



The City of Lee's Summit
Action Letter
City Council Rules Committee

Monday, November 28, 2016

5:30 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

1. CALL TO ORDER

2. ROLL CALL

Present: 3 - Chairperson Diane Seif
Councilmember Rob Binney
Alternate Phyllis Edson

Absent: 2 - Vice Chair Dave Mosby
Councilmember Trish Carlyle

GUESTS AND STAFF IN ATTENDANCE AT THE MEETING

Staff in Attendance:

Jina Bellamy

Brian Head

Beth Murano

Steve Arbo

3. APPROVAL OF ACTION LETTER

On motion of Councilmember Binney Seconded by Phyllis Edson, the Action letter for October 24, 2016 was unanimously approved by the Committee.

This was approved.

A. [2016-0719](#) Approval of Action Letter for October 24, 2016 City Council Rules Committee.

This Minutes was approved.

4. PUBLIC COMMENTS

There were no public comments.

5. ITEMS FOR DISCUSSION

A. [2016-0554](#) Process of referring items to Council Committees (continued from September 26, 2016).

City Attorney Head gave a brief explanation of the document presented and

City Council Rules Committee

Action Letter

November 28, 2016

what the revisions included. The Committee spent time clarifying the expiration period and when an item can be brought out of Committee and when it is considered dead.

There was also a question about when a councilmember can assign something to a Committee. City Attorney Brian Head explained the different ways that an item can be sent to a Committee:

1. If an individual councilmember wanted to send something to a Committee, they would need to bring it up in the "Council Comments" section at a Council meeting for discussion and for Mayor Pro Tempore to make a determination regarding assigning it to a Committee.
2. The Council as a whole can send an item back to Committee at anytime.
3. The Chairperson of a Committee can assign an item to their own Committee.

City Manager Steve Arbo had concerns with overwhelming Committees time with matters that maybe only one or two Councilmembers were interested in and might not have the support of the larger council.

There was no motion to move this item forward and that this item is now dead.

This Discussion Item was denied.

B. [BILL NO.](#)
[16-247](#)

AN ORDINANCE AMENDING SECTION 2-530 OF THE CODE OF ORDINANCES OF THE CITY OF LEE'S SUMMIT, MISSOURI, TO UPDATE PROVISIONS PERTAINING TO CLOSED MEETINGS, RECORDS AND VOTES, TO BE IN CONFORMITY WITH THE MOST CURRENT REVISED VERSION OF MISSOURI'S SUNSHINE LAW. (Rules Cmte. 11-28-16)

Beth Murano gave the background regarding the amendments to Section 2-530 (Specifically paragraphs 18, 19 and 20) of the Code of Ordinances pertaining to open records laws regarding closed meetings, records and votes in light of the terrorist attacks of 9-11 to be in conformity with the most current revised version of the Missouri's Sunshine Law.

Background:

Missouri Revised Statute Section 610.021 which is part of the Missouri Sunshine Law has been revised by the Missouri State Legislature. The Missouri State Legislature amended Section 610.021(18) of the Missouri Revised Statutes to remove the sunset provision and allow the closing of records related to operational guidelines, policies and specific response plans developed, adopted, or maintained by a public agency responsible for law enforcement, public safety, first response, or public health for use in

City Council Rules Committee

Action Letter

November 28, 2016

responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health and also close records of security systems and structural plans used for the protection of public infrastructure. The City previously enacted an ordinance codified in the Code of Ordinances as Sections 2-530. The ordinance addresses when it is permissible this governmental body to close meetings, records and votes, in a manner consistent with Missouri's Sunshine Law. As a result of part of the Missouri Sunshine Law revisions, a portion of Section 2-530 is now inconsistent with Section 610.021 and needs to be revised.

Other revisions include renumbering the paragraphs so that the ordinance numbers are more reflective of where similar paragraphs can be found in the state statute.

On motion of Councilmember Edson, Seconded by Councilmember Binney, to move to Council Bill No. 16-247 an Ordinance amending Section 2-530 of the Code of Ordinances of the City of Lee's Summit, Missouri, to update provisions pertaining to Closed meetings, records and votes, to be in conformity with the most current revised version of Missouri's sunshine law. Motion passed 3-0.

6. ROUNDTABLE

7. ADJOURNMENT

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".