

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

Tuesday, June 11, 2019

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

**REGULAR SESSION NO. 30**

---

**Preliminaries:**

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

Mayor Baird called Regular Session No. 30 to order at 6:08 p.m.

- D. Roll Call

**Present:** 8 - Mayor Bill Baird  
Councilmember Rob Binney  
Councilmember Fred DeMoro  
Councilmember Phyllis Edson  
Councilmember Craig Faith  
Councilmember Diane Forte  
Councilmember Bob Johnson  
Councilmember Beto Lopez

**Absent:** 1 - Councilmember Trish Carlyle

**1. Approval of Agenda**

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Faith, to approve the agenda as published. The motion carried by the following vote:**

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

**Absent:** 1 - Councilmember Carlyle

## 2. Approval of Consent Agenda:

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, to adopt the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- A. [BILL NO. 19-116](#)** An Ordinance approving, adopting and appropriating the Budget of the City of Lee's Summit, Missouri, for the Fiscal Year ending June 30, 2020.  
(Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-116 be adopted and numbered Ordinance No. 8643 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- B. [BILL NO. 19-119](#)** An Ordinance approving a Preliminary Development Plan located generally at the northeast corner of NW View High Dr. and I-470 Hwy in District PMIX, proposed Paragon Star Village 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: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-119 be adopted and numbered Ordinance No. 8644 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

City Council - Regular Session

Action Letter

June 11, 2019

---

**Abstain:** 1 - Councilmember Lopez

- C. [BILL NO. 19-124](#) An Ordinance approving a Dissolution Agreement for the I-470 and 350 (Summit Woods) Transportation Development District.

(Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-124 be adopted and numbered Ordinance No. 8645 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- D. [BILL NO. 19-125](#) An Ordinance approving a Cash Escrow Deposit Agreement guaranteeing installation of subdivision improvements between Townsend Summit, LLC and The City of Lee's Summit, Missouri for the Summit Orchard, Lots 4A - 4E Final Plat.

(Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-125 be adopted and numbered Ordinance 8646 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- E. [BILL NO. 19-126](#) An Ordinance vacating a portion of a certain utility easement located at 1715 NE Aberdeen Drive in the City of Lee's Summit, Missouri.

(Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-126 be adopted and numbered Ordinance No. 8647 as part of the Consent Agenda. The motion carried by the following vote:**

City Council - Regular Session

Action Letter

June 11, 2019

---

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- F. [BILL NO. 19-127](#) An Ordinance accepting final plat entitled "The Trails of Park Ridge, 4th Plat, Lots 70 thru 114 & Block 2", as a subdivision to the City of Lee's Summit, Missouri.  
(Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-127 be adopted and numbered Ordinance No. 8648 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- G. [BILL NO. 19-128](#) An Ordinance authorizing execution of Modification No. 7 to On-Call Agreement for Environmental Professional Engineering Services Yearly Contract with Stearns, Conrad and Schmidt, Consulting Engineers, Inc. DBA SCS Engineers (Original RFQ No. 2017-307, Renewal 2017-307/R2) for annual tasks associated with the Resource Recovery Park for a not to exceed cost of \$183,800.00, and authorizing the City Manager to enter into an agreement for the same.  
(Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-128 be adopted and numbered Ordinance No. 8649 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

City Council - Regular Session

Action Letter

June 11, 2019

---

- H. [BILL NO. 19-129](#) An Ordinance authorizing the execution of Modification No. 1 to agreement dated December 27, 2017 (RFQ No. 2017-142) for professional engineering services for Facilities Asset Management Plan with HDR Engineering, Inc., for an increase of \$81,315.00 with an amended not to exceed amount of \$233,680, and authorizing the City Manager to enter into an agreement for the same. (Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-129 be adopted and numbered Ordinance No. 8650 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- I. [BILL NO. 19-131](#) An Ordinance approving the FY2020 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, Physicians Professional Indemnity Association, and Traveler's Insurance for the procurement of property and liability insurance coverage and related services for FY2020, and authorizing the City Attorney to approve individual claim expenses and/or settlements in amounts not to exceed \$20,000.00 per claim. (Note: This was first read by Council on June 4, 2019 and passed by unanimous vote.)

**A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-131 be adopted and numbered Ordinance No. 8651 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

### 3. Council Roundtable

Councilmember DeMoro congratulated Ms. Jacqueline Clark, Lee's Summit R7 Board Member, for receiving the distinguished Board Member certificate at the Leaders Luncheon in Saint Charles, Missouri on June 8, 2019. That is the highest level achievement that a school board member can receive. She is one of twenty-three in the state of Missouri.

Mayor Pro Tem Lopez shared that he attended Downtown Days on Sunday afternoon with family and friends from out of town. He enjoyed visiting the Firestation and engaging the children's Firetruck (Freddie) in a conversation. He was very impressed and thanked everyone involved with organizing the event.

