



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

Tuesday, September 13, 2022

6:00 PM

City Council Chambers
and Via Video Conference
220 SE Green Street
Lee's Summit, MO 64063

*****AMENDED*** REGULAR SESSION NO. 14**

Notice is hereby given that the City Council for the City of Lee's Summit will meet in Regular Session on Tuesday, September 13, 2022 at 6:00 pm in person and via video conference as provided by Section 2-50 of the City of Lee's Summit Code of Ordinances, adopted by the City Council on June 15, 2021, Ordinance No. 9172.

Persons wishing to comment on any item of business on the agenda, including public testimony during a Public Hearing, via video conference may do so by sending a request prior to 5:00 p.m. on Monday, September 12, 2022, to the City Clerk at clerk@cityofls.net to attend the meeting on the video conferencing platform. The City Clerk will provide instructions regarding how to attend by this method.

The meeting may be viewed on the City's website at WatchLS.net, and on various cable providers (Spectrum Channel 2, AT&T U-Verse Channel 99 and Comcast Channel 7).

Preliminaries:

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

Mayor Baird called Regular Session No. 14 to order at 6:08 p.m.

- D. Roll Call

Present: 8 - Mayor Bill Baird
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Andrew Felker
Councilmember Faith Hodges
Councilmember Beto Lopez
Councilmember John Lovell
Councilmember Mia Prier

Absent: 1 - Councilmember Hillary Shields

1. Approval of Agenda

A motion was made by Councilmember Felker, seconded by Councilmember DeMoro, to approve the agenda as published. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

2. Approval of Consent Agenda:

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

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

A. [2022-5146](#) Approval of City Council Action Letter from September 6, 2022.

A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, to approve the September 6, 2022 Action Letter as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

B. [BILL NO. 22-176](#) An Ordinance approving a rezoning from District AG to District RDR and R-1 for approximately 19 acres located at 1204 NE Woods Chapel Road in accordance with the provisions of Chapter 33 of the Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri. (Note: First read by Council on September 6, 2022. Passed by unanimous vote.)

A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 22-176 be adopted and numbered Ordinance No. 9494 as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- C. [BILL NO. 22-177](#) An Ordinance Approving the Chapter 353 Redevelopment Plan for the Lee's Summit Downtown Market Plaza Redevelopment Area, and Approving a Cooperative Agreement between the City of Lee's Summit, Missouri and the Lee's Summit Downtown Market Plaza Redevelopment Corporation to Implement the Redevelopment Plan.
(Note: First read by Council on September 6, 2022. Passed by unanimous vote.)

A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 22-177 be adopted and numbered Ordinance No. 9495 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- D. [BILL NO. 22-178](#) An Ordinance Approving the Development Services Agreement between the City of Lee's Summit, Missouri and Lane4 Property Group, Inc., for the Downtown Market Plaza Project
(Note: First read by Council on September 6, 2022. Passed by unanimous vote.)

A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 22-178 be adopted and numbered Ordinance No. 9496 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- E. [BILL NO. 22-179](#) An Ordinance approving Amendment No. 2 to the Budget for the Fiscal Year ending June 30, 2023, as adopted by Ordinance No. 9441, Ordinance No. 9442, Ordinance No. 9449, Ordinance No. 9450 and Ordinance No. 9451, by allocating funds to the Green Street Improvements Fund for the City of Lee's Summit, Missouri.
(Note: First read by Council on September 6, 2022. Passed by unanimous vote.)

A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 22-179 be adopted and numbered Ordinance No. 9497 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

3. Council Roundtable

Councilmember DeMoro announced on Sunday, September 11, 2022 the annual event in the Kansas City area called the Memorial Stair Fund was held at the Town Pavilion. The theme is "Never Forget". At the event 343 Fire service personnel climb 110 stories, with full packs, to commemorate the 343 Firefighters that lost their lives in the Twin Towers. Lee's Summit had 9 Fire personnel that participated in this year's event; he read their names in recognition of their service. Approximately 27 cities hold such an event.

