



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

Tuesday, June 16, 2020

6:30 PM

Via Video Conference

REGULAR SESSION NO. 60 - AMENDED

Notice is hereby given that the Council of the City of Lee's Summit will meet in Regular Session on Tuesday, June 16, 2020 at 6:30 pm via video conference as provided by Section 610.015 of the Revised Statutes of the State of Missouri. Due to the ongoing Covid-19 pandemic, City Hall will be physically closed and therefore, the public is invited to attend by viewing the meeting on the City website at www.WatchLS.net, and various cable providers (Spectrum channel 2, Google TV channel 143, AT&T U-Verse channel 99 and Comcast channel 7) for those whose cable providers carry the City of Lee's Summit meetings. In the event that the meeting cannot be broadcast via www.WatchLS.net and the cable channels noted above, this agenda will be amended to include directions for the public to attend via the Zoom software platform at www.Zoom.com; such amendment will include a specific link to attend the Council meeting. Additionally, persons wishing to comment on any item of business on the agenda may do so in writing prior to 5:00 p.m. on Monday, June 15, 2020, either by e-mail to: clerk@cityofls.net, by leaving a voicemail at 816-969-1005 or by leaving written printed comments in the utility payments drop boxes located in the alley behind City Hall or inside the foyer at the north end of City Hall, both located at 220 SE Green Street, Lee's Summit, MO 64063. Written comments submitted by these methods will be presented at the Council meeting. Persons wishing to speak at a public hearing on this agenda may do so by contacting the City Clerk prior to 5:00 p.m. on June 15, 2020 by e-mail at clerk@cityofls.net, and they will be provided with instructions regarding how to provide their live testimony via videoconference during the public hearing.

Preliminaries:

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

Mayor Pro Tem Lopez called Regular Session No. 60 to order at 7:20 pm.

- D. Roll Call

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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

ACTION:

Mr. Steve Arbo, City Manager, asked that the Solid Waste Management Vision Discussion (Item 5.C.) presentation be moved to a future Council meeting.

A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, to approve the agenda as amended. 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 Faith, seconded by Councilmember Edson, to approve the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

- A. [2020-3511](#)** Approval of Liquor Licenses H and S for Fuel Expresso #37, 420 NW Chipman Road, Lee's Summit, MO 64086

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that this Liquor License be approved. 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

Abstain: 1 - Councilmember Binney

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- B. [BILL NO. 20-97](#) An Ordinance approving a Preliminary Development Plan located at 2150 NE Independence Ave in District CP-2, proposed automotive sales and detail center, 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 reading done by City Council was done on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-97 be adopted and numbered Ord. No. 8896 as part of the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

- C. [BILL NO. 20-99](#) An Ordinance approving a Special Use Permit renewal for a mini-warehouse and outdoor storage facility in District PI on land located at 500 NE Jones Industrial Drive, existing Storage Mart, all 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: First reading done by City Council on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-99 be approved and numbered Ord. No. 8897 as part of the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

- D. [BILL NO. 20-100](#) An Ordinance vacating a portion of SE Main Street Right-Of-Way for the purpose of facilitating the development of the abutting property addressed 114 SE Douglas St, in the City of Lee's Summit, Missouri.
(Note: First reading done by City Council on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-100 be adopted and numbered Ord. No. 8898 as part of the Consent Agenda. The motion carried by the following vote:

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

Abstain: 1 - Councilmember Binney

- E.** [BILL NO. 20-110](#) An Ordinance vacating a certain easement located at 504, 512 and 520 NE Promised View Dr in the City of Lee's Summit, Missouri.
(Note: First reading done by City Council on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-110 be adopted and numbered Ord. No. 8899 as part of the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

- F.** [BILL NO. 20-111](#) An Ordinance accepting final plat entitled Culver's, Lots 1-2 & Tract A, as a subdivision to the City of Lee's Summit, Missouri.
(Note: First reading done by City Council on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-111 be adopted and numbered Ord. No. 8900 as part of the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

- G.** [BILL NO. 20-113](#) An Ordinance accepting final plat entitled Eagle Creek Sixteenth Plat, Lots 708 thru 747 inclusive, and Tract R, as a subdivision to The City of Lee's Summit, Missouri.
(Note: First reading done by City Council on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-113 be adopted and numbered Ord. No. 8901 as part of the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

