



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

Thursday, May 5, 2016

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

**REGULAR SESSION NO. 1**

**FINAL AMENDED AGENDA**

---

CALL TO ORDER

INVOCATION

Mayor Rhoads provided the invocation.

PLEDGE OF ALLEGIANCE

ROLL CALL

**Present:** 8 - Councilmember Rob Binney  
Councilmember Trish Carlyle  
Councilmember Phyllis Edson  
Councilmember Craig Faith  
Councilmember Diane Forte  
Councilmember Chris Moreno  
Councilmember Dave Mosby  
Councilmember Diane Seif

APPROVAL OF AGENDA

A motion was made by Councilmember Forte, seconded by Councilmember Binney, that the agenda be approved. The motion carried unanimously.

**1. PUBLIC COMMENTS:**

Ms. Louise Horner submitted a packet to Council about Councilmember Moreno's news reports regarding Target bathrooms. These were non-discrimination reports. Councilmember Moreno met with citizens the previous evening and there was a lot of positive input. There is a large group and community that would oppose an ordinance on this issue, as Councilmember proposed. She would like to be kept informed on any actions.

Mrs. Teresa Fick addressed the Council again regarding water from her neighbor's pool. Councilmembers Mosby and Moreno will make a site visit.

**2. COUNCIL COMMENTS:**

Councilmember Moreno clarified that he never called for a "potty police" at Target. He did have a meeting last night and he wanted people to know that he heard their comments.

(NOTE: These comments are in response to national controversy about restroom use by transgender customers, specifically at a Target store.)

Councilmember Forte hoped that in the future Councilmember Moreno will not have City Hall as background when holding an interview to voice his personal opinion because he is one of eight and other councilmembers may not be of the same opinion.

**3. APPROVAL OF CONSENT AGENDA:**

**A. APPROVAL OF MINUTES:**

[2016-0112](#) Approval of Action Letters from April 7, 14 and 21, 2016.

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Binney, to approve as part of the Consent Agenda. The motion carried a unanimous vote.**

**B. LIQUOR LICENSES:**

[2016-0121](#) Approval of a Type "S" liquor License for Mali Thai Bistro located at 579 SE Melody Lane.

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Binney, that this Liquor License be approved as part of the Consent Agenda. The motion carried by a unanimous vote.**

**4. PROPOSED ORDINANCES:**

- A. [BILL NO. 16-88](#)** AN ORDINANCE ACCEPTING FINAL PLAT ENTITLED "MADISON PARK LOTS 202B, 203C AND TRACT XX, AS A SUBDIVISION TO THE CITY OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Binney, that this Ordinance be adopted and numbered. Ord. No. 7866 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7877

- B. [BILL NO. 16-89](#)** AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED WITHIN THE PLAT ENTITLED "FAIRWAY VILLAGE, LOTS 1-5 & TRACTS A-D," IN THE CITY OF LEE'S SUMMIT, MISSOURI.

City Council - Regular Session

Action Letter

May 5, 2016

---

**ACTION: A motion was made by Councilmember Seif, seconded by Councilmember Mosby, that this Ordinance be adopted and numbered.Ord. No. 7867 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7878

- C.**     [BILL NO.](#)     AN ORDINANCE APPROVING THE AWARD OF BID NO. 39032272 FOR  
[16-90](#)           THE ARTERIAL CURB REPLACEMENT TO FREEMEN CONCRETE  
CONSTRUCTION, L.L.C. AND AUTHORIZING THE CITY MANAGER TO  
ENTER INTO AN AGREEMENT FOR THE SAME IN THE AMOUNT OF  
\$3,314,995.00.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Seif, that this Ordinance be adopted and numbered.Ord. No. 7868 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7879

- D.**     [BILL NO.](#)     AN ORDINANCE APPROVING THE AWARD OF BID NO. 4401-21C FOR THE  
[16-91](#)           FY2017 SURFACE SEAL PROGRAM TO VANCE BROTHERS INC. AND  
AUTHORIZING THE CITY MANAGER TO ENTER INTO TO AN AGREEMENT  
FOR THE SAME IN THE AMOUNT OF \$876,750.41.

