



The City of Lee's Summit

Final Agenda

City Council - Regular Session

Tuesday, August 6, 2019

6:30 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 35 (AMENDED)

Preliminaries:

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

1. Approval of Agenda

2. Approval of Consent Agenda:

Items on the Consent Agenda are routine business matters or proposed ordinances approved unanimously by the Council on First Reading. Consent agenda items may be removed by any Councilmember for discussion as part of the regular agenda.

- A. [2019-2924](#) Approval of Action Letters from July 9th, 16th and 23rd, 2019.
- B. [2019-2943](#) Mayor's Appointment - Arts Council: Reappoint Nick Parker, term to expire 7-22-22.
- C. [BILL NO. 19-169](#) An Ordinance granting a Special Use Permit for a telecommunication tower in District AG on land located at 111 SW Hook Road, 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 by Council on July 23, 2019. Passed by unanimous vote.)

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
David Tracy, Applicant

3. Council Roundtable

Council Roundtable is reserved for items of general interest, community announcements and other such information. Council may ask for clarification or give direction about agenda items or discuss items of an emerging nature.

4. Presentations:

A. [2019-2927](#) Presentation - MC Power Solar Services Agreement

Presenter: David Bushek, Chief Counsel of Econ. Dev. & Planning Office of the City Attorney
Mark Dunning, Asst. City Manager, Development Services & Communications
Dawn Bell, Project Manager
Loren Williamson, MC Power
Lindsay Case, MC Power

1) [BILL NO. 19-170](#) An Ordinance approving a Solar Services Agreement with Lee's Summit Solar, LLC, for the placement of solar facilities on city properties.

Presenter: David Bushek, Chief Counsel of Econ. Dev. & Planning Office of the City Attorney
Mark Dunning, Asst. City Manager, Development Services & Communications
Dawn Bell, Project Manager

5. Public Hearings:

Proposed ordinances considered after a public hearing will be read for the first time and forwarded to a future City Council meeting for second reading, unless deemed to be an emergency as defined in Sec. 3.13(f) of the Lee's Summit Charter. Five affirmative votes are required for approval of second reading.

A. [2019-2895](#) Public Hearing: Application #PL2019-220 - Rezoning from CP-2 to PI and Preliminary Development Plan and Appl. #PL2019-222 - Special Use Permit for indoor climate-controlled storage and exterior-access non-climate controlled storage facility - Storage Mart, -3924 & 3930 SW Raintree Dr.; New TKG-KC LLC., applicant.

Presenter: Josh Johnson, AICP, Assistant Director Plan Services

1) [BILL NO. 19-171](#) An Ordinance approving a rezoning from District CP-2 to District PI and Preliminary Development Plan for approximately 1.28 acres located at 3930 and 3924 SW Raintree Drive, proposed Storage Mart in accordance with the provision of Chapter 33, The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Jennifer Thompson, Senior Planner

2) [BILL NO. 19-172](#) An Ordinance approving a Special Use Permit for an indoor climate controlled storage facility that also includes limited outdoor non-climate controlled unit access and vehicular storage in District PI on land located at 3930 and 3924 SW Raintree Drive, proposed 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.

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Jennifer Thompson, Senior Planner

6. Public Comments:

Anyone wishing to address the Mayor and Council during Public Comments will be limited to 3 minutes. Each speaker must fill out a Public Comment Card. The Public Comment Cards are located at the entrance of Council Chambers. After completion, the card is to be given to the City Clerk. Please be concise with comments and respect the 3 minute time limit.

7. Resolutions:

- A. [RES. NO. 19-11](#) A Resolution authorizing establishment of city bank accounts with US Bank and designating authorized signatures.
Presenter: Bette Wordelman, Finance Director

8. Proposed Ordinances Forwarded from Committee:

The following proposed ordinances were considered by a Council Committee and are presented to the Council for two readings and adoption.

