



## The City of Lee's Summit

### Final Agenda

### City Council - Regular Session

Tuesday, March 17, 2020

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 53 \*\*\*AMENDED\*\*\*

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#### 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. [2020-3402](#) Mayor's Appointments:  
Historic Preservation Commission: Appoint James Conover, term to expire 5-1-24.
- B. [2020-3362](#) Approval of Liquor Licenses H and S for Aldi #6, 560 NW Chipman Road, Lee's Summit, MO 64063
- C. [2020-3377](#) Approval of Liquor Licenses H and S for Corner Market, 909 NW Chipman Road, Lee's Summit, MO 64063
- D. [2020-3383](#) Approval of Liquor Licenses G3 and S for Houlihan's, 625 NW Murray Road, Lee's Summit, MO 64081.
- E. [2020-3400](#) Approval of Liquor Licenses G3 and S for BurgerIM, 3680 NE Akin Dr, Suite 136, Lee's Summit, MO 64064.

- F. [AMENDED BILL NO. 20-41](#) An Ordinance approving a preliminary development plan located at 1275 SE Oldham Parkway in District CP-2, proposed Culver's, 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 March 3, 2020. Passed by unanimous vote.)  
**Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services  
Matt Schlicht, PE, Applicant
- G. [BILL NO. 20-46](#) An Ordinance approving a non-exclusive utility easement in favor of Evergy Inc. for electric energy and communication purposes on land generally located at Summit Park, a facility owned and operated by the Lee's Summit Parks and Recreation Board, and authorizing the Mayor to execute the same by and on behalf of the City.  
(Note: First reading by Council on March 3, 2020. Passed by unanimous vote.)  
**Presenter:** Jackie McCormick Heanue, Superintendent of Legal Services & Human Resources
- H. [BILL NO. 20-47](#) An Ordinance approving a non-exclusive utility easement in favor of Evergy, Inc. for electric energy and communication purposes on land generally located at Howard Park, a facility owned and operated by the Lee's Summit Parks and Recreation Board, and authorizing the Mayor to execute the same by and on behalf of the City.  
(Note: First reading by Council on March 3, 2020. Passed by unanimous vote.)  
**Presenter:** Jackie McCormick Heanue, Superintendent of Legal Services & Human Resources

### 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. 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.*

### 5. Resolutions:

- A. [RES. NO. 20-07](#) A Resolution authorizing the Mayor to appoint successor directors to the Blue Parkway and Colbern Road Community Improvement District.  
**Presenter:** Mark Dunning, Assistant City Manager

### 6. Presentations:

- A. [2020-3326](#) 2020 Public Safety Communications Audit  
(Note: This item will not be presented at the March 17, 2020 City Council meeting. This item will be placed on a future agenda at the Mayor's request.)  
**Presenter:** Mike Snider, Fire Chief  
Travis Forbes, Police Chief  
Bonnie Maney, Mission Critical Partners, Inc.

- B. [2019-3047](#) Conceptual Plan for Downtown Farmer's Market and Event Space  
(Note: This item will not be presented at the March 17, 2020 City Council meeting. This item will be placed on a future agenda at the Mayor's request.)

**Presenter:** Stephen Arbo, City Manager

## 7. 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. 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)

**Presenter:** Dena Mezger, Director of Public Works

- B. [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)

**Presenter:** Mark Schaufler, Director of Water Utilities

- C. [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)

**Presenter:** Dena Mezger, Director of Public Works

- D. [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)

**Presenter:** Dena Mezger, Director of Public Works

- E. [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)

**Presenter:** Dena Mezger, Director of Public Works

- F. [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)