- H. [BILL NO. 20-114](#)** An Ordinance approving the FY2021 Property And Liability Insurance Program, authorizing the City Manager to enter into Agreements with CNA Insurance, States Self-Insurers Risk Retention Group, Glatfelter Insurance Group, Chubb Limited, and Traveler's Insurance for the procurement of property and liability insurance coverage and related services for FY2021, and authorizing the City Attorney to approve individual claim expenses and/or settlements in amounts not to exceed \$20,000.00 per claim.
(Note: First reading done by City Council on June 9, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Edson, that Bill No. 20-114 be adopted and numbered Ord. No. 8902 as part of the Consent Agenda. 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

Abstain: 1 - Councilmember Binney

3. Council Roundtable

Chief Snider provided an update on the current conditions of the COVID pandemic and funding from the CARES Act for the City.

Mayor Baird provided more details on the funds provided through the CARES Act and advised that all the fall festivals have been cancelled at this time.

Councilmember Binney advised Camp Summit opened this week and Summit Waves is set to open soon.

Councilmember Faith stated he appreciated the protests remaining peaceful and appreciates the citizens and police for making sure they have been and stay that way.

4. Public Comments:

The City Clerk, Mrs. Trisha Fowler Arcuri, advised two Public Comments were received.

- Lenny Cacchio, email received June 14, 2020 at 9:18 am and pertained to the 291 TIF consideration.

- Rob Stitt, email received June 15, 2020 at 10:14 pm and pertained to renaming Todd George.

These two emails are included as part of this Action Letter.

5. Presentations:

A. [2020-3397](#) Presentation: 2020 Citizen's Leadership Academy Graduation Recognition

The City Clerk, Mrs. Trisha Fowler Arcuri, gave a brief presentation on the 2020 Citizen's Leadership Academy and provided the names of each of the participants. She also thanked the participants and the staff that assisted in making this another successful year.

This Presentation was presented.

B. [2020-3326](#) 2020 Public Safety Communications Audit

Ms. Bonnie Maney and Chief Snider provided a presentation on the Communications Audit.

Council Discussion included:

- * Stakeholders
- * Interviews
 - * Elected officials
 - * Citizens
- * Comparisons
- * Contract Negotiations
- * Pay
- * Morale
- * Retention
- * Culture
- * Distrust
- * EMD

This Presentation was presented.

C. [2020-3513](#) Solid Waste Management Vision Discussion

This item was removed from the agenda during the approval of the consent agenda and will be presented at a later date.

6. Resolutions:

- A. [RES. NO. 20-14](#) A Resolution authorizing the Mayor to appoint Successor Directors to the 740 NW Blue Parkway Community Improvement District.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Resolution No. 20-14 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

7. Proposed Ordinances - Second Reading:

- A. [BILL NO. 20-98](#) An Ordinance approving a Special Use Permit for automotive sales in District CP-2 (Planned Community Commercial) on land located at 2150 NE Independence Ave for a period of twenty five (25) years, all in accordance with Chapter 33, the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri.

(Note: First reading done by City Council on June 9, 2020.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Edson, that Bill No. 20-98 be adopted and numbered Ord. No. 8903. 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. 20-103](#) An Ordinance approving, adopting and appropriating the Budget for the Fiscal Year ending June 30, 2021, for the City of Lee's Summit, Missouri.

(Note: First reading done by City Council on June 9, 2020.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Forte, that Bill No. 20-103 be adopted and numbered Ord. No. 8904. 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

- C. [BILL NO. 20-104](#) An Ordinance approving, adopting and appropriating the Budget for the Fiscal Year ending June 30, 2021, for the Municipal Court Department of the City of Lee's Summit, Missouri.

(Note: First reading done by City Council on June 9, 2020.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Binney, that Bill No. 20-104 be adopted and numbered Ord. No. 8905. The motion carried by the following vote:

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

Abstain: 1 - Councilmember Lopez

8. Committee Reports

There were no Committee Reports.

9. Council Comments:

Councilmember Binney stated he will not be here when the Council discusses the transfer station and he hopes the new Council stays with local options. He congratulated Chief Snider for being appointed to the 911 Board. He also stated there will be a TIF Commission meeting and he hopes they make the best decisions for the City and the citizens.

