



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

Thursday, April 12, 2018

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

*****AMENDED*** REGULAR SESSION NO. 61 AND SINE DIE**

INVOCATION

PLEDGE OF ALLEGIANCE

CALL TO ORDER

Mayor Rhoads called Regular Session No. 61 to order at 6:15 p.m.

ROLL CALL

Present: 6 - Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Phyllis Edson
Councilmember Craig Faith
Councilmember Diane Forte
Councilmember Fred DeMoro

Absent: 2 - Councilmember Dave Mosby
Councilmember Diane Seif

APPROVAL OF AGENDA

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

AYE:

Councilmember Forte
Councilmember Carlyle
Councilmember Edson
Councilmember Binney
Councilmember DeMoro
Councilmember Faith

ABSENT:

Councilmember Seif
Councilmember Mosby

1. PUBLIC COMMENTS:

Mrs. Gladys Bratton shared her thoughts on failed Bill No. 18-20 regarding employee compensation. She also stated she hoped this would be reviewed further during the upcoming budget review for the next fiscal year.

2. COUNCIL COMMENTS:

Councilmember Binney stated the Council had received more information from the applicant after the Public Hearing last week. He would like to see this be reconsidered, but he was not on the prevailing side so he could not make that motion.

[2018-2006](#) Reconsideration of Bill No. 18-61

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Binney, to reconsider Bill No. 18-61, AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM DISTRICT AGRICULTURAL (AG) TO DISTRICT RESIDENTIAL LARGE LOT (RLL), APPROXIMATELY 3.85 ACRES LOCATED AT 5261 NE MAYBROOK ROAD, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE NO. 5209 FOR THE CITY OF LEE'S SUMMIT, MISSOURI. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

[BILL NO.](#)
[18-61](#) AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM DISTRICT AGRICULTURAL (AG) TO DISTRICT RESIDENTIAL LARGE LOT (RLL), APPROXIMATELY 3.85 ACRES LOCATED AT 5261 NE MAYBROOK ROAD, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE NO. 5209 FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, that Bill No. 18-61 AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM DISTRICT AGRICULTURAL (AG) TO DISTRICT RESIDENTIAL LARGE LOT (RLL), APPROXIMATELY 3.85 ACRES LOCATED AT 5261 NE MAYBROOK ROAD, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE NO. 5209 FOR THE CITY OF LEE'S SUMMIT, MISSOURI; be remanded to the Planning Commission with the direction to prove proper notice and hold an additional Public Hearing.

The motion carried by the following vote:

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

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Absent: 2 - Councilmember Mosby
Councilmember Seif

[2018-1846](#) PUBLIC HEARING - Appl. #PL2017-234 - REZONING from AG to RLL - 5261
NE Maybrook Rd.; Derek D. Collins, applicant.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, that this Public Hearing be remanded to the Planning Commission with the direction to prove proper notice and hold an additional Public Hearing.

3. APPROVAL OF CONSENT AGENDA:

A. [BILL NO.](#) AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT
[18-63](#) AGREEMENT BETWEEN DYMON WOOD AND THE CITY OF LEE'S
SUMMIT, MISSOURI FOR SIDEWALK IMPROVEMENT OBLIGATIONS
RELATING TO THE PLAT HEARNE'S ADDITON, LOTS 18A, 18B, AND 18C
DEVELOPMENT.

(NOTE: First reading by City Council on April 5, 2018. Passed by
unanimous vote.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Bill No. 18-63 be adopted and numbered Ord. No. 8378, as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

B. [BILL NO.](#) AN ORDINANCE ACCEPTING FINAL PLAT ENTITLED "ASH GROVE, TRACT
[18-64](#) A-1", AS A SUBDIVISION TO THE CITY OF LEE'S SUMMIT, MISSOURI.
(NOTE: First reading by City Council on April 5, 2018. Passed by
unanimous vote.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Bill No. 18-64 be adopted and numbered Ord. No. 8379, as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

C. [BILL NO.](#) AN ORDINANCE APPROVING THE EXECUTION OF AN AMENDED GRANT
[18-65](#) 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 HAZARDOUS MOVING VIOLATION PROJECT.