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Forte, that this Ordinance be adopted and numbered.Ord. No. 7869 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

City Council - Regular Session

Action Letter

May 5, 2016

---

Enactment No: Ord. No. 7880

- E. [BILL NO. 16-92](#) AN ORDINANCE AUTHORIZING EXECUTION OF A MUNICIPAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR CONSTRUCTION AND MAINTENANCE ACTIVITIES RELATED TO THE PUBLIC IMPROVEMENT PROJECT DESIGNATED AS ROUTE 50 AT ROUTE 291 SOUTH JUNCTION, JOB J4P2291, WITHIN THE CITY LIMITS OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7870 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7881

- F. [BILL NO. 16-93](#) AN ORDINANCE AWARDED BID NO. 34131583-C, FOR THE SOUTH PRAIRIE LEE INTERCEPTOR SEWER AT CRYSTAL VIEW ESTATES TO WIEDENMANN INC., IN THE AMOUNT OF \$168,000.00 AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

**ACTION: A motion was made by Councilmember Moreno, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7871 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7882

- G. [BILL NO. 16-94](#) AN ORDINANCE APPROVING THE AWARD OF BID NO. 18532272-C FOR THE WARD ROAD IMPROVEMENTS (MO-150 TO COUNTY LINE ROAD) PROJECT TO LINAWEAVER CONSTRUCTION, INC. AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR THE SAME IN THE AMOUNT OF \$1,723,623.95.

City Council - Regular Session

Action Letter

May 5, 2016

---

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7872 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7883

**5. RESOLUTIONS:**

- A.**     [RES. NO. 16-09](#)     A RESOLUTION OF THE CITY OF LEE'S SUMMIT, MISSOURI EXPRESSING THE ASSENT OF THE CITY TO THE ANNEXATION BY THE CITY OF BLUE SPRING, MISSOURI OF A CERTAIN PORTION OF ROUTE U.S. HIGHWAY 40.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that this Resolution be adopted. The motion carried unanimously.**

- B.**     [RES. NO. 16-10](#)     A RESOLUTION GRANTING THE CITY COUNCIL'S CONSENT PURSUANT TO CITY CHARTER SECTION 3.10(E) TO THE APPOINTMENT OF AN ASSISTANT PROSECUTING ATTORNEY FOR THE PROSECUTION OF VIOLATIONS OF CITY ORDINANCES BEFORE THE LEE'S SUMMIT MUNICIPAL COURT.

**ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that this Resolution be adopted. The motion carried unanimously.**

**6. PROCLAMATIONS:**

- A.**     [2016-0113](#)     Building Safety Month Proclamation

**This Proclamation was read into the record.**

- B.**     [2016-0115](#)     May Bike and Walk Month Proclamation

**This Proclamation was read into the record.**

- C.**     [2016-0117](#)     Historic Preservation Month Proclamation

**This Proclamation was read into the record.**

**7. PUBLIC HEARINGS (Sworn):**

City Council - Regular Session

Action Letter

May 5, 2016

---

- A. [2016-0131](#) PUBLIC HEARING - Appl: #PL2016-012 - PRELIMINARY DEVELOPMENT PLAN - Flooring & More, 1707 NE Rice Rd; Flooring & More, applicant

The Public Hearing was opened at 7:04 p.m. The applicant met with City Staff on several occasions and agreed with Staff's recommendations.

Exhibits 1-18 were entered into the record and Staff presented recommendations.

Hearing no further testimony, Mayor Rhoads closed the Public Hearing at 7:14 p.m.

**Motion was made by Councilmember Forte, seconded by Councilmember Moreno, to direct Staff to PRESENT AN ORDINANCE approving the Preliminary Development Plan, subject to the two conditions listed in Staff's letter dated March 18, 2016. The motion carried unanimously.**

- B. [2016-0109](#) PUBLIC HEARING - Appl. #PL2016-013 - REZONING from CP-2 to RP-4 and PRELIMINARY DEVELOPMENT PLAN - Chapel Ridge 4-plexes II, 3751 NE Troon Dr.; CEAH Realtors, applicant.

The public hearing was opened at 7:15 p.m. Presently, the property is zoned CP-2 and they are requesting R-2 zoning to allow 19 townhome units. The applicant felt they addressed Staff's concerns and will be adding landscaping on the north side of the property. They agreed with Staff's recommendation.

Exhibits 1-18 were entered into the record and Staff presented one recommendation, specifically a modification to the requirement for a six-foot fence; Staff preferred a more open appearance with landscaping. A sidewalk to the west will provide easy access to the office building and school.

