



## The City of Lee's Summit

### Final Agenda

### City Council - Regular Session

Thursday, May 17, 2018

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 3

---

#### Preliminaries:

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

#### 1. 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.*

#### 2. Council Comments:

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

#### 3. Approval of Consent Agenda:

*Items on the Consent Agenda are routine business matters; were previously discussed in a Council Committee and carry a recommendation for approval; 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. [2018-2031](#) Approval of a Type G3 & S Liquor License for The Historic LVM (Previously Longview Mansion), 1200 SW Longview Park Drive. (New Owner)
- B. [2018-2032](#) Approval of a Type G3 & S Liquor License for Pearl Tavern, 1672 NW Chipman Road.
- C. [2018-2051](#) Approval of a Type B2, G1 & S Liquor License for New Axiom Brewing Company, 949 NE Columbus Street.

- D. [2018-2034](#) Change of Managing Officer for Big Whiskeys located at 860 NW Blue Parkway, currently holding a Type G3 & S.
- E. [BILL NO. 18-73](#) An Ordinance approving the award of Bid No. 41732272 for the NE Gateway Drive, NE Delta School Road to NE Georgian Drive project to Freeman Concrete Construction, LLC in the amount of \$604,357.6  
(Note: First reading on May 3, 2018. Passed by unanimous vote).

#### 4. Proclamations:

- A. [2018-2041](#) National Public Works Week, May 20 - 26, 2018

#### 5. Presentations:

- A. [2018-2030](#) Conceptual Economic Development Incentive Request Presentation - Summit Orchards Community Improvement District, Summit Orchards Partners, LLC.
- Presenter:** Mark Dunning, Assistant City Manager  
David Bushek, Gilmore & Bell, P.C. - City's Economic Development Counsel  
Ferdinand Niemann IV, Summit Orchards Partners, LLC  
David Christie, Summit Orchards Partners, LLC

#### 6. Resolutions:

- A. [RES NO. 18-06](#) A resolution approving the Summit Fair Community Improvement District budget for fiscal year ending June 30, 2019. (F&BC 5/7/18)
- Presenter:** Conrad Lamb, Director of Finance
- B. [RES NO. 18-07](#) A resolution authorizing the Mayor to appoint successor directors to the I-470 and View High Community Improvement District.
- Presenter:** Mark Dunning, Assistant 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. 18-74](#) An ordinance authorizing the waiver of Lee's Summit Housing Authority's payment in lieu of taxes for the authority's fiscal year ended September 30, 2017 in the amount of \$33,874.16. (F&BC 5/7/18)
- Presenter:** Bette Wordelman, Deputy Director of Finance
- B. [BILL NO. 18-75](#) An ordinance authorizing execution of an intergovernmental agreement for confinement of prisoners by and between the City of Lee's Summit, Missouri and Johnson County, Missouri by and through the Johnson County Sheriff's Office. (F&BC 5/7/18)
- Presenter:** Major Curt Mansell, Criminal Investigations Division of the Lee's Summit Police Department
- C. [BILL NO. 18-79](#) An ordinance approving the City of Lee's Summit Entitlement Community Development Block Grant (CDBG) 2018-2019 Annual Action Plan. (CEDC 3/21/18)
- Presenter:** Robert McKay, Director of Planning and Special Projects  
Heping Zhan, Assistant Director of Planning and Special Projects

**8. 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. [2018-1846](#) Public Hearing - Appl. #PL2017-234 - Rezoning from AG to RLL - 5261 NE Maybrook Rd.; Derek D. Collins, applicant.  
**Presenter:** Josh Johnson, Assistant Director of Planning Services
- 1) [BILL NO. 18-61](#) An ordinance granting a change in zoning classification from district Agricultural (AG) to district Residential Large Lot (RLL), approximately 3.85 acres located at 5261 NE Maybrook road, all in accordance with the provisions of unified development ordinance no. 5209 for the City of Lee's Summit, Missouri.  
**Presenter:** Josh Johnson, Assistant Director of Planning Services
- B. [2018-2014](#) Public Hearing - Application #PL2018-027 - Special Use Permit renewal for a telecommunication tower - 5740 NE Lakewood Way; American Tower Asset Sub II, LLC, applicant.  
**Presenter:** Josh Johnson, Assistant Director of Planning Services
- 1) [BILL NO. 18-76](#) An ordinance granting a Special Use Permit for a Telecommunication Tower in District AG on land located at 5740 NE Lakewood Way, all in accordance with Article 10 within the Unified Development Ordinance, for the City of Lee's Summit, Missouri.  
**Presenter:** Josh Johnson, Assistant Director of Plan Services
- C. [2018-2015](#) Public Hearing - Application #PL2018-032 - Preliminary Development Plan and Application #PL2018-034 - Special Use Permit for major automotive repair and automotive sales - McCarthy Chevrolet, 1000 SE Century Drive; WRL Investments, LP, applicant.  
**Presenter:** Josh Johnson, Assistant Director of Planning Services
- 1) [BILL NO. 18-77](#) An ordinance approving a preliminary development plan located at 1000 SE Century Drive in District CP-2, proposed McCarthy Chevrolet Automotive Service and Sales facility in accordance with the provisions of the Unified Development Ordinance, No. 5209, for the City of Lee's Summit, Missouri.  
**Presenter:** Josh Johnson, Assistant Director of Plan Services
- 2) [BILL NO. 18-78](#) An ordinance granting a Special Use Permit for major automotive repair and automotive sales in District CP-2 on land located at 1000 SE Century Drive for a period of ten (10) years, all in accordance with Article 10 within the Unified Development Ordinance, for the City of Lee's Summit, Missouri.  
**Presenter:** Josh Johnson, Assistant Director of Plan Services

## 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. 18-80](#) An ordinance vacating a certain fire access easement located on Lots 6, 7 and Tract B of the Fairfield Woods subdivision in the city of Lee's Summit, Missouri.  
**Presenter:** Josh Johnson, Assistant Director of Plan Services
- B. [BILL NO. 18-81](#) An Ordinance Amending Section 28-179 of the Code of Ordinances of the City of Lee's Summit by Revising the Tax Rates by Land Use Category for Calculation of the License Tax on Building Contractors.  
**Presenter:** Bob Hartnett, Deputy Director of Public Works
- D. [BILL NO. 18-82](#) An ordinance approving a funding agreement between the City of Lee's Summit, Missouri and Summit Orchards Partners, LLC, for the proposed Summit Orchards Community Improvement District and authorizing the City Manager to execute said agreement on behalf of the City.  
**Presenter:** Mark Dunning, Assistant City Manager
- E. [BILL NO. 18-83](#) An ordinance approving the award of Bid No. 324-18/19 (Surface Seal) for the Surface Seal 18/19 program to Vance Brothers Inc. and authorizing the City Manager to enter into the agreement for the same in the amount of \$1,035,886.42.  
**Presenter:** Bob Hartnett, Deputy Director of Public Works
- F. [BILL NO. 18-84](#) An ordinance approving the award of Bid No. 324-18/19 (Overlay) for the Mill & Overlay 18/19 program to Ideker, Inc. and authorizing the City Manager to enter into the agreement for the same in the amount of \$2,735,916.58.  
**Presenter:** Bob Hartnett, Deputy Director of Public Works

## 10. Committee Reports

*Committee chairs report on matters held in Committee.*

## 11. 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.*

## 12. 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 exist for adding to the agenda.*

## 13. 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"