Mayor Baird said there is a lot going on right now and he thanked Council for staying attentive and involved.

10. Staff Roundtable

- A. [2020-3512](#) Farewell comments for Ms. Dena Mezger, Director of Public Works, retirement.

Mr. Steve Arbo, City Manager, shared stories of Dena's time with the City and thanked her for her many years of service.

Dena Mezger, Director of Public Works, stated her last day will be in August. She said she enjoyed working for the City and she appreciated everyone she worked with.

11. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 60 at 9:29 pm.

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"

From: Lenny Cacchio
To: [Clerk](#)
Subject: For public comments to City Council
Date: Sunday, June 14, 2020 9:17:25 AM

***** This email is from an external source, use caution before clicking on links or opening attachments. *****

Mayor Baird and Councilmembers:

Shortly you will have hearings and will vote on the new proposed TIF project on 291 Highway that involves a relocation of the Missouri State Troopers building, the Quik Trip on 291, and a re-routing of Blue Parkway. This project has a number of positive aspects, but I would like to draw your attention to a concern which is of particular interest to me as a patron of and taxpayer to the LSR7 School district.

In my opinion the school district is being treated unfairly. The reconfigured Blue Parkway will require them to give up needed parking space and reconfigure this parking to a different location at estimated costs of \$1 million, funds that were not contemplated in the recently passed bond issue. Combine this with almost certain cuts in state funding due to state revenue problems with anticipated declining enrollment and subsequent additional reductions in state funding, and it is easy to understand the school district's opposition to how this TIF program is structured. Effectively, this project forces the school district to finance part of the project without its consent.

In addition to this, as I understand it, the District is also being asked to grant to the City rights to a portion of the real estate which LSR7 currently owns, and that without compensation.

Whether this project is good for Lee's Summit and whether it is feasible financially given the current economic mess is a question I am sure the Council will adequately consider. Hopefully due consideration will also be given to the concerns of the district. When you consider the ordinance in question, please add an amendment that requires the City to make reasonable indemnification to this other taxing authority we all know as LSR7.

Lenny Cacchio
509 NE Victoria Drive
Lee's Summit

816-853-9706

Sent from [Outlook](#)

From: Rob Stitt
To: stitt@ciyofo.net
Subject: Re: Public Comment - City Council Meeting - June 14, 2020
Date: Monday, June 15, 2020, 10:35:54 AM
Attachments: [image.png](#)

*** This email is from an external source, use caution before clicking on links or opening attachments. ***

Mayor and City Council,

I appreciate your allowing me this opportunity to express my thoughts on an issue of concern to me.

As a resident of Lee's Summit for many years, I am deeply troubled by the information I am discovering about Mr. Todd George and his dark past. These have been concerns for some time, but now it's clearly time to take action.

Since my Public Comments are being submitted via email, I will attach snapshots and links below, to show proof of the troubling information I've found regarding the dark past of Todd George.

In the book titled "The Man of Independence" by Jonathan Daniels (as found in a Google search), a screenshot snippet of which is attached, it states "...Todd George, who described himself as president of the Independent Democrats of Rural Jackson County. *The Star* stated that "the 'Independents' are known as an organization of the Ku Klux Klan..." (Reference 1, below).

Additionally, there are further references to Mr. George's involvement with the Independent Democrats and the KKK, including this statement: "...reputed local Klan chief, Todd George, announced that his organization, the Independent Democrats of Jackson County..." (Reference 2, below).

Given that membership in the Ku Klux Klan was hardly the sort of thing a person had engraved into the public record, these are rather glaring indications that Mr. George, in addition to being a Justice of the Peace, former City Mayor, Jackson County Treasurer, and a successful real estate dealer, was also a prominent leader of the local Ku Klux Klan.

And, that dark aspect of his soul and moral fiber is something I cannot avoid thinking about nearly every time I drive on "Todd George Parkway", which is only three blocks from my house.

With that indelible stain on his character, I firmly believe that he does not deserve the honor of having his name on such a major thoroughfare running through Lee's Summit and I strongly urge the city to find a more appropriate namesake for that road.