**Presenter:** Dena Mezger, Director of Public Works

- G. [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)
- Presenter:** Dena Mezger, Director of Public Works
- H. [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)
- Presenter:** Dena Mezger, Director of Public Works
- I. [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)
- Presenter:** Dena Mezger, Director of Public Works
- J. [BILL NO. 20-57](#) An Ordinance Amending the Schedule of Fees and Charges to provide consistent management of the Rights-of-Way in accordance with Chapter 26, Streets, Sidewalks and Other Public Places, of the City Code of the City of Lee's Summit, Missouri. (F&BC 3/9/20)
- Presenter:** Dena Mezger, Director of Public Works  
Chris Clubine, Management Analyst
- K. [BILL NO. 20-58](#) An Ordinance Repealing Previous Ordinances 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, 2020 for the City of Lee's Summit, Missouri. (F&BC 3/9/20)
- Presenter:** Chris Clubine, Management Analyst
- L. [SUBSTITUT E BILL NO. 20-18](#) An Ordinance approving the award of Bid No. 2020-010, for the processing and mailing of utility bills and notices, to KC Presort, LLC, for an initial term of one-year, with up to four, one-year renewals, and authorizing the City Manager to execute an agreement for the same by and on behalf of the City of Lee's Summit, Missouri.
- Presenter:** Dom Bennett, Account Services Manager Lee's Summit Water Utilities  
Mark Schaufler, Director of Water Utilities
- M. [BILL NO. 20-59](#) An Ordinance authorizing the City of Lee's Summit, Missouri to waive the Lee's Summit Housing Authority's payment in lieu of taxes for the Authority's fiscal year ended September 30, 2019 in the amount of \$33,874.16. (F&BC 3/9/20)
- Presenter:** Bette Wordelman, Finance Director

- N.** [BILL NO. 20-60](#) An Ordinance approving the award of Bid No. 2020-033 for the purchase of apparel and specialty items for an initial term of one-year, with up to four, one-year renewals, to Moon Tees, Ltd. and authorizing the City Manager to execute the same by and on behalf of the City of Lee's Summit, Missouri. (F&BC 3/9/20)
- Presenter:** Rick Gentry, Procurement and Contract Services Manager
- O.** [BILL NO. 20-61](#) An Ordinance approving the extension of Contract No. 2014-103/4R with Talco Direct, Inc., for Processing and Mailing of Water Utility Bills and authorizing the City Manager to execute the same by and on behalf of the City of Lee's Summit, Missouri. (F&BC)
- Presenter:** Rick Gentry, Procurement and Contract Services Manager
- P.** [BILL NO. 20-62](#) An Ordinance approving Amendment No. 9 to the budget for the Fiscal Year ending June 30, 2020, as adopted by Ordinance No. 8643 and Ordinance No. 8652, by amending the authorized expenditures and revising the authorized amount of Full Time Equivalents in the Police Department and Public Works-Operations Department for the City of Lee's Summit, Missouri, and establishing a new Pay and Classification Plan. (F&BC 3/9/20)
- Presenter:** Chris Clubine, Management Analyst

### 8. 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. 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.)
- Presenter:** Dena Mezger, Director of Public Works

### 9. Proposed Ordinances - Second Reading:

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

- A.** [BILL NO. 20-42](#) An Ordinance approving the Abatement Agreement for the Stanley Event Space Redevelopment Project.
- (Note: First reading by Council on March 3, 2020.)
- Presenter:** Mark Dunning, Assistant City Manager  
David Bushek, Chief Counsel of Economic Development & Planning

## 10. Emergency Ordinances:

*The following proposed ordinances meet the criteria included in Sec. 3.13(f) of the Lee's Summit Charter for Emergency ordinances and are presented for two readings in this meeting. Six affirmative votes are required for approval of second reading.*

- A. [BILL NO. 20-64](#) An Ordinance approving the use of a cooperative contract between Houston-Galveston Area Council of Governments and AeroClave LLC to purchase emergency preparedness and safety equipment to decontaminate City vehicles and facilities to better protect employees and the public from the spread of COVID-19 and other infectious diseases, and authorizing the City Manager execute the necessary documents to procure such items for the City of Lee's Summit, Missouri, and containing an emergency clause.

**Presenter:** Mike Snider, Fire Chief  
Dan Manley, Assistant Fire Chief

- B. [SUBSTITUTE BILL NO. 20-65](#) An Ordinance adjusting Mayoral Succession, the procedures for declaring open and closed emergency meetings, and the process for restricting public access to meetings during emergency situations in the City of Lee's Summit, Missouri, providing for the codification of the same, and including an emergency clause.

**Presenter:** Brian W. Head, City Attorney

## 11. Committee Reports

*Committee chairs report on matters held in Committee.*

## 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"