

The City of Lee's Summit
Action Letter - Final
Public Works Committee

Monday, March 2, 2020
5:30 PM
City Council Chambers
City Hall
220 SE Green Street
Lee's Summit, MO 64063

1. Call to Order

The March 2, 2020 Public Works Committee meeting was called to order by Chairman Faith, at 5:30 p.m. at City Hall, 220 SE Green St., in the City Council Chambers. Notice had been provided by posting the meeting notice with a tentative agenda, at least 24 hours in advance of the meeting, at both entrances to City Hall.

2. Roll Call

Present: 3 - Chairperson Craig Faith
Vice Chair Rob Binney
Councilmember Fred DeMoro

Absent: 1 - Councilmember Phyllis Edson

3. Approval of Agenda

A motion was made by Councilmember DeMoro, seconded by Vice Chair Binney, to approve the agenda as posted. The motion carried by a unanimous 3-0 vote.

4. Public Comments

None

5. Business

- A. [2020-3339](#) Approval of the February 3, 2020 Action Letter.

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, to approve the Public Works Committee Action Letter dated February 3, 2020. The motion carried by a unanimous 3-0 vote.

- B. [BILL NO. 20-48](#) An Ordinance awarding the bid for Project No. 570 for the 4th and Main Parking Lot to Mega Industries Corporation in the amount of \$231,773.00 and authorizing the City Manager to execute an agreement of the same for the City of Lee's Summit, Missouri. (PWC 3/2/20)

A motion was made by Councilmember DeMoro, seconded by Vice Chair Binney, that this Ordinance be recommended for approval to the City Council. The motion carried by a 2-1 vote (Councilmember Binney "No").

- C. [BILL NO. 20-49](#) An Ordinance awarding Bid No. 34331683-C, for the Water Main Replacement - FY20 to Wiedenmann, Inc., in the amount of \$2,396,331.00 and authorizing the

City Manager to execute an agreement of the same. (PWC 3/2/20)

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- D. [BILL NO. 20-50](#) An Ordinance approving the award of bid for Project No. 728 for pavement marking services for a one-year term with up to three, one-year renewals, to Streetwise, Inc., based on unit prices reflected in the attached bid tabulation and authorizing the City Manager to execute the same by and on behalf of the City. (PWC 3/2/20)

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- E. [BILL NO. 20-51](#) An Ordinance approving Change Order No. 2 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of \$77,348.31 for a revised contract price of \$1,251,836.31. (PWC 3/2/20)

A motion was made by Councilmember DeMoro, seconded by Vice Chair Binney, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- F. [BILL NO. 20-52](#) An Ordinance approving Modification No. 3 to the Agreement dated April 17, 2017 (RFQ No. 422-32272) between the City of Lee's Summit, Missouri, and Olsson, for professional engineering services for SW 3rd Street Improvements from Pryor Road to Murray Road for an increase of \$52,476.00 with a not to exceed amount of \$662,229.00, and authorizing the City Manager to execute an agreement of the same for the City of Lee's Summit, Missouri. (PWC 3/2/20)

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- G. [BILL NO. 20-53](#) An Ordinance approving Change Order No. 5 to the contract with Phillips Hardy, Inc. for the Landfill Closure Construction project, an increase of \$143,000.00 and 31 calendar days to reach substantial completion for a revised contract price of \$3,882,235.33. (PWC 3/2/20)

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- H. [BILL NO. 20-54](#) An Ordinance authorizing the execution of a license agreement by and between the Oaks Ridge Meadows Homeowners Association and the City of Lee's Summit, Missouri, for the installation and maintenance of improvements to a portion of the City's Rights-of-Way along NE Anderson Drive. (PWC 3/2/20)

A motion was made by Councilmember DeMoro, seconded by Vice Chair Binney, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- I. [BILL NO. 20-55](#) An Ordinance authorizing execution of a Contract in accordance with the City's On-Call Contract for Repair Services for Water, Wastewater, and Stormwater Infrastructure (Contract 2019-003/1R) with Wiedenmann, Inc. for installation of NE Maybrook Drainage Improvements for a not to exceed cost of \$157,358.00, and authorizing the City Manager to execute an agreement of the same for the City of Lee's Summit, Missouri. (PWC 3/2/20)

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- J. [BILL NO. 20-56](#) An Ordinance amending Chapter 29; Traffic and Motor Vehicles, of the Code of Ordinances for the City of Lee's Summit, Missouri, by revising Appendix B; Schedule of Stopping, Standing and Parking Restrictions, for certain streets and segments of streets located in the City of Lee's Summit, Missouri. (PWC 3/2/20)

A motion was made by Councilmember DeMoro, seconded by Vice Chair Binney, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- K. [BILL NO. 20-63](#) An Ordinance amending Chapter 26, Streets, Sidewalks and Other Public Places, of the City Code of the City of Lee's Summit, Missouri, to provide consistent management of the Rights-of-Way with respect to standards of work, bonding, and permitting. (PWC 3/2/20)

(Note: First reading by City Council on March 17, 2020. Passed by unanimous vote.)