Making a quick comment about the logistical issues, I believe that there are currently very few (if any) houses and few businesses that face that parkway and, thus, the impact of such a name change should not be a significant inconvenience to many people or businesses. I also realize there are several other residential roadways with "Todd George" in their name (particularly around Prairie Lee Lake). While consideration should be given to renaming these roads as well, given the impact to a number of residents, I suggest that any changes to these residential roads should only be done in collaboration with the impacted residents.

As such, my recommendation is to promptly rename "Todd George Parkway" honor someone more truly deserving, while addressing the other residential streets as an entirely separate discussion, involving the impacted property owners.

I truly feel that, unless the city renames this major thoroughfare, it will be sending a very unfortunate message regarding our values and "Whose Truth" we really are.

Thank you very much for the opportunity to make these public comments and I sincerely urge you to give them careful consideration, particularly given the events we're seeing unfold nationally and around the world. We've made significant progress over the past several decades on these issues, but this example proves that there are still some vexing ones remaining. Thanks again.

...Rob Stitt
(1529 Twany Drive, in Lee's Summit)

References mentioned above:

Reference 1:

"They threatened to kill me," Truman said later of the Klan. "And I went out to one of their meetings and dared them to try. This was a meeting of Todd George's 'Independents' at Lee's Summit. I poured it into them. Then I came down from the platform and walked through them to my car. There I met my gang with a load of shotgun in a car. It was a good thing they did not come earlier. If they had met, there would have been trouble."

Fortunately for history, *The Kansas City Star* made a contemporary record of the Klan opposition to Truman. It published an anti-Truman statement ("We are unalterably opposed to Harry Truman") by Todd George, who described himself as president of the Independent Democrats of Rural Jackson County. *The Star* stated that "the 'Independents' are known as an organization of the Ku Klux Klan" and added that in 1924 such "Independents" "centered their attack on Judge Truman."

<https://books.google.com/books?id=OUBGAUNZYwC&pg=PA126&dq=Todd+George+ku+klux+Klan&source=BL&on=New+541+Way+to+ACU+U+D+D2D,+M+W+K+Y+W+Q+D+J+T+N+A+K+I+en&sa=X&ved=2ahUKEw7z6mjiVqAIV7OTABH0NFC9Q6AEwBwofCDEOAOQFvcompaq&q=Todd+20George's+20ku+20klux+20Klan&f=false>

Reference 2:

Running for a second two-year term in 1924, Truman discovered that quality performance and the Pendergon machine were not enough. The Ku Klux Klan, which had remained nervous on the sidelines during the first election, found him to be "less than 100 percent American" because of his obvious willingness to both hire and work with Catholics and Jews. While the *Kansas City Star* endorsed him, stating that everyone who believed in good government should vote for Judge Harry Truman, reputed local Klan chief, Todd George, announced that his organization, the Independent Democrats of Jackson County, was "unalterably opposed" to Truman.¹⁸

<https://books.google.com/books?id=PB7DwAAQIAAJ&pg=PA13&dq=Todd+George+%22independent+democrats%22&source=BL&on=FKw+Jq+GSt6&pg=ACU+U+D+D2D,+M+W+K+Y+W+Q+D+J+T+N+A+K+I+en&sa=X&ved=2ahUKEw7z6mjiVqAIV7OTABH0NFC9Q6AEwBwofCDEOAOQFvcompaq&q=Todd's+20George's+20ku+20klux+20Klan&f=false>

On Mon, Jun 15, 2020 at 5:26 PM Stacy Lombardo <Stacy.Lombardo@ciyofo.net> wrote:

Hello Mr. Stitt,

Thank you for your e-mail. Persons wishing to comment on any item of business on the June 16, 2020 City Council agenda were requested to do so in writing prior to 5:00 p.m. on Monday, June 15, 2020, either by e-mail to clerk@ciyofo.net, by leaving a voicemail at 816-969-1005 or by leaving written printed comments in the utility payments drop boxes located in the alley behind City Hall or inside the foyer at the north end of City Hall, both located at 220 SE Green Street, Lee's Summit, MO 64063. Written comments submitted by these methods will be presented at the Council meeting.

Because we were unable to respond to your e-mail before the deadline expired, we will be happy to include your comments if you can send them to clerk@ciyofo.net by noon tomorrow, June 16.


Stacy Lombardo | Deputy City Clerk
220 SE Green Street | Lee's Summit, MO 64063
816-969-1005 | lombard@s.com | www.ciyofo.net

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