

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

Tuesday, October 2, 2018

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 12

Preliminaries:

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

Mayor Baird called Regular Session No. 12 to order at 6:04 p.m.

- D. Roll Call

Present: 9 - Mayor Bill Baird
Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Craig Faith
Councilmember Diane Forte
Councilmember Bob Johnson
Councilmember Beto Lopez

1. Approval of Agenda

Mayor Baird amended the published agenda by moving agenda item 4A to be presented after agenda item 4B(1).

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, to approve the published agenda as amended by Mayor Baird. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

2. Approval of Consent Agenda:

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

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

A. [2018-2317](#) Approval of Action Letters from September 6, 13 & 20, 2018.

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, to approve the Action Letters from September 6, 13 & 20, 2018 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

B. [2018-2344](#) Mayor's Appointments:

Health Care Foundation of Greater Kansas City Community Advisory Committee:
Appoint Carey Spain, to replace Robin McCain, term to expire 6-1-20.

Land Clearance Redevelopment Authority: Reappoint Mark White, term to expire 9-1-22.

Parks and Recreation Board: Appoint Nicholas Walker, to replace Brian Hutchin, term to expire 5-31-20.

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, to approved the Mayor's Appointments as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- C. [AMENDED BILL NO. 18-150](#) An Ordinance approving a Preliminary Development Plan located at 222 SW Main St and 207 SW Market St, proposed Reece Nichols Real Estate Office in accordance with the provisions of Unified Development Ordinance, No. 5209, for the City of Lee's Summit, Missouri.
(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Amended Bill No. 18-150 be adopted and numbered Ordinance No. 8471as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- D. [BILL NO. 18-151](#) An Ordinance approving a rezoning from District RP-3 to District PMIX, Preliminary Development Plan and Conceptual Plan located at 300 NW Pryor, proposed West Pryor Development in accordance with the provisions of Unified Development Ordinance, No. 5209, for the City of Lee's Summit, Missouri.
(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-151 be adopted and numbered Ordinance No. 8472 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

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- E. [BILL NO. 18-159](#) An Ordinance vacating a 100' x 100' permanent construction easement abutting Lots 539 and 540 of Eagle Creek, 12th Plat, in the City of Lee's Summit, Missouri.

(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-159 be adopted and numbered Ordinance No. 8473 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- F. [BILL NO. 18-160](#) An Ordinance accepting final plat entitled "Creekside at Raintree, Lots 1 thru 31 and Tracts A thru F", as a subdivision to the City of Lee's Summit, Missouri.

(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-160 be adopted and numbered Ordinance No. 8474 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- G. [BILL NO. 18-161](#) An Ordinance approving Amendment No. 1 to the Memorandum of Understanding by and between the City of Lee's Summit, Missouri and PremierLife Real Estate Holdings, Inc. related to the acquisition of property by the City of Lee's Summit, Missouri from PremierLife Real Estate Holdings, Inc. for use as the location of a new Fire Station No. 3 generally located on NW Pryor Road in Lee's Summit, Missouri.

(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-161 be adopted and numbered Ordinance No. 8475 as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- H. [BILL NO. 18-162](#) An Ordinance approving a Real Estate Purchase and Sale Agreement by and between the City of Lee's Summit, Missouri and PremierLife Real Estate Holdings, Inc. for the purchase and sale of real property located generally on the west side of NW Pryor Road, between NW O'Brien Road and SW 1st Street, and authorizing the Mayor to execute any and all documents necessary and relevant to effectuate said transaction by and on behalf of the City.
(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-162 be adopted and numbered Ordinance No. 8476 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- I. [BILL NO. 18-164](#) An Ordinance approving the award of Bid No. 415 for the NW Commerce Drive Improvements Project to Lexeco, Inc. in the amount of \$820,378.70.
(Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-164 be adopted and numbered Ordinance No. 8477 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

- J. [BILL NO. 18-165](#) An Ordinance authorizing the execution of Modification No. 1 to agreement dated February 24, 2017 for Commerce Drive Improvements (RFQ No. 2017-305B) by and between the City of Lee's Summit, Missouri and Walter P. Moore, Inc., for a revised contract amount not to exceed \$148,110.00. (Note: This item was first read by Council on September 20, 2018 and passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 18-165 be adopted and numbered Ordinance No. 8478 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Recused: 1 - Councilmember Faith

3. Council Roundtable

Councilmember Edson reported that Saturday, October 6, 2018 the Lee's Summit North High School Marching Band is hosting it's annual invitational which will bring hundreds of people to the area for the competition. She also announced that October 12-14, 2018 is the Summit Art Festival in Downtown Lee's Summit. She noted that there will be over a hundred artists from 15 different states as well as street musicians and food trucks.