A motion was made by Vice Chair Binney, seconded by Councilmember DeMoro, that this Ordinance be recommended for approval to the City Council. The motion carried by a unanimous 3-0 vote.

- L. [2020-3321](#) Discussion of Painting Addresses on Curbs

Dena Mezger, Director of Public Works, presented information requested by Council 2-3 weeks prior and it was referred to this Committee for discussion. She referred to the information attached to the packet of all of the questions that have come up going back to 2001. The topic has been discussed at the City Council level several times in the past, as evidenced by the attached background information. A concern expressed was the way the providers of this service characterized the work as recommended or required by public safety agencies. Public Safety departments do not require, recommend, or rely on painted curb addresses to locate properties and selling the service under those pretenses would be fraudulent. As in 2001, the Law Department has confirmed that painting addresses on the curbs violates the section of the Uniform Development Ordinance (UDO) concerning Prohibited Signs. The UDO is very clear about how and where addresses have to be on the buildings. There is no basis for selling this service as a public safety issue. That is the current standing unless someone wants to take different action at the City

Council level. Chairman Faith stated that he sees no problem with the status quo and that the presentation gave good insight.

M. [2020-3350](#) Financial overview of CIP Projects completed in Calendar Year 2019.

Mike Anderson, Construction Manager, put together a financial overview of last year's construction projects. The continual goal is to try to stay under 5% for change orders. The City did close out several projects last year totaling a little over \$31M worth of work. Several projects that went over that 5%. He explained the reasons for each.

- Hook Rd shoulders had significant pavement deterioration causing major overruns.
- Landfill closure had additional work added to the project causing the big scope change.
- Langsford Rd culvert had significant change of scope. The original scope was to shore up the flow line and then the line collapsed. There was extensive amount of work to remove the pipe and install a box culvert.

When considering the projects for the year, including the change of scope, there was just a 3.3% overrun, which is underneath the 5% goal. If one takes out the change of scope, there was still just a 1.2% overrun, which in the big scheme of things is remarkable. Twelve change orders went through to Council. There were only a handful of projects with which time was adjusted. Both the Curb and Surface Seal projects had added work to those contracts, Landfill closure had additional work as well as weather issues, Langsford culvert had extra work, and Winterset Woods Interceptor had weather related delays.

Councilmember DeMoro inquired about the Langsford Rd culvert to provide further explanation as to why the scope of the project changed so drastically. Mr. Anderson restated that the original scope was to shore up the bottom with a concrete flow line. While doing so a section of pipe collapsed. Instead of applying a bandaid to the collapse, they pulled about 100 feet of metal pipes and installed a box culvert to provide something solid for future use. It was a big change of scope.

N. [2020-3356](#) Recommendation for Funding Stormwater Utility Rate Study

Dena Mezger, Director of Public Works, began her presentation stating that a variety of funding sources for the Stormwater Rate Study have been looked into with the end result being the need to have it come from the Capitalize General fund. The potential recommendation is to allocate the money from the Capitalize General fund unallocated balance. The current balance is around 43-45% and by Ordinance it has to be 17%, which is a pretty significant

balance. The study is a one-time cost of approximately \$450,000 and all the maintenance would be internal to any cost in the future. To do this it would be appropriate to make a recommendation to the Finance and Budget Committee (FBC) for them to take further action.

Councilmember Binney had questions about the current General Fund reserve balance calculations. Steve Arbo, City Manager, came forward to address Councilmember Binney's concerns. He explained that they are audited numbers upon completion of the fiscal year and that it is showing the General Fund reserve balance was 45% with some commitments that did not fit the classification of unassigned so then it dropped down to 43%. Mr. Arbo explained that there needs to be a budget amendment, assigned to Public Works Administration account, then the department can go through the process of the work of the study. He then advised that when it is a matter that is not allocated in the budget and requires an amendment, that it is a good topic for the FBC to take under their consideration and recommendation to the Council. The Committee needs to make a statement about the content and the purpose of the stormwater study as explained by staff and direct this matter to the FBC and their consideration of funding through the unallocated fund balance.

A motion was then made by Councilmember DeMoro to send the consideration and recommendation funding stormwater utility rate study to the FBC.

A motion was made by Councilmember DeMoro, seconded by Chairperson Faith, that this discussion item be sent to the Finance and Budget Committee for a consideration and recommendation to fund a stormwater rate study. The motion carried by a unanimous 3-0 vote.

6. Roundtable

Councilmember DeMoro asked staff to comment on the progress of the proposal processes for the Transfer Station. Dena Mezger, Director of Public Works, said that they just opened the submittals that morning at 8 am. There were four responses and the selection committee has been provided copies.

Councilmember Binney shared that two people asked him about yellow printed materials that said "important legal matters regarding energy efficiency". He cautioned that there's no legal requirement and the City is not going to come out and make you do any energy improvements.

Councilmember Faith gave appreciation to all that come to the Public Works Committee meeting and for the information and presentations that they have prepared.

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 Legislative Information Center website at "lsmo.legistar.com"

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