- A. [2022-5155](#) Discussion - next steps for economic development in Lee's Summit

Mayor Baird, gave a brief update on recent communications with the Lee's Summit Economic Development Council (LSEDC). He stated there is a desire for City Council to ask staff to hire a third party to research best practices, and trends, of high functioning economic development locally. There is also a suggestion to form a committee consisting of a few Councilmembers, EDC Board members and members of the community to review best practices, have some local site visits, and to come up with a plan on how to better move forward.

A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, to direct staff to engage a third party firm to explore options for economic development best practices for presentation to the Council at a later date. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

4. Presentations:

- A. [2022-5147](#) Presentation: Final Report on Diversity and Inclusion Community Assessment
- City Council discussions included:
- Number of responses vs. total population
 - Clarification of BIPOC (Black Indigenous People of Color) focus group concern - decision makers and public facing jobs
 - Next steps for the Commission
 - Improved communication
 - Expected response percentage
 - How people were chosen to participate in interviews and focus groups
 - Barriers to be aware of for future efforts
 - Best practices and comparison to other organizations the firm has worked with
 - Identify what unites us, instead of focusing on how we are all different

5. Public Hearings:

- A. [2022-5126](#) Public Hearing: Proposed 2022 Property Tax Levy for the City of Lee's Summit, Cass and Jackson Counties, Missouri, for the Calendar Year 2022.
- City Council discussions included:
- New construction dollars
 - Status on paying Jackson County personal property taxes at Lee's Summit City Hall
 - New assessments
 - Trucks in the impound lot
 - Clarification of the CPI index
 - Handcock amendment
 - Update on receiving Tax waivers at Lee's Summit City Hall

There were no speakers in favor of, or opposed to, this application.

- 1) [BILL NO. 22-182](#) An Ordinance setting the tax levy for the year 2022 for the City of Lee's Summit, Jackson and Cass Counties, Missouri.
(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Lovell, that Bill No. 22-182 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

6. Public Comments:

There were no Public Comments.

7. Resolutions:

- A. [RES. NO. 22-18](#) A Resolution authorizing the offering for sale of General Obligation Bonds for the benefit of the City of Lee's Summit, Missouri.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Lopez, that Resolution No. 22-18 be adopted. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

8. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 22-183](#) An Ordinance approving the award of Bid No. 2023-007 to Staat, Inc. to perform masonry repair services and authorizing the City Manager to execute a contract for the same on behalf of the City. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Felker, that Bill No. 22-183 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Hodges, that Bill No. 22-183 be adopted and numbered Ordinance No. 9498. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

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- B. [BILL NO. 22-184](#) An Ordinance approving the use of a cooperative contract between Sourcewell and The Wilson Group, Inc., to utilize job order contracting services as needed and authorizing the City Manager to execute the same for the City. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember Edson, that Bill No 22-184 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember Hodges, that Bill No. 22-184 be adopted and numbered Ordinance No. 9499. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- C. [BILL NO. 22-185](#) An Ordinance approving the use of a cooperative contract between the City of Kansas City, Missouri and Ace Pipe Cleaning, Inc., for sanitary system cleaning services and sludge waste hauling services as needed, and authorizing the City Manager to execute the same for the City. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Edson, that Bill No. 22-185 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Hodges, that Bill No. 22-185 be adopted and numbered Ordinance No. 9500. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- D. [BILL NO. 22-186](#) An Ordinance approving the Calendar Year 2023 Employee Benefit Programs; approving agreements for services by and between the City of Lee's Summit, Missouri and Cigna Health and Life Insurance Company, Metropolitan Life Insurance Company, Hartford Life and Accident Insurance Company, CuraLinc, LLC, Navia Benefit Solutions, Inc., and Trustmark Insurance Company, and authorizing the City Manager to execute agreements and other documents as necessary to administer employee benefits for Calendar Year 2023 by and on behalf of the City. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 22-186 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 22-186 be adopted and numbered Ordinance No. 9501. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- E. [BILL NO. 22-187](#) An Ordinance authorizing the execution of two grant agreements between the State of Missouri, through its Department of Transportation Traffic and Highway Safety Division, and the City of Lee's Summit for the Missouri Highway Safety Program. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember DeMoro, that Bill No. 22-187 be advanced to second reading. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Edson, that Bill No. 22-187 be adopted and numbered Ordinance No. 9502. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- F. [BILL NO. 22-188](#) An Ordinance approving the City of Lee's Summit's participation and membership in the Missouri Fire Fighters Critical Illness Trust and Pool, and authorizing the Mayor to execute such documents as may be necessary for the City's participation therein. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 22-188 be advanced to second reading. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell

