

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

Tuesday, March 19, 2024

6:00 PM

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

REGULAR SESSION NO. 67

Notice is hereby given that the City Council for the City of Lee's Summit will meet in Regular Session on Tuesday, March 19, 2024 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, March 18, 2024, 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. 67 to order at 6:05 pm.

This was approved.

- D. Roll Call

Present: 9 - Mayor Bill Baird
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Andrew Felker
Councilmember Faith Hodges
Councilmember Beto Lopez
Councilmember John Lovell
Councilmember Mia Prier
Councilmember Hillary Shields

1. Approval of Agenda

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

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Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

2. Approval of Consent Agenda:

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, to approve the Consent Agenda, Items 2.A. - 2.C. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

A. [2024-6161](#) Approval of City Council Action Letter for March 5, 2024.

A motion was made by Councilmember Edson, seconded by Councilmember Shields, to approve the City Council Action Letter from March 5, 2024 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

B. [BILL NO. 24-040](#) An Ordinance approving rezoning from District RP-2 (Planned Two-family Residential) and CP-2 (Planned Community Commercial) to District CP-2 and Preliminary Development Plan for Pro Deo Youth Center on approximately 0.9 acres of land located at 107 SE 9th St and 902 SE Douglas Street, all in accordance with the provisions of Chapter 33, the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri. (Note: First read by Council on March 5, 2024. Passed by unanimous vote.)

A motion was made by Councilmember Edson, seconded by Councilmember Shields, that Bill No. 24-040 be adopted and numbered Ord. No. 9869 as part of the Consent Agenda.. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- C. [BILL NO. 24-043](#) An Ordinance vacating a portion of a certain easement located at 1020 NW Pryor Road in the City of Lee's Summit, Missouri.
(Note: First read by Council on March 5, 2024. Passed by unanimous vote.)

A motion was made by Councilmember Edson, seconded by Councilmember Shields, that Bill No. 24-043 be adopted and numbered Ord. No. 9870 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

3. Council Roundtable

Councilmember Shields congratulated Lee's Summit Downtown Main Street for a very successful and well attended "Shamrock the Block" event this weekend.

Councilmember Edson thanked whoever cleaned up 291 Highway recently. She hopes to see more highways being cleaned soon.

Mayor Baird noted that he and several councilmembers attended the National League of Cities in Washington, DC last week. They had several good meetings regarding infrastructure and development.

4. Public Hearings:

A. [2024-6122](#) Public Hearing: Sewer Rates & Charges

Scott Ison, Chief Counsel of Infrastructure and Recreation, entered Exhibits 1-3

Council Discussion Included:

- Reason for increase
- Passing of ordinance / allowing for adjustments
- Schedule of Fees will be presented at a later date

No one was present to speak in support of or in opposition to this public hearing.

This Public Hearing - Sworn was presented.

5. Public Comments:

Mr. Will Ruder, National Home Builders Association, spoke in opposition to the proposed Park Impact Fee that is scheduled for final approval tonight.

Ms. Teresa Vollenweider continued to provide information from previous meetings as to the discrepancies on her property lines.

6. Presentations:

A. [2024-6133](#) Discussion: Lee's Summit Economic Development Council

Council Discussion Included:

- Bylaws
- Too rushed now after such a long time
- Too much has gone on to go back - missed dialogue
- Move forward without LSEDC
- Looking forward to what they can offer in the future
- Restructuring
- Clear goals moving forward
- Time commitment
- Business leaders
- Define path forward
- Council engagement
- Initiatives
- Hard Deadline - Sept. 24 (6 months from now)
- Support of process
- Consultant
- Commitment from Council
- Executive Director

Consensus to have staff draft a Resolution to move forward with working with the Lee's Summit Economic Development Council.

7. Proposed Ordinances Forwarded from Committee:

A. [BILL NO. 24-044](#) An Ordinance repealing Ordinance No. 9632 related to the Schedule of Fees and Charges for the City of Lee's Summit and Establishing a New Schedule of Fees and Charges to take effect July 1, 2024 for the City of Lee's Summit, Missouri. (F&BC 3/4/24)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Shields, that Bill No. 24-044 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Hodges

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 24-044 be adopted and numbered Ordinance No. 9871. The motion carried by the following vote:

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

Nay: 1 - Councilmember Hodges

- B.** [BILL NO. 24-045](#) An Ordinance approving a State Block Grant Agreement for eligible preliminary project costs towards the preparation of a GA Terminal Design for the Lee's Summit Municipal Airport between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission in the amount of \$427,689.00 and authorizing the Mayor to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, that Bill No. 24-045 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Felker, that Bill No. 24-045 be adopted and numbered Ordinance No. 9872. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- C.** [BILL NO. 24-046](#) An Ordinance awarding the bid for Project No. 47732472 for the LXT Hangar 2 and East Side Development Project to Fogel-Anderson Construction Co in the amount of \$16,833,559.53 and authorizing the City Manager to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember Felker, that Bill No. 24-046 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember Hodges, that Bill No. 24-046 be adopted and numbered Ordinance No. 9873. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- D.** [BILL NO. 24-047](#) An Ordinance approving Modification No. 7, to the agreement with Crawford, Murphy and Tilly, Inc. for On-Call Professional Planning & Engineering Services for the airport (RFQ No. 2020-067) in the amount of \$353,000.00, and authorizing the City Manager to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Hodges, that Bill No. 24-047 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Edson, that Bill No. 24-047 be adopted and numbered Ordinance No. 9874. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- E. [BILL NO. 24-048](#) An Ordinance approving a State Block Grant Agreement for eligible preliminary project costs towards the construction of the Runway 11-29, Taxiway Bravo and Taxiway Charlie Reseal, Joint Seal and Remarking project for the Lee's Summit Municipal Airport between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission in the amount of \$203,813.00 and authorizing the Mayor to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Prier, that Bill No. 24-048 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Edson, that Bill No. 24-048 be adopted and numbered Ordinance No. 9875. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- F. [BILL NO. 24-049](#) An Ordinance authorizing the execution of a Missouri Highways and Transportation Commission Amendment to State Block Grant Agreement, Amendment #1 for Project No. 22-109A-1 by and between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission, granting federal funds in the amount of \$391,546 for the construction of the Runway 11-29, Taxiway Bravo and Taxiway Charlie Reseal, Joint Seal and Remarking project and authorizing the Mayor to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 24-049 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

