



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

Thursday, April 19, 2018

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

Regular Session No. 1 - AMENDED

INVOCATION

PLEDGE OF ALLEGIANCE

CALL TO ORDER

Mayor Baird called Regular Session No. 1 to order at 6:19 p.m.

ROLL CALL

Present: 9 - Mayor Bill Baird
Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Craig Faith
Councilmember Diane Forte
Councilmember Bob Johnson
Councilmember Beto Lopez

APPROVAL OF AGENDA

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

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

1. PUBLIC COMMENTS:

Ms. Teresa Vollenweider addressed the council regarding her opposition of a change in zoning at 5261 NE Maybrook Rd from agricultural to residential large lot, sighting abuses of the special use permit.

Ms. Geraldine Amoto again shared her opinions on the fall of the Republic.

2. COUNCIL COMMENTS:

(Mayor Baird amended the published agenda to move the Council Comments section to agenda item number eight.)

Councilmember Forte expressed that a first meeting is difficult and the new Councilmembers did a good job.

Councilmember Binney asked about the use of cell phones on the dais and how it relates to the Sunshine Law. Mr. Brian Head, City Attorney, responded that staff could render an opinion but ultimately the Council sets the policies.

Mayor Baird expressed that he shares Councilmember Binney's concern regarding the use of cell phones while on the dais and he believes the Council should work on trust, perception and respect. He added that he would like to have the Rules Committee define cell phone use.

Councilmember Johnson suggested the topic of cell phone use while on the dais be referred to the Rules Committee to be defined. Councilmember Faith agreed with this suggestion.

Mayor Pro Tem Lopez reported that he has been in discussions with Councilmembers regarding committee appointments and he expects committees will be formed in the next week.

Mayor Baird announced that Councilmember Lopez had been chosen as Mayor Pro Tem. He also requested that a presentation on the Economic Incentives process be provided during a Council work session.

3. APPROVAL OF CONSENT AGENDA:

- A. [2018-1984](#) Approval of Type G3 & S Liquor Licenses for Texas Roadhouse, 740 NW Blue Parkway.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Faith, to approve this Liquor License as part of the consent agenda. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- B. [2018-2010](#) Appointment by Mayor Pro Tem Lopez of Councilmember Bob Johnson to the Finance and Budget Committee to fill the vacancy created after the April 3, 2018 election.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Faith, that this Appointment be approved as part of the consent agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

4. **PRESENTATIONS:**

- A. [2018-1995](#) Presentation - Overview of Economic Development Incentives

This Presentation was received and filed.

5. **PUBLIC HEARINGS:**

- A. [2018-1975](#) PUBLIC HEARING - Appl. #PL2018-019 - PRELIMINARY DEVELOPMENT PLAN - Fairfield Woods subdivision, request to remove conditions of approval requiring an emergency access road on the properties addressed 4028 and 4032 NE Grant St and fire access road easement; James Brown, applicant

This Public Hearing - Sworn was received and filed.

- 1) [BILL NO. 18-67](#) An Ordinance approving a Preliminary Development Plan requesting the removal of certain conditions from approval Ordinance No. 6066 for the Fairfield Woods Subdivision, in accordance with the provisions of Unified Development Ordinance No. 5209, for the City of Lee's Summit, Missouri. (Note: First reading on April 19, 2018. Passed by unanimous vote).

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember

Binney, that Bill No. 18-67 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

6. PROPOSED ORDINANCES - FIRST READING:

- A.** [BILL NO. 18-68](#) An Ordinance authorizing an amendment to permit the extension of the project time period from December 31, 2017 to June 30, 2018 of the State Block Agreement by and between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission, granting state funds in the amount of \$9,372,772.00 to rehabilitate and strengthen runway 18-36, extend runway 18-36, extend runway 11-29; and runway 18-36 and 11-29 lighting improvements.

(Note: First reading on April 19, 2018. Passed by unanimous vote).

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 18-68 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- B.** [BILL NO. 18-69](#) An Ordinance authorizing an amendment to permit the extension of the project time period from December 31, 2017 to December 31, 2018 of the execution of an Airport Aid Agreement by and between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission, granting state funds in the amount of \$520,710.00 to rehabilitate and strengthen runway 18-36, extend runway 18-36, extend runway 11-29; and runway 18-36 and 11-29 lighting improvements.

(Note: First reading on April 19, 2018. Passed by unanimous vote).

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 18-69 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
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Councilmember Carlyle
Councilmember DeMoro
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Councilmember Johnson
Councilmember Lopez

- C.** [BILL NO. 18-70](#) An Ordinance authorizing the execution of a Development Agreement between Clayton Properties Group, Inc. dba Summit Homes and the City of Lee's Summit, Missouri for the Hawthorne Ridge Subdivision Development.

(Note: First reading by City Council on April 19, 2018.)

ACTION: A motion was made by Committee Member Johnson, seconded by Councilmember Faith, that Bill No. 18-70 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Edson

- D.** [BILL NO. 18-71](#) An Ordinance approving Award of RFQ 2018-302-1 to Terracon Consultants, Inc. for on-call yearly geotechnical construction, material testing and inspection services; a one-year contract with three possible one-year renewal options.

(Note: First reading by City Council on April 19, 2018.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 18-71 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Edson

- E. [BILL NO. 18-72](#) An Ordinance approving award of RFQ 2018-302-2 to Kansas City Testing and Engineering, LLC for on-call yearly geotechnical construction, material testing and inspection services; a one-year contract with three possible one-year renewal options.

(Note: First reading by City Council on April 19, 2018.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Faith, that Bill No. 18-72 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Edson

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

Councilmember Binney announced the Finance and Budget Committee will meet April 30 and May 1 to discuss the City Manager's budget.

8. **COUNCIL ROUNDTABLE:**

(Mayor Baird amended the published agenda to move the Council Roundtable section to agenda item number two.)

Councilmember Faith reported that he was contacted regarding dangerous dogs. There is a comprehensive ordinance in place that is enforced. He does not feel further Legislative action is needed at this time.

Councilmember Johnson stated that he is working to learn the new electronic voting system and asked the audience for patience.

Councilmember Binney announced that RecycleFest is coming up. Ms. Dena Mezger, Director of Public Works, stated that a list of accepted items and further details can be found on the website at www.CityofLS.net under the Environment tab.

Mayor Pro Tem Lopez thanked everyone for being so welcoming.

Mayor Baird recognized Boy Scouts from Troops 1262 and 1778 that were in attendance. The Mayor then thanked the Council, staff and citizens for their support. He stated that in the next forty-five days they will be working on the budget, employee pay and being fiscally responsible.

9. STAFF ROUNDTABLE:

Mr. Steve Arbo, City Manager, provided the 2017 Annual Report to the City Council. He then announced that RecycleFest will be held on Saturday, May 5, from 9:00 a.m. to noon in the parking lot at City Hall and there will be a Communications Open House on Thursday, April 26, from 4:30 p.m. to 5:30 p.m. which would be a great opportunity for Councilmembers to meet the Creative Services Team.

10. ADJOURNMENT

Mayor Baird adjourned Regular Session No. 1 at 8:27 p.m.