Councilmember Binney congratulated the Lee's Summit Chamber of Commerce for a successful OktoberFest. He then took a minute to recognize that October is Domestic Violence month and there will be events happening through out October to raise awareness of the problem that is Domestic Violence.

Mayor Baird also commented that OktoberFest was a great success. He then conveyed kudos to everyone with regard to the State of the City Address during which he was able to share what he thinks is the "spirit of community" and he hopes it will energize the Council to continue to do good work. He added that he had used a quote "To give anything less than your best, is to sacrifice the gift".

4. Presentations:

- A. [2018-2302](#) New Longview Development progress status report.

City Council discussions included but were not limited to:

-Developers updated presentation needs to be attached to the packet

- What happens to the funds that have been allocated to the projects that have been completed
- Original TIF reimbursement requests
- Additional extension of medium density residential
- Who owns the pergola and lake
- Are the lakefront lots, that would go behind the mansion, already approved
- Update on the pond draining out and a US Army Corp of Engineers permit
- Will the spillway or the dam be reconstructed
- What percentage of the incremental values of real estate property taxes are available for general revenue spending
- Is there any residential value that is in the TIF for real estate property taxes and are there incremental values that will not be available for any political subdivisions use
- Would the HOA have direction with the lake and would the new development be included in the same HOA
- The pergola has been a long time coming and really needs to get completed
- Are there plans to include townhomes back into the PDP
- Can part of the land in the TIF be carved out to put up townhomes
- What precipitated the idea to put a Daycare in that area
- Thank you to the presenters for clearing up the confusion and misinformation that had been circulating in the community
- Update on what is on track and not on track, with both TIF plans
- What is the plan for rehabilitation of the lake and pergola.
- Who will own the lake when it's complete
- Clarification of permits required from the US Army Corp of Engineers

- B. [2018-2304](#) Presentation and consideration of Agreement for Release of Real Estate Purchase Option with Westcott Investment Group for The Grove development project. (Note: This item was TABLED at the October 2, 2018 Council Meeting.)

City Council discussions included but were not limited to:

- Changes in the Preliminary Development Plan since approved
- Location of lot donated for a Fire Department
- Total the City has invested in the area since 2011
- Financial information from the developer not received
- Can the developer turn around and sell the property - Anti-Flipping provision
- Size of the property and the size, and cost, of the first building that is planned to be built
- Concerns about the progress, incentives and the PDP
- Is there a street plan
- When is the Fire Station scheduled to be built in the long-range development plan
- Developer's investment in sewer, water and other infrastructure
- Amount the Developer has invested in the property to date
- Put money into escrow to share the risk with the City

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- How long will it take to put in the infrastructure and get the first building built
- Definition of "Commercially Reasonable" for quality jobs from the development agreement
- Wage requirements
- The city could get the property for \$10 due to timelines (August of 2019) so why is the discussion now the developer will pay the city back the 1.4 million
- 16th Street infrastructure and the signal on Thompson

ACTION: A motion was made by Mayor Pro Tem Lopez, seconded by Councilmember Edson, to table Ordinance No. 2018-2304 to an effective date of October 16, 2018. The motion and second were both withdrawn.

A motion was made by Mayor Pro Tem Lopez, seconded by Councilmember Edson, to table Presentation 2018-2304 and Bill No. 18-166 to the October 16, 2018 meeting.

A substitute motion was made by Councilmember Johnson, seconded by Councilmember Carlyle, that item 2018-2304 be tabled until October 16, 2018. The motion carried by a unanimous vote.

A motion was made by Mayor Pro Tem Lopez, seconded by Councilmember Forte, to approve the substitute motion to table item 2018-2304 until October 16, 2018. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Nay: 1 - Councilmember Binney

- 1) [BILL NO. 18-166](#) An Ordinance approving an Agreement for Release of Real Estate Purchase Option between the City of Lee's Summit and Westcott Investment Group, LLC. (Note: This item was TABLED at the October 2, 2018 Council Meeting.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Forte, that Bill No. 18-166 be Tabled to a date certain of October 16, 2018. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Nay: 1 - Councilmember Binney

5. Public Hearings:

- A. [2018-2177](#) Continued Public Hearing - Appl. #PL2018-081 - Preliminary Development Plan - Kessler View, generally located at the intersection of SW Kessler Drive and SW Fascination Drive; M-III Longview, LLC applicant.
(Note: This item was CONTINUED from August 23, 2018 per the applicant's request. This item was TABLED at the September 20, 2018 Council meeting.)