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ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 24-049 be adopted and numbered Ordinance No. 9876. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- G. [BILL NO. 24-050](#)** An Ordinance approving the dual award of Bid No. 2024-050 for Concrete Flat Work, Curb Installation, and Street Repair services on an as-needed basis for a one-year term with up to four, one-year renewals to Quality Custom Concepts, Inc. and Hotmer Excavation, LLC and authorizing the City Manager to execute the same by and on behalf of the City. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Prier, that Bill No. 24-050 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Edson, that Bill No. 24-050 be adopted and numbered Ordinance No. 9877. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- H. [BILL NO. 24-051](#)** An Ordinance awarding the bid for Project No. 721-1 for the Water Main Replacement FY23 Project to Wiedenmann, Inc. in the amount of \$3,598,602.00 and authorizing the City Manager to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Hodges, that Bill No. 24-051 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Hodges, that Bill No. 24-051 be adopted and numbered Ordinance No. 9878. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- I. [BILL NO. 24-052](#) An Ordinance approving the award of bid for Project No. 81132472 for the 2024 pavement marking services for a one-year term with up to four one-year renewals to Heartland Traffic Services, and authorizing the City Manager to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Prier, that Bill No. 24-052 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 24-052 be adopted and numbered Ordinance No. 9879. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

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- J. [BILL NO. 24-053](#) An Ordinance approving the use of a cooperative contract between Johnson County, Kansas and Wiedemann, Inc., SheDigsIt, LLC, and TC Fuller Construction, LLC for on-call construction services as needed, and authorizing the City Manager to execute agreements for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 24-053 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 24-053 be adopted and numbered Ordinance No. 9880. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

- K. [BILL NO. 24-054](#) An Ordinance awarding the bid for Project No. 792-SS for the Surface Seal FY25 Program to Vance Brothers, Inc. in the amount of \$1,441,995.29 and authorizing the City Manager to execute an agreement for the same. (PWC 3/11/24)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Shields, that Bill No. 24-054 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Prier, that Bill No. 24-054 be adopted and numbered Ordinance No. 9881. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

8. Proposed Ordinances - First Reading:

- A. [BILL NO. 24-055](#) An Ordinance approving Amendment No. 11 to the budget for the Fiscal Year ending June 30, 2024, as adopted by Ordinance No. 9704, Ordinance No. 9705, Ordinance No. 9706, Ordinance No. 9707, and Ordinance No. 9708, by amending the authorized expenditures for the City.

(Note: First read by Council on March 19, 2024. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember Edson, that Bill No. 24-055 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

9. Proposed Ordinances - Second Reading:

- A. [BILL NO. 24-041](#) An Ordinance adding Article 3, Parks and Recreation Impact Fees, to Chapter 19, Parks and Recreation, of the Lee's Summit Code of Ordinances.

(Note: First read by Council on March 5, 2024.)

This Ordinance - Committee was adopted.

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember DeMoro, that Bill No. 24-041 be postponed to a date certain of April 9, 2024 for further discussion and clarification. The motion carried by the following vote:

Aye: 6 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Hodges
Councilmember Lopez
Councilmember Prier

Nay: 3 - Councilmember Felker
Councilmember Lovell
Councilmember Shields

10. Committee Reports

Councilmember DeMoro stated the License Tax Review Committee decided to leave rates the same due to rising costs for residential, commercial and industrial growth.

Councilmember Edson stated CEDC held the annual CDBG hearing and discussed a lot of great projects that will be moving forward. This will be brought to Council soon.

11. Council Comments:

Councilmember Prier asked if the airport has room to expand their runway or is it maxed out?

Mr. Michael Park, Director of Public Works, stated they have no intention to expand the runway. He clarified they are not maxed out but do not have desire to move to another level of service.

Councilmember Lovell noted there has been a lot of discussion on multifamily and rental units that have come online in Lee's Summit over the past 3-5 years. He would like to see an updated on what has been added and where. After brief discussion, staff will make future presentation to update Council on this topic.

Councilmember Lovell also asked about crime statistics for Lee's Summit over the past several years to see how growth has impacted crime. Chief Forbes stated the Police Department participates in national database that provides annual data on crime statistics. However, they have recently changed to this system so there is not a lot of history in that program right now, but this can be provided to Council. He also noted that crime has remained steady with occasional spikes in certain categories that tapers back off.

Councilmember Hodges asked for a breakdown on types of rentals and numbers of each type (government subsidized / non-subsidized, etc.) Mr. Ryan Elam, Assistant City Manager, advised staff can provide an analysis on rental units but not calculate what homes have vouchers but staff could also explain that process at the time of the report.

12. Staff Roundtable

Mr. Mark Dunning, City Manager, advised Lee's Summit would be holding a Career Fair on March 27 - 2nd at Gamber Center from 2pm - 6pm. He also stated this Thursday, March 21, 2024 at 2pm the Fire Department would be holding an event for the hose uncoupling of Fire Station No. 5.

13. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 67 into Closed Session at 8:20pm.

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"