Councilmember Binney stated that himself, Mayor Baird, Councilmember DeMoro and Councilmember Faith helped the Parks Department and Jackson County Executor Frank White, and others, in celebrating the grand opening and ribbon cutting of the trail head at Hartman Park last Wednesday. He said the Mayor made some very nice remarks and this is a great amenity for our community. He then announced the Tour-De-Lake bike ride will be held June 22, 2019 and there is still time to register.

Mayor Baird commented that Councilmember Binney also had some very nice comments but Councilmember Faith stole the show when he rode in on his bike from the path. He remarked that it was a great event.

### 4. Proclamations:

- A. [2019-2758](#) World Elder Abuse Awareness Day - June 15, 2019.

This Proclamation was presented.

### 5. Public Hearings:

- A. [2018-2219](#) Public Hearing: Application #PL2018-101 - Rezoning from PI to PMIX and Preliminary Development Plan - Woodland Glen, approximately 24 acres located at the northeast corner of SW Ward Road and SW Scherer Road; John Duggan, applicant.

(NOTE: This item was continued from June 4, 2019 per Staff's request. This item was continued from June 11, 2019 per the Applicant's request.)

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that this Public Hearing be continued to a date certain of June 18, 2019 per the Applicants request. The motion carried by the following vote:**

City Council - Regular Session

Action Letter

June 11, 2019

---

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

**Absent:** 1 - Councilmember Carlyle

City Council - Regular Session

Action Letter

June 11, 2019

---

- B. [2019-2753](#) Public Hearing: Application #PL2019-097 - Rezoning from AG to RLL - Sanko Acres, 5220 NE Maybrook Road; Nathan Sanko, applicant.  
(NOTE: This item was continued from June 4, 2019 per Staff's request.)

Exhibit A, List of Exhibit 1-16 were entered into the record.

There were no questions or comments from City Council regarding this application.  
There were no speakers in favor of, or opposed to, this application.

- 1) [BILL NO. 19-132](#) An Ordinance approving a rezoning from District AG to District RLL located at 5220 NE Maybrook Road, 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: This item was first read on June 11, 2019 and passed by unanimous vote.)

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 19-132 be advanced to second reading. The motion carried by the following vote:**

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

**Absent:** 1 - Councilmember Carlyle

**6. Public Comments:**

There were no speakers for public comments.

**7. Presentations:**

- A. [2019-2720](#) Presentation by ETC Institute on the 2019 Citizen Survey and Water Utilities Customer Survey.

This Presentation was presented.

**8. Proposed Ordinances - Second Reading:**

- A. [BILL NO. 19-117](#) An Ordinance approving, adopting and appropriating the Budget for the Municipal Court Department of the City of Lee's Summit, Missouri, for the Fiscal Year ending June 30, 2020.  
(Note: This was first read by Council on June 4, 2019.)

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-117 be adopted and numbered Ordinance No. 8652. The motion carried by the following vote:**



City Council - Regular Session

Action Letter

June 11, 2019

---

**Aye:** 7 - Mayor Baird  
Councilmember Binney  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson

**Absent:** 1 - Councilmember Carlyle

**Abstain:** 1 - Councilmember Lopez

- B.** [BILL NO. 19-118](#) An Ordinance approving Amendment No. 1 to the Budget for the Fiscal Year ending June 30, 2020, by revising the Authorized Expenditures for the City of Lee's Summit to Fund a Lightning Detection System.  
(Note: This was first read by Council on June 4, 2019.)

**ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Forte, that Bill No. 19-118 be adopted and numbered Ordinance No. 8653. The motion carried by the following vote:**

**Aye:** 6 - Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Nay:** 2 - Mayor Baird  
Councilmember Binney

**Absent:** 1 - Councilmember Carlyle

- C.** [BILL NO. 19-130](#) An Ordinance approving the award of Bid No. 324-19/20 (curb) for the Curb Repair 19/20 program to Freeman Concrete Construction, LLC in the amount of \$2,853,707.75, and authorizing the City Manager to enter into an agreement for the same.  
(Note: This was first read by Council on June 4, 2019.)

**ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Forte, that Bill No. 19-130 be adopted and numbered Ordinance No. 8654. The motion carried by the following vote:**

**Aye:** 7 - Mayor Baird  
Councilmember DeMoro  
Councilmember Edson  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Nay:** 1 - Councilmember Binney

**Absent:** 1 - Councilmember Carlyle

**9. Committee Reports**

Councilmember Forte announced the next CEDC meeting is scheduled for June 12, 2019 at 4:00 p.m. She informed the other Committee members that it might be a long meeting.

**10. Council Comments:**

Mayor Baird stated that he is excited about the Strategic Planning sessions this Friday and Saturday. He gave a brief overview of the process to this point and said that he is looking forward to finishing strong.

**11. Staff Roundtable**

There were no items for Staff Roundtable.

**12. Adjournment**

On a motion from Councilmember Binney, seconded by Councilmember DeMoro, the City Council voted unanimously 8-0 (Councilmember Carlyle "Absent") to adjourn into Closed Session at 7:16 p.m.

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"