Absent: 1 - Councilmember Shields

Recused: 1 - Councilmember Prier

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 22-188 be adopted and numbered Ordinance No. 9503. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell

Absent: 1 - Councilmember Shields

Recused: 1 - Councilmember Prier

- G. [BILL NO. 22-189](#) An Ordinance approving the First Amendment to Contract No. 2017-122 authorizing a one-year extension for the purchase of aviation fuel from AvFuel Corporation and authorizing the City Manager to Execute the same for the City. (F&BC 9/7/22)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Edson, that Bill No. 22-189 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Edson, that Bill No. 22-189 be adopted and numbered Ordinance No. 9504. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

9. Proposed Ordinances - First Reading:

- A. [BILL NO. 22-190](#) An Ordinance awarding the bid for Project No. 814 for the Crack Seal FY23 Program to Vance Brothers, Inc. in the amount of \$258,300.00 and authorizing the City Manager to execute an agreement for the same.
(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 22-190 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

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- B. [BILL NO. 22-191](#) An Ordinance authorizing the execution of a Public Highway Overpass Agreement, Northwest Colbern Road - DOT 441960S, pursuant to the Colbern Road Improvements Project by and between the Union Pacific Railroad Company and the City of Lee's Summit, Missouri, and authorizing the City Manager to execute the same.

(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, that Bill No. 22-191 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- C. [BILL NO. 22-192](#) An Ordinance approving an agreement between the City of Lee's Summit, Missouri and the Mid-America Regional Council for the Little Blue River Watershed Feasibility Study - Phase Two, for an amount not to exceed \$344,998.00, and authorizing the Mayor to execute the same.

(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember Felker, that Bill No. 22-192 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- D. [BILL NO. 22-193](#) An Ordinance awarding the bid for Project No. 576322-7C-1 for the Stormwater Improvements: SE Hackamore Drive Project to Wiedenmann, Inc. in the amount of \$843,699.00, and authorizing the City Manager to execute an agreement for the same.

(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Edson, that Bill No. 22-193 be advanced to second reading. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- E. [BILL NO. 22-194](#) An Ordinance authorizing execution of an intergovernmental agreement by and between the City of Lee's Summit, Missouri and the Lee's Summit R-VII School District for School Resource Officers in the district's schools.
(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 22-194 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

- F. [BILL NO. 22-195](#) An Ordinance authorizing execution of a Memorandum of Understanding by and between the City of Lee's Summit, Missouri and the Lee's Summit R-7 School District for the DARE/IMPACT program.
(Note: First read by Council on September 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Prier, that Bill No. 22-195 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier

Absent: 1 - Councilmember Shields

10. Committee Reports

Councilmember Lovell reported that during the Legislative and Intergovernmental Relations meeting Monday they began working through priorities for the city.

11. Council Comments:

Mayor Baird, and each Councilmember, shared stories of Mr. Steve Arbo, City Manager, thanked him for his service to the community and wished him well in his retirement.

12. Staff Roundtable

Mr. Steve Arbo, City Manager, thanked everyone and provided final comments before his retirement this week.

13. Adjournment

There being no further business, Mayor Baird adjourned Regular Session No. 14.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that the City Council go into Closed Session. The motion carried by a unanimous 8-0 vote.

Unless determined otherwise by the Mayor and City Council, no new agenda items shall be considered after 11:00 p.m.