Exhibit A, List of exhibits 1-24 were entered into the record

City Council discussions included but were not limited to:

- Traffic signal at 3rd St and Kessler
- Alignment of Curry Road
- Does this PDP require TIF contract changes
- Are there assurances that these changes will meet or exceed the TIF projections
- TIF Commissions are open meetings and then back to City Council for another open meeting
- Was a business plan developed before a daycare was decided on, medical buildings are in demand in this area
- The elevation on the building marked "World" building
- Is any of the land zoned agriculture
- Of the 4 buildings proposed, 2 of them have been daycares, maybe the marketing isn't working
- Was supposed to be a unique destination and that is not what is being proposed
- Need to fill this development up now to make New Longview a success
- The market dictates what businesses move into the area

Ms. Geraldine Amato spoke in opposition of this application. Her comments were regarding development nationwide stating that this nation is building against nature and the natural world.

Ms. Theresa Terry spoke in opposition of this application due to the Daycare. She would like to see it be an after hours Urgent Care or dog park.

Ms. Robin Trafton spoke in opposition of this application. She thanked the Council for listening and addressing The Longview Alliance's concerns. She shared a list of those concerns and their hope that communication with the public will be made well in advance of a public hearing in the future.

- 1) [BILL NO. 18-149](#) An Ordinance approving a preliminary development plan generally located at the intersection of SW Kessler Drive and SW Fascination Drive in District PMIX, proposed Kessler View, in accordance with the provisions of Chapter 33, the Unified Development Ordinance of Lee's Summit Code of Ordinances, for the

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City of Lee's Summit, Missouri.

(Note: This item was first read by Council on October 2, 2018.)

A motion was made by Councilmember Binney, seconded by Councilmember Forte, to amend Bill No. 18-149 that would state in Section 2, Item 9, that Curry Road shall be completed from the eastern property edge to Kessler Drive on the west.

Mr. Brian Head, City Attorney, asked 2 clarifying questions of Mayor Pro Temp Lopez and Councilmember Binney to correct a clerical error when referencing the UDO during the reading of Bill No. 18-149 and the proposed amendment.

The amended motion failed by the following vote:

Aye: 2 - Councilmember Binney
Councilmember Forte

Nay: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Carlyle, that Bill No. 18-149 be advanced to second reading. The motion carried by the following vote:

Aye: 6 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Lopez

Nay: 3 - Councilmember Binney
Councilmember Faith
Councilmember Johnson

- B. [2018-2284](#)** Continued Appl. #PL2018-108 - Preliminary Development Plan - Douglas Corners Lot 1B, 150 NE Tudor Rd; HG Consult, Inc., applicant
Exhibit A, List of exhibits 1-17 were entered into the record

City Council discussions included but were not limited to:

- Square footage of apartments
- Rooftop amenities
- Calling them Lofts instead of Apartments
- Landscaping and detention pond

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

- 1) [BILL NO. 18-167](#) An Ordinance approving a Preliminary Development Plan located at 150 NE Tudor Road, proposed Douglas Corners Lot 1B development 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. (Note: This item was first read by Council on October 2, 2018 and passed by unanimous vote.)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember DeMoro, that Bill No. 18-167 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

6. Public Comments:

Ms. Geraldine Amato spoke regarding family farms, landscaping buffers and development in general.

Mr. Dale Coy appreciated the vision articulated in the State of the City Address and that it had been recorded. He asked who is responsible for supervising citizen boards, commissions and committees.

Mr. John Ivey requested the Council "make things right" with the residents on Clifford Road. He believes the City should be buying their properties and the property where the asphalt plant is. He added that the properties have been neglected for years and the roads are in terrible shape.

Ms. Gladys Bratton addressed the Council regarding an e-mail she sent dated July 20, 2018. She stated that she didn't receive answers to some of her questions and she disagreed with an invoice she received to fulfill her request to research items bought using purchasing cards. She was concerned that corruption seen at the federal and state level has now come to the local level in surrounding communities and she believes Lee's Summit should be proactive with transparency. She exceeded her allotted 3 minutes to speak and ignored the Mayor's requests to yield the floor.

