distance separation requirements from a bar/tavern and restaurant-general to a residential use and residential district; Jeremy Kneeland, applicant.

Presenter: Jeremy Kneeland, Applicant
Hector Soto, Jr., Planning Manager

5. Legislative Public Hearing:

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. [2020-3494](#) Budget for the City of Lee's Summit, Missouri, for the Fiscal Year ending June 30, 2021

Presenter: Stephen Arbo, City Manager
Chris Clubine, Management Analyst

- 1) [BILL NO. 20-103](#) An Ordinance approving, adopting and appropriating the Budget for the Fiscal Year ending June 30, 2021, for the City of Lee's Summit, Missouri.

Presenter: Stephen Arbo, City Manager
Chris Clubine, Management Analyst

- 2) [BILL NO. 20-104](#) An Ordinance approving, adopting and appropriating the Budget for the Fiscal Year ending June 30, 2021, for the Municipal Court Department of the City of Lee's Summit, Missouri.

Presenter: Stephen Arbo, City Manager
Chris Clubine, Management Analyst

6. 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.

7. Resolutions:

- A. [RES. NO. 20-12](#) A Resolution authorizing the Mayor to appoint successor directors to the Highway 50 & Todd George Community Improvement District.

Presenter: Mark Dunning, Assistant City Manager

- B. [RES. NO. 20-13](#) A Resolution adopting the FY2021 - FY2025 Capital Improvement Plan (CIP) in accordance with the City of Lee's Summit Charter.

Presenter: Michael Anderson, Construction Manager

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. 20-105](#) An Ordinance awarding the bid for Project No. 419 for the Jefferson Street Improvements: Persels Road to Oldham Parkway to MegaKC Corporation, in the amount of \$2,589,276.00, and authorizing the City Manager to execute an agreement for the same. (PWC 6/1/20)
- Presenter:** George Binger, Deputy Dir. of Public Works/City Engineer
- B. [BILL NO. 20-106](#) An Ordinance authorizing execution of a Municipal Agreement by and between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission for construction and maintenance activities related to the public improvement project designated as Route 291 Intersection Safety Improvements, from just north of 16th Street to just south of Scherer Road-Thompson Drive, Job J4P3255, within the city limits of Lee's Summit, Missouri. (PWC 6/1/20)
- Presenter:** Michael Park, City Traffic Engineer
- C. [BILL NO. 20-107](#) An Ordinance approving the use of the Cooperative Contract, LS Contract 2018-097, for installation of Cast In Place Pipe (CIPP) and Lateral Connection Repairs (LCR) in an amount not to exceed \$900,000 and authorizing the City Manager to execute same on behalf of the City of Lee's Summit, Missouri. (PWC 6/1/20)
- Presenter:** Jeff Thorn, P.E. Assistant Director of Engineering Services, Lee's Summit Water Utilities
- D. [BILL NO. 20-108](#) An Ordinance authorizing the execution of an engineering contract (RFQ 2020-025) by and between the City of Lee's Summit, Missouri and HDR Engineering, Inc. for the Wastewater Master Plan in the amount of \$485,030 and authorizing the City Manager to enter into the same. (PWC 6/1/20)
- Presenter:** Jeff Thorn, P.E. Assistant Director of Engineering Services, Lee's Summit Water Utilities
- E. [BILL NO. 20-109](#) An Ordinance approving a non-exclusive utility easement in favor of Evergy, Inc. for electric energy and communication purposes on land generally located at Summit Waves, a facility owned and operated by the Lee's Summit Parks and Recreation Board, and authorizing the Mayor to execute the same by and on behalf of the City. (PWC 6/1/20)
- Presenter:** Jackie McCormick Heanue, Superintendent of Legal Services and Human Resources

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. 20-110](#) An Ordinance vacating a certain easement located at 504, 512 and 520 NE Promised View Dr in the City of Lee's Summit, Missouri.
- Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services
Phelps Engineering, Inc., Applicant

- B. [BILL NO. 20-111](#) An Ordinance accepting final plat entitled Culver's, Lots 1-2 & Tract A, as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Hector Soto, Jr., Planning Manager
Matt Schlicht, PE, Applicant
- C. [BILL NO. 20-112](#) An Ordinance accepting Final Plat entitled Journey Church, Lot 1 & Tract A, as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Joshua Johnson, Assistant Director, Development Services
- D. [BILL NO. 20-113](#) An Ordinance accepting final plat entitled Eagle Creek Sixteenth Plat, Lots 708 thru 747 inclusive, and Tract R, as a subdivision to The City of Lee's Summit, Missouri.
Presenter: Nicholas D. Heiser, PE, Olsson / Project Engineer / Civil
Josh Johnson, AICP, Assistant Director Plan Services
- E. [BILL NO. 20-114](#) An Ordinance approving the FY2021 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, and Traveler's Insurance for the procurement of property and liability insurance coverage and related services for FY2021, 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 and Operations

10. Proposed Ordinances - Second Reading:

The proposed Ordinances were advanced from First Reading without a unanimous vote of the City Council.

- A. [BILL NO. 20-93](#) An Ordinance approving the Petition for Establishment of the Southside Plaza Community Improvement District.
(Note: This item was first read by City Council on May 19, 2020.)
Presenter: Mark Dunning, Assistant City Manager
David Bushek, Chief Counsel of Economic Development & Planning

11. Committee Reports

Committee chairs report on matters held in Committee.

12. Council Comments:

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

13. 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.

14. 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"