(NOTE: First reading by City Council on April 5, 2018. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Bill No. 18-65 be adopted and numbered Ord. No. 8380, as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

4. RESOLUTIONS:

- A.** [RES. NO. 18-04](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN THE APPLICATION TO REQUEST APPROVAL OF A PRELIMINARY DEVELOPMENT PLAN FOR THE DEVELOPMENT OF PROPERTY LOCATED NORTHWEST OF THE INTERSECTION OF CHIPMAN ROAD AND PRYOR ROAD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Faith, that Resolution No. 18-04 be adopted. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

5. EMERGENCY ORDINANCES:

- A.** [SUBSTITUTE BILL NO. 18-66](#) AN ORDINANCE CANVASSING AND DECLARING THE RESULTS OF THE APRIL 3, 2018, REGULAR MUNICIPAL ELECTION FOR THE CITY OF LEE'S SUMMIT, MISSOURI, AND CONTAINING AN EMERGENCY CLAUSE.

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Faith, that Substitute Bill No. 18-66 be second read. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

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ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Substitute Bill No. 18-66 be adopted and numbered Ord. No. 8381. The motion carried by the following vote:

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

Absent: 2 - Councilmember Mosby
Councilmember Seif

6. PROPOSED ORDINANCES - SECOND READING:

- A.** [BILL NO.](#) AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR AUTOMOTIVE
[18-62](#) SALES, GENUINE AUTO, IN DISTRICT CP-2 (PLANNED COMMUNITY
COMMERCIAL DISTRICT) ON LAND LOCATED AT 520 SW 3rd ST FOR A
PERIOD OF FIVE (5) YEARS, ALL IN ACCORDANCE WITH ARTICLE 10
WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF
LEE'S SUMMIT, MISSOURI.

(NOTE: First reading by City Council on April 5, 2018.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Carlyle, that Bill No. 18-62 be adopted and numbered Ord. No. 8382. The motion carried by the following vote:

Aye: 5 - Councilmember Carlyle
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember DeMoro

Nay: 1 - Councilmember Binney

Absent: 2 - Councilmember Mosby
Councilmember Seif

- B.** [BILL NO.](#) AN ORDINANCE AMENDING THE CITY'S ACCESS MANAGEMENT CODE AS
[18-40](#) ADOPTED AND MADE A PART OF THE CODE OF ORDINANCES BY
SECTION 26-308 OF THE CODE OF ORDINANCES OF THE CITY OF LEE'S
SUMMIT, MISSOURI.

(NOTE: First reading by City Council on April 5, 2018.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 18-40 be adopted and numbered Ord. No. 8383. The motion carried by the following vote:

Aye: 5 - Councilmember Binney
Councilmember Carlyle
Councilmember Faith
Councilmember Forte
Councilmember DeMoro

Nay: 1 - Councilmember Edson

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Absent: 2 - Councilmember Mosby
Councilmember Seif

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

Councilmember Faith noted the Public Works Committee has been discussing the prioritization of the CIP projects. They hope to continue this work. He asked if the committee would be able to meet next week due to a new Council after the election. Mr. Steve Arbo, City Manager, advised that would be at the discretion of the new Mayor.

Councilmember Binney stated the Finance and Budget Committee will be working on the City Managers budget. The next two meetings are scheduled for April 30th and May 1st.

8. COUNCIL ROUNDTABLE:

Councilmember Binney noted two upcoming events for the Lee's Summit Parks & Recreation: Night Flight: Friday, June 8, 2018 from 9:00 - 11:00 p.m. and Tour De Lakes: June 23, 2018.

9. STAFF ROUNDTABLE:

Mr. Steve Arbo, City Manager, thanked the Mayor and current City Council for the opportunity to work with them. He stated he felt they all worked together to make a lot of positive changes for the City over the years.

****SINE DIE AND SWEARING IN OF NEWLY ELECTED OFFICIALS****

PRESENTATION OF PLAQUES - SWEARING IN OF 2018 COUNCIL / MAYOR / JUDGE

Mayor Rhoads adjourned Regular Session No. 61 Sine Die

The Mayor was presented plaques in appreciation of all his years of service from 1998 - 2018 from Councilmember to Mayor.

The newly elected City Council was Sworn In by the City Clerk.

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".