



## The City of Lee's Summit

### Final Agenda

#### City Council - Regular Session

Tuesday, November 17, 2020

6:00 PM

Via Video Conference and City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

**REGULAR SESSION NO. 15**

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Notice is hereby given that the City Council of the City of Lee's Summit will meet in regular session on Tuesday, November 17, 2020, at 6:00 pm, in person and 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.

The public is invited to attend by viewing the meeting on the City website at [www.WatchLS.net](http://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. The public can attend via the Zoom software platform at [www.Zoom.com](http://www.Zoom.com); you may request the specific link to attend the City Council meeting. The meeting is also being held in the Council Chambers, a limited number of people will be allowed in the meeting room and it is therefore recommended that you attend by watching the meeting as described in this paragraph.

Additionally, persons wishing to comment on any item of business on the agenda may do so in writing prior to 5:00 pm on Monday, November 16, 2020, either by e-mail to: [clerk@cityofls.net](mailto: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 City 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 Monday, November 16, 2020 by e-mail at [clerk@cityofls.net](mailto:clerk@cityofls.net), and they will be provided with instructions regarding how to provide their live testimony via video conference during the public hearing.

Any persons wishing to attend the Council Meeting in person should abide by the County's mask requirement at all times while within City Hall, including the Council Chambers.

**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. [2020-3746](#) Approval of City Council Action Letters from October 13th, 20th and 27th, 2020 and November 2nd and 10th, 2020.

- B. [BILL NO. 20-203](#) An Ordinance vacating dedicated right-of-way for two segments of NE Douglas St generally located south of 2305 NE Douglas St, in the City of Lee's Summit, Missouri.

(Note: This Bill was first read by Council on October 27, 2020. Passed by unanimous vote.)

**Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services (P)  
Mike Weisenborn, Project Manager (V)

- C. [BILL NO. 19-105](#) An Ordinance accepting final plat entitled "Winterset Valley, 13th Plat, Lots 1472 thru 1487", as a subdivision to the city of Lee's Summit, Missouri.  
(Note: First reading by City Council on May 7, 2019. Passed by unanimous vote.)

**Presenter:** Dan Foster, P.E., Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

**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. Proclamations:**

- A. [2020-3781](#) Educational Theatre Month

**Presenter:** Brad Rackers, Lee's Summit West High School (P)

## 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. [2020-3711](#) Public Hearing: Application #PL2020-224 - Preliminary Development Plan - New Longview Building 31, 420 SW Longview Blvd; Box Real Estate Development, applicant.

(Note: This item was continued from October 27, 2020, per the applicants request.)

**Presenter:** Russ Pearson, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Planning (P)

- 1) [BILL NO. 20-202](#) An Ordinance approving a preliminary development plan located at 420 SW Longview Blvd in district PMIX, 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.

**Presenter:** Russ Pearson, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

- B. [2020-3742](#) Public Hearing: Application #2020-219-Rezoning from AG and R-1 to R-1 and Preliminary Development Plan-The Ridge at Winterset Summit, Lots 1-5 & Tract A, 2550 SW 3rd St, Engineering Solutions, LLC, applicant.

**Presenter:** Matt Schlicht, Engineer (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

- 1) [BILL NO. 20-206](#) An Ordinance approving a rezoning from Agricultural (AG) to District R-1 and preliminary development plan approximately 19.02 acres to be rezoned and 3.55 acres for the residential site, located at 2550 SW 3rd St, proposed The Ridge at Winterset Summit (formerly known as Winterset Cedar Creek), Lots 1-5 and Tract A, 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:** Matt Schlicht, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

- C. [2020-3753](#) Public Hearing: Application #PL2020-221 - Vacation of Right-of-Way - an approximately 110' segment of SW Flintrock Dr adjacent to 1713 SW Napa Valley Dr; Engineering Solutions, LLC, applicant.

**Presenter:** Matt Schlicht, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

- 1) [BILL NO. 20-207](#) An Ordinance vacating dedicated right-of-way for a portion of SW Flintrock Dr adjacent to 1713 SW Napa Valley Dr, in the city of Lee's Summit, Missouri.

**Presenter:** Matt Schlicht, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

## 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. 20-21](#) A Resolution adopting the City Council schedule of meetings for 2021.  
*Presenter:* Trisha Fowler Arcuri, City Clerk (V)
- B. [RES. NO. 20-22](#) A Resolution approving the appointment of an interim director to the board of directors of the New Longview Community Improvement District.  
*Presenter:* Mark Dunning, Assistant City Manager (V)
- C. [RES. NO. 20-23](#) A Resolution authorizing the offering for sale of General Obligation Bonds for the benefit of the City of Lee's Summit, Missouri.  
*Presenter:* Bette Wordelman, Finance Director (V)
- D. [RES. NO. 20-24](#) A Resolution adopting the 2021 Legislative Intergovernmental Program for the City of Lee's Summit, Missouri.  
*Presenter:* Brian W. Head, City Attorney (V)