Hearing no further testimony, Mayor Rhoads closed the public hearing at 7:25 p.m.

**A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, to direct Staff to PRESENT AN ORDINANCE approving the rezoning, subject to the condition listed in Staff's letter dated March 18, 2016. The motion carried unanimously.**

- C. [2016-0118](#) PUBLIC HEARING - Appl. #PL2016-021 - VACATION OF RIGHT-OF-WAY - all of SE Oldham Ct. and a portion of SE Oldham Pkwy. located at its intersection with SE Oldham Ct.; City of Lee's Summit, applicant

**This matter was continued to June 16, 2016.**

- D. [2016-0119](#) PUBLIC HEARING - Appl. #PL2016-030 - SPECIAL USE PERMIT for outdoor recreational facility lighting - Summit Christian Academy, 1500 SW Jefferson St.; Guenther Mills Keating Architects, applicant

The public hearing was opened at 7:30 p.m. The applicant agreed with Staff's recommendation.

Exhibits 1-19 were entered into the record and Staff presented one recommendation. This request was for lighting at two existing athletic fields at Summit Christian Academy for a period of 10 years. The application was in compliance with the UDO.

City Council - Regular Session

Action Letter

May 5, 2016

---

Hearing no further testimony, Mayor Rhoads closed the public hearing at 7:34 p.m.

**A motion was made by Councilmember Forte, seconded by Councilmember Moreno, to direct Staff to PRESENT AN ORDINANCE approving the Special Use Permit, subject to the condition listed in Staff's letter dated March 18, 2016. The motion carried unanimously.**

- E. [2016-0116](#) PUBLIC HEARING - Appl. #PL2016-052 - PRELIMINARY DEVELOPMENT PLAN - SiteOne Landscape Supply, 109 NW Victoria Dr; SiteOne Landscape Supply, applicant

The public hearing was opened at 7:38 p.m. The applicant explained he wanted to erect a fence to enclose outside storage. They agreed with Staff's recommendation.

Exhibits 1-18 were entered into the record. Staff recommended approval of the preliminary development plan, subject to three conditions.

Councilmember Binney was concerned about the effects from forklifts hitting the vinyl fence and the types of materials to be stored. He would prefer an 8-foot fence because of the sight view.

Hearing no further testimony, Mayor Rhoads closed the public hearing at 7:50 p.m.

**Councilmember Binney moved to PRESENT AN ORDINANCE approving the Preliminary Development Plan, subject to Staff's letter dated April 8, 2016, Conditions 1 and 2, modifying Condition 3 to require an 8-foot fence. MOTION PASSED on a vote of 7 "Aye", 1 "No" (Councilmember Mosby).**

8. **OTHER BUSINESS:**

- A. [BILL NO. 16-95](#) AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN ON LAND LOCATED AT 1707 NE RICE ROAD, IN DISTRICT CP-2, PROPOSED BUILDING EXPANSION FOR FLOORING AND MORE, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE, NO. 5209, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7873 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7884

- B. [BILL NO. 16-96](#) AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM CP-2 TO RP-4 ON APPROXIMATELY 1.83 ACRES LOCATED AT 3751 NE TROON DR FOR THE PROPOSED CHAPEL RIDGE 4-PLEXES II DEVELOPMENT, AND APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR CHAPEL RIDGE 4-PLEXES II, ALL IN ACCORDANCE WITH THE

PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE NO. 5209 FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7874 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7885

- C.**      [BILL NO. 16-97](#)      AN ORDINANCE VACATING DEDICATED RIGHT-OF-WAY FOR ALL OF SE OLDHAM COURT AND A PORTION OF SE OLDHAM PARKWAY LOCATED AT ITS INTERSECTION WITH SE OLDHAM COURT WITHIN THE CITY OF LEE'S SUMMIT, MISSOURI.

**This matter was continued to June 16, 2016.**

- D.**      [BILL NO. 16-98](#)      AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR OUTDOOR RECREATIONAL FACILITY LIGHTING IN DISTRICTS PI AND R-1 ON LAND LOCATED AT 1500 SW JEFFERSON STREET FOR A PERIOD OF 10 YEARS, ALL IN ACCORDANCE WITH ARTICLE 10 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Seif, that this Ordinance be adopted and numbered Ordinance No. 7875. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7886

- E.**      [BILL NO. 16-99](#)      AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN ON LAND LOCATED AT 109 NW VICTORIA DRIVE, SITEONE LANDSCAPE SUPPLY, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE, NO. 5209, FOR THE CITY OF LEE'S SUMMIT,



MISSOURI.

**ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that this Ordinance be adopted and numbered Ordinance No. 7876. The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7887

- F.**      [2016-0142](#)      Request by Developer of the Summit Fair TIF Project for (1) approval of a lease to Dick's Sporting Goods, a business currently located in the Summit Woods shopping center, (2) a determination by the City Council that Dick's Sporting Goods would not be a direct beneficiary of tax increment financing or other development financing through a lease of property in the Summit Fair TIF redevelopment area and (3) approval of a Relocation Agreement to provide a payment to the City for the vacated store location.

Mr. Dave Bushek with Gilmore and Bell, bond and Economic Development Counsel for the City, discussed the request from Dick's Sporting Goods to relocate from Summit Woods Shopping Center to Summit Fair. This request is in accordance with provisions in the contract, which states there is to be no sale or lease in Summit Fair of a relocated business unless approved by the City Council.

As proposed, the size of the store would increase from 30,000 to 50,000 square feet. A letter from the developer, dated April 26th, indicates the store will not be receiving any monetary benefit or reimbursement for relocation. This unique drafted agreement provides that the developer will guarantee payment to the City in the amount \$291,000 for two years after the leaves the current location. If sales is tax less than that amount, Dick's would make up the difference.

Mr. Jeff Haney, RED Development, noted that Dick's was one of longest-tenured stores in Summit Woods. Their lease expires in 2017. In the present location, there is no way to add on to the building. If approved, the new location would be across the street to the east of DFW Shoes store.

In answer to a question from the Council about the proposed new Cabellas store in Summit Place, the applicant stated they spent a lot of time on the issue. Both entities were aware they were going to be in close proximity since early in the negotiations.

**On motion of Councilmember Binney, second by Councilmember Seif, the Council voted unanimously to APPROVE the lease to Dick's Sporting Goods, a business currently located in the Summit Woods shopping center.**

**On motion of Councilmember Forte, second by Councilmember Carlyle, the Council voted unanimously to determine that Dick's Sporting Goods would not be a direct beneficiary of tax increment financing or other development financing through a lease of property in the Summit Fair TIF redevelopment area.**

On motion of Councilmember Seif, second by Councilmember Forte, the Council voted unanimously to direct Staff to PRESENT AN ORDINANCE for a Relocation Agreement to provide a payment to the City for the vacated store location.

- G. [BILL NO.](#) AN ORDINANCE APPROVING THE RELOCATION AGREEMENT FOR DICK'S  
[16-100](#) SPORTING GOODS TO RELOCATE INTO THE LEE'S SUMMIT EAST  
(SUMMIT FAIR) TAX INCREMENT FINANCING REDEVELOPMENT AREA.

**ACTION: A motion was made by Councilmember Mosby, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7877 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7888

- H. [BILL NO.](#) AN ORDINANCE APPROVING A TRANSFEREE AGREEMENT BETWEEN RED  
[16-101](#) LEE'S SUMMIT EAST, LLC, RED SUMMIT FAIR, LLC, SAHARA PAVILION  
SOUTH SC, LLC, AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE  
TRANSFER OF PROPERTY IN THE LEE'S SUMMIT EAST (SUMMIT FAIR) TAX  
INCREMENT FINANCING REDEVELOPMENT AREA

**ACTION: A motion was made by Councilmember Moreno, seconded by Councilmember Carlyle, that this Ordinance be adopted and numbered. Ord. No. 7878 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7889

- I. [BILL NO.](#) AN ORDINANCE REQUESTING THE AWARD OF BID NO. 2016-107 FOR A  
[16-102](#) ONE YEAR CONTRACT WITH FOUR (4) POSSIBLE ONE-YEAR CONTRACT  
RENEWALS TO BLACK DAWN BASED ON UNIT PRICES AND TRADE  
OFFERS IN THE ATTACHED BID TABULATION AND COST ANALYSIS AND  
AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR  
THE SAME BY AND ON BEHALF OF THE CITY OF LEES SUMMIT MISSOURI.