7. Resolutions:

- A. [RES. NO. 18-16](#) A Resolution setting the start time for City Council meetings.

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Resolution 18-16 be adopted. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

8. Proposed Ordinances Forwarded from Committee:

- A.** [BILL NO. 18-168](#) An Ordinance of the City Council of the City of Lee's Summit, Missouri accepting the grant award in the amount of \$450,000 from the U.S. Department of Justice, Office on Violence Against Women, for a collaboration between the City of Lee's Summit and Hope House, Inc. on community-defined solutions to violence against women. (F&BC 10-1-18)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 18-168 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 18-168 be adopted and numbered Ordinance No. 8479. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- B.** [BILL NO. 18-169](#) An Ordinance authorizing and directing the issuance of \$3,658,000.00 principal amount of General Obligation Bonds, Series 2018A, and authorizing certain other documents and actions by the City. (F&BC 10-1-18)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 18-169 be second read. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 18-169 be adopted and numbered Ordinance No. 8480. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

9. Proposed Ordinances - First Reading:

- A.** [BILL NO. 18-170](#) An Ordinance accepting final plat entitled "Arborwalk 10th Plat, Lots 242-308 Inclusive, and Tract A-10", as a subdivision to the City of Lee's Summit, Missouri. (Note: This item was first read by Council on October 2, 2018.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 18-170 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Nay: 1 - Councilmember Binney

- B.** [BILL NO. 18-171](#) An Ordinance vacating a portion of a certain sanitary sewer easement generally located at the southeast corner of SW Raintree Parkway and SW Raintree Drive for the proposed Creekside at Raintree residential subdivision in the City of Lee's Summit, Missouri. (Note: This item was first read by Council on October 2, 2018 and passed by unanimous vote.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Binney, that Bill No. 18-171 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- C. [BILL NO. 18-172](#) An Ordinance authorizing award of Bid No. 463-35274C for the construction of Fire Station #3 to B. Dean Construction, LLC in the amount of \$5,517,612.49 and authorizing the City Manager to enter into an Agreement for the same by and on behalf of the City. (Note: This item was first read by Council on October 2, 2018 and passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 18-172 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

10. Proposed Ordinances - Second Reading:

- A. [BILL NO. 18-163](#) An Ordinance approving Application #PL2018-088 - Amendment #67 to the Unified Development Ordinance (UDO) - Article 5 Zoning Districts, Article 8 Accessory Uses and Structures, Article 9 Uses Permitted with Conditions, and Article 10 Special Use Permits, to allow in-home massage therapy as a conditional use for a home occupation in the R-1 (Single-Family Residential) zoning district; City of Lee's Summit, applicant.
(Note: This item was first read by Council on September 20, 2018.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Carlyle, that Bill No. 18-163 be adopted and numbered Ordinance No. 8481. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Johnson
Councilmember Lopez

Nay: 2 - Councilmember Binney
Councilmember Forte

11. Committee Reports

Councilmember Faith announced that Public Works Committee meetings will be

moved to the fourth Tuesday of every month.

Mayor Pro Tem Lopez reported that the next Community and Economic Development Committee meeting is scheduled for October 10, 2018 at 4:00 p.m.

12. Council Comments:

Councilmember Edson asked staff if there will be a change in when City Council agendas will be posted since the meetings have now been moved to Tuesdays.

Councilmember Johnson asked if land south of Scruggs, near where the Animal Control building was, is city owned surplus property and what it is zoned.

Councilmember Binney stated that he would still like to see a long term facility plan added to a future agenda. He then announced that, unfortunately, Summit Waste Systems has chosen to end the Household Hazardous Waste program and added that the Mid-America Regional Council and Kansas City may have alternate facilities to dispose of paint, cleaners, etc. but there may be charge involved. He then congratulated Rick McDowell, EDC President, for recently being named to the Missouri Housing Development Commission by the Governor and he shared that the Parks & Recreation Department is opening the new ice skating rink on halloween night. He added that there will be a FEMA test tomorrow at 1:18 CST.

Mayor Baird commented that he is looking for ways to tighten up the meetings so they don't run as long. He added that this is a busy time and there is a lot to accomplish and he would welcome any suggestions from the Council.

13. Staff Roundtable

There were no Staff Roundtable items.

14. Adjournment

There being no further business, Mayor Baird adjourned Regular Session No. 12 at 11:10 p.m.

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"