**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. 20-208](#) An Ordinance approving Change Order #2 to the contract with VF Anderson Builders, LLC for the Cedar Creek Interceptor, Phase 3 project, an increase of 55 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of November 17, 2020. (PWC 11/02/20)  
*Presenter:* Bob Hartnett, Interim Director of Public Works (V)
- B. [BILL NO. 20-209](#) An Ordinance approving Modification No. 1 to an On-Call Agreement for Professional Land Surveying Services (RFQ No. 2020-015-2) by and between the City of Lee's Summit, Missouri, and Wilson & Company, Inc. for professional land surveying services for the East Prairie Lee Interceptor Sewer Upgrade Project for a not-to-exceed amount of \$60,000.00, and authorizing the City Manager to execute an agreement of the same. (PWC 11/02/20)  
*Presenter:* Mark Schaufler, Director of Lee's Summit Water Utilities (P)
- C. [BILL NO. 20-210](#) An Ordinance awarding the bid for Project No. 340 for the Sanitary Sewer Small Main Replacement Project to Wiedenmann, Inc. in the amount of \$1,418,820.00, and authorizing the City Manager to execute an agreement for the same. (PWC 11/2/20)  
*Presenter:* Mark Schaufler, Director of Lee's Summit Water Utilities (P)
- D. [BILL NO. 20-211](#) An Ordinance authorizing the execution of a cooperative agreement for funding operations of Operation Green Light traffic control system by and between the City of Lee's Summit, Missouri, and the Mid-America Regional Council. (PWC 11/2/20)  
*Presenter:* Bob Hartnett, Interim Director of Public Works (V)

- E. [BILL NO. 20-212](#) An Ordinance authorizing the execution of an agreement for transit service by and between the City of Lee's Summit, Missouri, and OATS, Inc. for transit service effective January 1, 2021 through December 31, 2021 and commitment of eligible Federal Transit Administration Section 5307 Formula Funds to OATS for transit service. (PWC 11/02/20)
- Presenter:** Bob Hartnett, Interim Director of Public Works (V)
- F. [BILL NO. 20-213](#) An Ordinance approving the use of a cooperative contract between National Purchasing Partners, LLC and Municipal Emergency Services, Inc./Lawmen Supply Company for the purchase of Fire-Dex structural firefighting gear and related equipment in an amount not to exceed \$100,000.00, and authorizing the City Manager to execute all documents necessary to use the same by and on behalf of the City of Lee's Summit, Missouri. (F&BC 11/9/20)
- Presenter:** Brian Austerman, Assistant Fire Chief (V)
- G. [BILL NO. 20-214](#) An Ordinance approving a Development Agreement between Woods Custom Homes, LLC, and the City of Lee's Summit, Missouri, for the Woodlawn Estates project and authorizing the City Manager to execute the same. (F&BC 11/9/20)
- Presenter:** Mark Schaufler, Director of Lee's Summit Water Utilities (P)
- H. [BILL NO. 20-215](#) An Ordinance approving Amendment No. 3 to the Budget for the Fiscal Year ending June 30, 2021, as adopted by Ordinance No. 8905 and Ordinance No. 8906, by amending the authorized expenditures in the Water Tap Fund and the Water Construction Fund for the City of Lee's Summit, Missouri. (F&BC 11/9/20)
- Presenter:** Mark Schaufler, Director of Lee's Summit Water Utilities (P)  
Chris Clubine, Management Analyst (V)
- I. [BILL NO. 20-216](#) An Ordinance authorizing the Mayor to enter into an Intergovernmental Agreement by and between the City of Lee's Summit and the City of Independence, Missouri, for the provision of up to 7.5 million gallons a day of water supply. (F&BC 11/9/20)
- Presenter:** Mark Schaufler, Director of Lee's Summit Water Utilities (P)
- J. [BILL NO. 20-217](#) An Ordinance Authorizing a First Amendment to the Intergovernmental Agreement for Confinement of Prisoners by and between the City of Lee's Summit, Missouri and Andrew County, Missouri by and through the Andrew County Sheriff's Office. (F&BC 11/9/20)
- Presenter:** John Boenker, Deputy Police Chief (P)
- K. [BILL NO. 20-218](#) An Ordinance approving award of RFQ 2021-008 to the Britton Group, LLC., for lobbyist services and authorizing the execution of an agreement therefore in an amount not to exceed \$12,000.00 for a term of one year with two (2) additional one year renewals. (LIRC 11/16/20)
- Presenter:** Brian W. Head, City Attorney (V)

## 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. 20-219](#) An Ordinance vacating a certain easement located at 1518 SW Blackstone Pl in the city of Lee's Summit, Missouri.  
**Presenter:** Kyle Parris, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)
- B. [BILL NO. 20-220](#) An Ordinance vacating a certain easement located at 1721 SW Napa Valley Drive in the city of Lee's Summit, Missouri.  
**Presenter:** Matt Schlicht, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)
- C. [BILL NO. 20-221](#) An Ordinance Approving the Real Estate Sale Agreement between the City of Lee's Summit and Bahman Terani and Jaleh Nikfarjam for the Purchase of Property by the City for Fire Station #4.  
**Presenter:** David Bushek, Chief Counsel of Economic Development & Planning (P)  
Mark Dunning, Assistant City Manager (V)  
Mike Snider, Fire Chief (P)
- D. [BILL NO. 20-222](#) An Ordinance Approving the First Amendment to Development Agreement Between CMH Parks, Inc., a Tennessee Corporation, doing business as Summit Homes, and the City of Lee's Summit, Missouri for the Stoney Creek West Subdivision Development  
**Presenter:** David Bushek, Chief Counsel of Economic Development & Planning (P)

## 10. Proposed Ordinances - Second Reading:

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

- A. [BILL NO. 20-201](#) An Ordinance approving a preliminary development plan located at 1410, 1430 and 1440 NE Douglas St in District CP-2, Oakview Lots 2-4, 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 by Council on October 27, 2020.)  
**Presenter:** Tim Harris, Applicant (V)  
Josh Johnson, AICP, Assistant Director of Plan Services (P)

## 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](http://lsmo.legistar.com)"