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Seif, that this Ordinance be adopted and numbered. Ord. No. 7879 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7890

**J.**      [BILL NO.](#)      AN ORDINANCE AUTHORIZING EXECUTION OF AN  
[16-103](#)                                      INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF  
LEE'S SUMMIT, MISSOURI AND THE JUNIOR COLLEGE DISTRICT OF  
METROPOLITAN KANSAS CITY, MISSOURI AKA METROPOLITAN  
COMMUNITY COLLEGE (MCC) FOR A FACILITY USE AGREEMENT.

**ACTION: A motion was made by Councilmember Seif, seconded by Councilmember Carlyle, that this Ordinance be adopted and numbered. Ord. No. 7880 The motion carried by the following vote:**

**Aye:** 8 - Councilmember Binney  
Councilmember Carlyle  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Moreno  
Councilmember Mosby  
Councilmember Seif

Enactment No: Ord. No. 7891

**COMMITTEE REPORTS (Committee chairs report on matters held in Committee):**

Councilmember Edson moved to amend the agenda by adding Item 8.K. Election of Mayor Pro Tem. Motion was seconded by Councilmember Moreno and passed unanimously.

Councilmember Faith nominated Councilmember Seif for Mayor Pro Tem.

Councilmember Carlyle nominated Councilmember Binney.

Those voting in favor of Councilmember Seif: Councilmembers Faith, Moreno, Edson and Seif.

Those voting in favor of Councilmember Binney: Councilmembers Carlyle, Forte, Mosby and Binney.

Mayor Rhoads stated he was placed in the position of breaking a tie last year when the Council was electing a Mayor Pro Tem and he felt this placed him in a bad situation. He advised he would be abstaining at this time to provide councilmembers an opportunity to think about the vote and, if there was still a tie vote next week, he

will break the tie.

Councilmember Moreno stated it has been several weeks since the municipal election and the Mayor Pro Tem has failed to put together a committee list. He asked that members be placed on a committee so they have a voice.

Councilmember Binney understood the concern about committee appointments but this happens every election year and the Council works through those concerns. The Budget Committee remains same, per Council rules.

Mr. Head advised a motion was in order to table the motion on electing a Mayor Pro Tem. Motion was made by Councilmember Carlyle, seconded by Councilmember Faith, to TABLE the election of Mayor Pro Tem until May 12 2016. MOTION PASSED on a vote of 5 "aye", 3 "no" (Councilmembers Binney, Forte and Mosby).

Councilmember Carlyle advised that at the last CEDC meeting, they passed the CDBG budget but not the Housing Study, so this may be an issue for the full Council.

Councilmember Forte noted the budget was presented at F&BC and will be on the Council agenda May 19.

#### **COUNCIL ROUNDTABLE:**

Councilmember Binney advised that Summit Tech students will present project designs tomorrow for the east side of the Airport. He was interested to see that. He also congratulated the graduating DARE students.

Councilmember Binney also noted the largest section of land in the Rock Island Corridor is in Lee's Summit, which will be turned over to the Rock Island Corridor Authority. He wanted to know the makeup of that body and Lee's Summit's part in the process.

Councilmember Faith felt the members of the Council can come together as a body, work together, and get some good things accomplished. He thought the Council owed that to their constituents, to Lee's Summit visitors, and to past Councils.

He continued by stating that Saturday, April 23rd, was the Fire Department awards where people were recognized for doing heroic deeds. Lee's Summit's emergency services are second to none. He also attended the May 1st Historic Preservation awards, which was given to Longview Farm Elementary School. He also encouraged everyone to visit the Lee's Summit Historical Museum. May 15th will be Law Enforcement week and he thanked first responders for all they do Councilmember Seif added there is a lot of talent in this group and a lot of diverse ideas. She was proud to be working together.

Mayor mentioned that Lee's Summit was the inaugural city for live broadcast from Radio KMBZ.

#### **STAFF ROUNDTABLE:**

Mr. Arbo relayed information from the Missouri Municipal League (MML) that Governor Nixon signed a two-year extension on the requirement of placing the issue of sales tax on the ballot. However, the City has an election in place for the August ballot, in conjunction with other Eastern Jackson County cities. Eventually, this question needs to be answered.

**City Council - Regular Session**

**Action Letter**

**May 5, 2016**

---

**ADJOURNMENT**

**There being no further business, Mayor Rhoads adjourned the May 5, 2016, City Council Regular Session at 9:13 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 Internet site at "[www.cityofls.net](http://www.cityofls.net)".