



The City of Lee's Summit

Final Agenda

City Council - Regular Session

Tuesday, July 9, 2019

6:30 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

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. [2019-2866](#) Approval of Action Letters from June 4th, 11th, and 18th, 2019.

- B. [BILL NO. 19-134](#) An Ordinance approving a Special Use Permit for a major automotive repair services facility in District PI on land located at 1510 SE Kingsport Drive, proposed The Restmod Store, all 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: First reading by Council on June 18, 2019. Passed by unanimous vote.)

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Colin Lynch, The Restomod Store LLC

- C. [BILL NO. 19-138](#) An Ordinance authorizing the City's use of the Cooperative Purchasing Contracts, set forth in Exhibit A and on file with the City Clerk, for the acquisition of supplies and materials that have an estimated annual spend at or exceeding \$50,000.00, and authorizing the City Manager to execute the same by and on behalf of the City.
(NOTE: First reading by Council on June 18, 2019. Passed by unanimous vote.)

Presenter: Rick Gentry, Procurement and Contract Services Manager

- D. [BILL NO. 19-139](#) An Ordinance authorizing the City's use of the Cooperative Purchasing Contracts, set forth in Exhibit A and on file with the City Clerk, for the acquisition of services that have an estimated annual spend at or exceeding \$50,000.00, and authorizing the City Manager to execute the same by and on behalf of the City.
(NOTE: First reading by Council on June 18, 2019. Passed by unanimous vote.)
Presenter: Rick Gentry, Procurement and Contract Services Manager
- E. [BILL NO. 19-140](#) An Ordinance authorizing the City's use of the Cooperative Purchasing Contracts, set forth in Exhibit A and on file with the City Clerk, for the acquisition of equipment that have an estimated annual spend at or exceeding \$50,000.00, and authorizing the City Manager to execute the same by and on behalf of the City.
(NOTE: First reading by Council on June 18, 2019. Passed by unanimous vote.)
Presenter: Rick Gentry, Procurement and Contract Services Manager
- F. [BILL NO. 19-141](#) An Ordinance approving Amendment No. 2 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 Water Utilities Expansion Requests, revising the authorized amount of Full Time Equivalents for the City of Lee's Summit Water Utilities Department, and establishing a New Pay and Classification Plan.
(NOTE: First reading by Council on June 18, 2019. Passed by unanimous vote.)
Presenter: Nick Edwards, Assistant City Manager
Chris Clubine, Management Analyst
- G. [BILL NO. 19-142](#) An Ordinance approving the first amendments to the Software and Service contracts with Questica Ltd. and authorizing the City Manager to execute the same by and on behalf of the City.
(NOTE: First reading by Council on June 18, 2019. Passed by unanimous vote.)
Presenter: Nick Edwards, Assistant City Manager/Administrative Services
- H. [2019-2882](#) Approval of the change in Managing Officer for New Axiom Brewing Co., 949 NE Columbus Street.
- I. [2019-2887](#) Approval of the change in Managing Officer of for the Wal-Mart stores located in Lee's Summit.
- J. [2019-2889](#) Approval of the change in Managing Officer for Longhorn Steakhouse, 1696 NW Chipman Road.
- K. [2019-2898](#) Mayor Pro Tempore Lopez appointment of Councilmember DeMoro as the liaison to the Public Safety Advisory Board to replace Councilmember Faith.
- L. [2019-2909](#) Mayor's Appointments:
Jackson County Board of Equalization: Appoint Paula Hutcheson as the alternate for a one-year term.

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. 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. [2019-2850](#) Public Hearing - Application #PL2019-126 - Vacation of Right-Of-Way - a segment of SW Blackstone Place located between 4028 SW Benziger Drive and 4032 SW Benziger Drive; Engineering Solutions, LLC, applicant.

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

Matt Schlicht, PE

- 1) [BILL NO. 19-143](#) An Ordinance vacating a segment of SW Blackstone Place located between 4028 SW Benziger Dr and 4032 SW Benziger Dr, in the City of Lee's Summit, Missouri.

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

Matt Schlicht, Applicant

- B. [2019-2716](#) Continued Public Hearing - Application #PL2019-075 - Rezoning from AG to CP-2 and RP-4, Conceptual Development Plan and Preliminary Development Plan-Summit Village North and Aria, approximately 62 acres generally located at the northwest corner of NE Douglas St and NW Colbern Rd; Aria LS, LLC, applicant. (Note: This Public Hearing was continued from June 18, 2019 per staff's request.)