- A. [BILL NO. 19-173](#) An Ordinance authorizing the execution of the first amendment to Cooperative Agreement for payment of funds from Jackson County, Missouri to City of Lee's Summit, Missouri for the design of a new pedestrian bridge to accommodate the shared use pathway over Chipman Road. (PWC 7/30/19)
Presenter: Dena Mezger, Director of Public Works
- B. [BILL NO. 19-174](#) An Ordinance authorizing the execution of Modification No. 2 to the agreement dated July 3, 2018 (RFQ No. 73-3221) for professional engineering services for the Chipman Road Improvements from View High Drive to Bent Tree Drive with Wilson & Company, Inc., for an increase of \$15,000.00 with an amended not to exceed amount of \$406,340.00, and authorizing the City Manager to enter into an agreement for the same. (PWC 7/30/19)
Presenter: Dena Mezger, Director of Public Works
- C. [BILL NO. 19-175](#) An Ordinance approving Change Order #3 to the contract with Emery Sapp & Sons for the Ward Road (County Line to Gore) improvement project, an increase of \$158,670.39 for a revised contract price of \$4,113,839.89. (PWC 7/30/19)
Presenter: Dena Mezger, Director of Public Works
- D. [BILL NO. 19-176](#) An Ordinance approving Change Order #2 to the contract with Capital Electric Line Builders for the Woods Chapel Road & Channel Drive Signal project, an increase of \$15,558.76 for a revised contract price of \$261,870.14. (PWC 7/30/19)
Presenter: Dena Mezger, Director of Public Works
- E. [BILL NO. 19-177](#) An Ordinance authorizing the execution of an agreement by and between the City of Lee's Summit, Missouri, and Burns and McDonnell, in an amount not to exceed \$197,800.00 for Professional Engineering Services for Stormwater Improvements - 5 locations (RFQ No. 543-32272), and authorizing the City Manager to enter into an agreement for the same. (PWC 7/30/19)
Presenter: Karen Quackenbush, Senior Staff Engineer
- F. [BILL NO. 19-178](#) An Ordinance approving the award of bid no. 70234572-C for the Ralph Powell Streetlight Improvements to Capital Electric Line Builders Inc. in the amount of \$462,419.58, and authorizing the City manager to enter into an agreement for the same. (PWC 7/30/19)
Presenter: Dena Mezger, Director of Public Works

9. Proposed Ordinances - First Reading:

The proposed ordinances presented for first reading may include items with a previous hearing; an item brought directly to the City Council without a recommendation from a Council Committee; or, items forwarded from citizen Boards or Commissions. Five affirmative votes are required for approval of second reading.

- A. [BILL NO. 19-179](#) An Ordinance accepting final plat entitled The Reserve at Stoney Creek, 3rd Plat, Lots 60-110, and Tracts L thru N, as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Jennifer Thompson, Senior Planner
- B. [BILL NO. 19-180](#) An Ordinance accepting final plat entitled The Manor at Stoney Creek, 3rd Plat, Lots 82-108, as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Jennifer Thompson, Senior Planner
- C. [BILL NO. 19-181](#) An Ordinance accepting final plat entitled Winterset Valley, 12th Plat, Lots 1435 thru 1471 & Tracts A12 thru D12, as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
David Gale, Applicant
- D. [BILL NO. 19-182](#) An Ordinance approving the execution of the funding/approval agreement by and between the City of Lee's Summit, Missouri and the U.S. Department of Housing and Urban Development for the 2019-2020 Community Development Block Grant program year.
Presenter: Heping Zhan, Assistant Director of Planning and Special Projects
- E. [BILL NO. 19-183](#) An Ordinance approving a Termination of Rights, Duties, Obligations and Settlement Agreement between the City of Lee's Summit, Wescott Investment Group, LLC., and The Grove at Lee's Summit, LLC.
Presenter: David Bushek, Chief Counsel of Econ. Dev. & Planning

10. Proposed Ordinances - Second Reading:

The proposed Ordinances were advanced from First Reading without a unanimous vote of the City Council.

- A. [BILL NO. 19-168](#) An Ordinance approving Application #PL2019-187 - Unified Development Ordinance (UDO) Amendment #7 - Changes to Article 1 - General Provisions and Article 2 - Applications and Procedures, to improve public engagement and the role of the Planning Commission.
(NOTE: First reading by Council on July 23, 2019.)
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
- B. [BILL NO. 19-136\(a\)](#) An Ordinance approving Application #PL2019-134 - Unified Development Ordinance (UDO) Amendment #5A, Article 5 Overlay Districts - Division VIII Envision LS Area Development Plan (ADP) Design Standards - establishment of an appeals process for prohibited uses; City of Lee's Summit applicant.
(NOTE: First reading by Council on July 23, 2019.)
Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

- C. [BILL NO. 19-136\(b\)](#) An Ordinance approving Application #PL2019-134 - Unified Development Ordinance (UDO) Amendment #5, Article 5 Overlay Districts - Division VIII Envision LS Area Development Plan (ADP) Design Standards; and Article 15 Rules of Interpretation and Definitions - Division II Definitions - amendment to definitions; City of Lee's Summit applicant.
(NOTE: First reading by Council on July 23, 2019.)

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

11. Committee Reports

Committee chairs report on matters held in Committee.

August 8, 2019 - Planning Commission - 5:00 p.m.

August 12, 2019 - Finance and Budget Committee - 5:00 p.m.

August 12, 2019 - Beautification Commission - 6:00 p.m.

August 12, 2019 - Board of Aeronautic Commissioners - 7:00 p.m.

12. Council Comments:

(NOTE: Total time for Council Comments will be limited to 5 minutes.)

13. Staff Roundtable

Staff Roundtable is reserved for items of general interest, community announcements and other such information; however, staff may ask for clarification or direction from the council related to items on the agenda or for items of an emergency nature for which insufficient time exists for adding to the agenda.

14. Adjournment

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"