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services
Jennifer Thompson, Senior Planner
John Erpelding, Olsson

- 1) [BILL NO. 19-144](#) An Ordinance approving a rezoning from District AG to District RP-4 and CP-2, Preliminary Development Plan and Conceptual Plan generally located at the northwest corner of NE Douglas St and NW Colbern Rd, proposed Aria and Summit Village North development in accordance with the provisions of Chapter 33, the Unified Development Ordinance of Lee's Summit Code of Ordinances, for the for the City of Lee's Summit, Missouri.

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

Jennifer Thompson, Senior Planner

John Erpelding, Olsson

- C. [2019-2877](#) Public Hearing - Redevelopment Plan for the Princeton Redevelopment Area pursuant to the Land Clearance for Redevelopment Authority Act.

Presenter: Mark Dunning, Assistant City Manager

David Bushek, Chief Counsel of Economic Development & Planning

Matthew Wine, Attorney for Applicant

- 1) [BILL NO. 19-145](#) An Ordinance approving the Redevelopment Plan for the Princeton Redevelopment Area Pursuant to the Land Clearance for Redevelopment Authority Act.
- Presenter:** Mark Dunning, Assistant City Manager
David Bushek, Chief Counsel of Economic Development & Planning
Matthew Wine, Legal Counsel for the Applicant
- D. [2019-2881](#) Public Hearing - Application #PL2019-194 - Unified Development Ordinance (UDO) Amendment #8 - Medical Marijuana affecting the following ordinance sections - Article 6 Use Standards - Division I General Provisions and Division II Uses Permitted with Conditions, Article 8 Site Standards - Division I Design Standards- Subdivision 6 Crime Prevention Through Environmental Design, Article 15 Rules of Interpretation and Definitions- Division II Definitions ; City of Lee's Summit, applicant.
- Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services
David Bushek, Chief Counsel of Economic Development and Planning
- 1) [BILL NO. 19-146](#) An Ordinance approving Appl. #PL2019-194 - Unified Development Ordinance (UDO) Amendment #8 - Medical Marijuana affecting the following ordinance sections - Article 6 Use Standards - Division I General Provisions and Division II Uses Permitted with Conditions, Article 8 Site Standards - Division I Design Standards- Subdivision 6 Crime Prevention Through Environmental Design, Article 15 Rules of Interpretation and Definitions- Division II Definitions ; City of Lee's Summit, applicant.
- Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services
David Bushek, Chief Counsel of Economic Development and Planning

5. 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.

6. 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. 19-147](#) An Ordinance awarding Bid No. 28631683B-C, for the Water Main Replacement FY19 - Pryor Road, to Pyramid Excavation & Construction, Inc., in the amount of \$279,271.50 and authorizing the City Manager to execute an agreement for the same. (PWC 6/25/19)
- Presenter:** Jeff Thorn, Assistant Director of Engineering Services, LS Water Utilities
- B. [BILL NO. 19-148](#) An Ordinance approving the award of bid no. 50432472-C1 for the Lake Ridge Meadows Traffic Calming project to Mega Industries Corporation, and authorizing the City manager to enter into an agreement for the same, in the amount of \$78,560.00. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer

- C. [BILL NO. 19-149](#) An Ordinance authorizing execution of an agreement for facility relocation by and between the City of Lee's Summit, Missouri, and CenturyLink Communications in the amount of \$224,063.48 pursuant to the Chipman Road Improvements from View High Drive to Bent Tree Drive, and authorizing the City Manager to enter into an agreement for the same. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- D. [BILL NO. 19-150](#) An Ordinance authorizing the execution of an agreement by and between the City of Lee's Summit, Missouri, and Olsson and Associates, in an amount not to exceed \$208,456.00 for Professional Engineering Services for Stormwater-SW Lea Drive (RFQ NO. 543-32272A). (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- E. [BILL NO. 19-151](#) An Ordinance authorizing the execution of an agreement by and between the City of Lee's Summit, Missouri, and Intuition & Logic Inc., in an amount not to exceed \$79,777.20 for professional engineering services for stormwater - SE Hackamore Drive & SE Secretariat Drive (RFQ NO. 543-32272B). (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- F. [BILL NO. 19-152](#) An Ordinance authorizing execution of an agreement by and between the City of Lee's Summit, Missouri, and Lamp Rynearson, Inc. in an amount not to exceed \$159,800.00 for Professional Engineering Services for Stormwater - 4 Projects (RFQ No. 543-32272C). (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- G. [BILL NO. 19-153](#) An Ordinance authorizing the execution of an agreement and consent to joint use of track by and between the City of Lee's Summit, Missouri, IPL USA, Inc. and the Union Pacific Railroad Company. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- H. [BILL NO. 19-154](#) An Ordinance authorizing the execution of a Missouri Highways and Transportation Commission Amendment No. 1 to State Block Grant Agreement by and between the City of Lee's Summit, Missouri and the Missouri Highways and Transportation Commission, Granting additional federal funds in the amount of \$64,222 to relocate and extend Taxiway A; Taxiway Lighting and Signage at the Lee's Summit Municipal Airport. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer

- I. [BILL NO. 19-155](#) An Ordinance authorizing the execution of a Missouri Highways and Transportation Commission First Supplemental Agreement to Airport Aid Agreement by and between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission, granting additional funds in the amount of \$3,568 which is equal to fifty percent (50%) of the additional match for the sponsor's State Block Grant for project 16-109A-1 Relocate and Extend Taxiway A; Taxiway Lighting and Signage at the Lee's Summit Municipal Airport. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- J. [BILL NO. 19-156](#) An Ordinance authorizing the execution of Amendment No. 2 to permit the extension of the project time period from June 30, 2018 to December 31, 2019 of the 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 \$9,372,772 to assist with Rehabilitate and Strengthen Runway 18-36, Extend Runway 18-36, Extend Runway 11-29; and Runway 18-36 and 11-29 Lighting Improvements. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer
- K. [BILL NO. 19-157](#) An Ordinance authorizing a Second Supplemental Agreement to Airport Aid Agreement to permit the extension of the project time period from December 31, 2018 to December 31, 2019 of the Airport Aid Agreement by and between the City of Lee's Summit, Missouri, and the Missouri Highways and Transportation Commission, granting funds in the amount of \$520,710 to assist with Rehabilitate and Strengthen Runway 18-36, Extend runway 18-36, Extend Runway 11-29; and Runway 18-36 and 11-29 Lighting Improvements. (PWC 6/25/19)
- Presenter:** George Binger, Deputy Director of Public Works/City Engineer

7. 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. 19-158](#) An Ordinance vacating a certain utility easement located at 4032 SW Benziger Drive in the City of Lee's Summit, Missouri.
- Presenter:** Josh Johnson, AICP, Assistant Director of Plan Services
- Matt Schlicht, Applicant
- B. [BILL NO. 19-159](#) An Ordinance approving the First Amendment to the Development Agreement between Whispering Woods Land, LLC, and the City of Lee's Summit, Missouri for the Whispering Woods Development.
- Presenter:** David Bushek, Chief Council for Economic Development and Planning

- C. [BILL NO. 19-160](#) An Ordinance accepting final plat entitled Pergola Park, 4th Plat, Lots 81 thru 117 and Tracts N thru P, 8-4, 9-4 and 10-4, as a subdivision to the City of Lee's Summit, Missouri.

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

Russell Pearson, Applicant

- D. [BILL NO. 19-161](#) An Ordinance accepting final plat entitled Goppert Acres, Lots 1A-1F & Tract A, as a subdivision to the City of Lee's Summit, Missouri.

Presenter: Josh Johnson, AICP, Assistant Director Plan Services

Dusty Goppert, Applicant

- E. [BILL NO. 19-162](#) An Ordinance accepting final plat entitled "Raintree Pointe, Lots 1 thru 7 and Tracts A thru D", as a subdivision to the City of Lee's Summit, Missouri.

Presenter: Josh Johnson, AICP, Assistant Director of Plan Services

John P. Roberts, Applicant

8. Proposed Ordinances - Second Reading:

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

- A. [AMENDED BILL NO. 19-133](#) An Ordinance approving a rezoning from Districts PI and PMIX to District PMIX and preliminary development plan for approximately 24 acres located at the northeast corner of SW Ward Rd and SW Scherer Rd, proposed Woodland Glen 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: First reading by Council on June 18, 2019.)

Presenter: Hector Soto Jr., Planning Manager

John Duggan, Applicant

9. Committee Reports

Committee chairs report on matters held in Committee.

10. Council Comments:

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

11. 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.

- A. [2019-2880](#) Submission of 2019 Analysis of Impediments to Fair Housing Choice Report.

Presenter: Mark Dunning, Assistant City Manager

Heping Zhan, Assistant Director of Planning & Special Projects

12. 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"

