

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

Tuesday, November 19, 2019

6:30 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

**REGULAR SESSION NO. 43**

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**Preliminaries:**

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

Mayor Baird called Regular Session No. 43 to order at 6:53 p.m.

D. Roll Call

**Present:** 6 - Mayor Bill Baird  
Councilmember Rob Binney  
Councilmember Craig Faith  
Councilmember Diane Forte  
Councilmember Bob Johnson  
Councilmember Beto Lopez

**Absent:** 3 - Councilmember Trish Carlyle  
Councilmember Fred DeMoro  
Councilmember Phyllis Edson

**1. Approval of Agenda**

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

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

## 2. Approval of Consent Agenda:

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

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**A. [2019-3157](#)** Approval of revised Action Letter from September 17, 2019.

**A motion was made by Councilmember Lopez, seconded by Councilmember Forte, to approve the revised Action Letter from September 17, 2019 as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**B. [2019-3138](#)** Approval of Liquor Licenses G3 and S for the new location and owner of Sabor Latino, 22 SW 3rd Street, Lee's Summit, MO 64063.

**A motion was made by Councilmember Lopez, seconded by Councilmember Forte, to approve the Liquor License for Sabor Latino as part of the Consent Agenda. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

## 3. Council Roundtable

Councilmember Binney recognized Boy Scout Troop 336 in attendance. He asked staff for further information on the Resolution that was adopted last week. He stated it hadn't gone through committee and he wanted to know the amount of debt that is being issued and why so much is being issued at this time. Mr. Steve Arbo, City Manager, explained the amount of debt issued (\$9 Million) was to meet the legal requirements in order to keep the current debt

levy and to begin the process for police station improvements. Councilmember Binney also asked about the City's bond rating and the calculation of interest in the debt levy.

Mayor Baird announced this Friday is the Mayor's Tree Lighting ceremony. Buddy the Elf will be there at 6:30 p.m. to flip the switch.

#### 4. Public Hearings:

- A. [2019-3091](#) Public Hearing: Application #PL2019-267 - Special Use Permit renewal for mini-warehouse storage facility - Storage Mart, 3920 SW M-291 Hwy; New TKG - Storage Mart Partners Portfolio, LLC, applicant.

Exhibit A, list of exhibits 1-19 were entered into the record.

City Council discussions included:

- Fencing on the south of the property
- Set backs and easements
- SW corner doesn't have hard surface
- Traffic
- Connecting Chettington Dr to Raintree Dr
- Communication from Raintree HOA (Homeowners Association)

There were no speakers in favor of, or opposed to, the application.

**This Public Hearing - Sworn was presented.**

- 1) [BILL NO. 19-248](#) An Ordinance approving a Special Use Permit renewal for a mini-warehouse outdoor storage facility in District PI on land located at 3920 SW M-291 Hwy, existing Storage Mart 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 November 17, 2019. Passed by unanimous vote.)

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-248 be advanced to second reading. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

#### 5. Public Comments:

There were no Public Comments.

#### 6. Proposed Ordinances Forwarded from Committee:

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- A. [BILL NO. 19-249](#) An Ordinance awarding Bid No. 42631783-C for Cedar Creek Interceptor Phase 3 to VF Anderson Builders, LLC in the amount of \$1,629,979.00 and authorizing the City Manager to enter into an agreement for the same. (PWC 11/04/19)

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-249 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-249 be adopted and numbered Ordinance No. 8765. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- B. [BILL NO. 19-250](#) An Ordinance awarding Bid No. 43131883-C, for the Water Tower Re-Coatings: Hook and Ranson, to Worldwide Industries Corp. in the amount of \$1,386,400.00 and authorizing the City Manager to execute an agreement for the same. (PWC 11/04/19)

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Faith, that Bill No. 19-250 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Faith, that Bill No. 19-250 be adopted and numbered Ordinance No. 8766. The motion carried by the following vote:**

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**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- C. [BILL NO. 19-251](#) An Ordinance awarding Bid No. 42831583-C, for the Tudor Road Pump Station Odor Control Improvements, to Mega Industries Corp. in the amount of \$881,390.00 and authorizing the City Manager to execute an agreement for the same. (PWC 11/04/19)

**ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Binney, that Bill No. 19-251 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Binney, that Bill No. 19-251 be adopted and numbered Ordinance No. 8767. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- D. [BILL NO. 19-252](#) An Ordinance authorizing the execution of a Mid-America Regional Council-Solid Waste Management District grant agreement by and between the City of Lee's Summit, Missouri, and the Mid-America Regional Council-Solid Waste Management District, granting funds in the amount of \$42,189 for the purchase of recycling roll-off containers for use by the Solid Waste Division. (PWC 11/04/19)

**ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Forte, that Bill No. 19-252 be second read. The motion carried by the following vote:**

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**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Binney, that Bill No. 19-252 be adopted and numbered Ordinance No. 8768. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- E. [BILL NO. 19-253](#) An Ordinance approving Change Order #3 to the contract with Second Sight Systems, L.L.C. for the SCADA System improvements project, an increase of \$22,104.47 for a revised contract price of \$442,510.13. (PWC 11/04/19)

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-253 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-253 be adopted and numbered Ordinance No. 8769. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
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- F. [BILL NO. 19-254](#) An Ordinance approving the award of RFP No. 2019-029 for the acquisition and implementation of a Laserfiche Enterprise Content Management System to OPG-3, Inc. for an amount not to exceed \$242,000.00 and authorizing the City Manager to execute agreements for the same by and on behalf of the City. (F&BC 11/11/19)

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-254 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-254 be adopted and numbered Ordinance No. 8770. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- G. [BILL NO. 19-255](#) An Ordinance authorizing the execution of a memorandum of understanding between the Kansas Bureau of Investigation and the City of Lee's Summit, Missouri for the use of Midwest High Intensity Drug Trafficking Area Award Funds. (F&BC 11/11/19)

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, that Bill No. 19-255 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, that Bill No. 19-255 be adopted and numbered Ordinance No. 8771. The motion carried by the following vote:**

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**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- H. [BILL NO. 19-256](#) An Ordinance authorizing the execution of a memorandum of understanding between the Kansas Bureau of Investigation and the City of Lee's Summit, Missouri for the use of Midwest High Intensity Drug Trafficking Area Award Funds. (F&BC 11/11/19)

**ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Binney, that Bill No. 19-256 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Binney, that Bill No. 19-256 be adopted and numbered Ordinance No. 8772. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- I. [BILL NO. 19-257](#) An Ordinance approving the award of Bid No. 2020-034 for Fire Station # 6 roof replacement to Greenriver Roofing and Construction, Inc. and authorizing the City Manager to enter into and execute agreement for the same by and on behalf of the City of Lee's Summit, Missouri. (F&BC 11/11/19)

**ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Forte, that Bill No. 19-257 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez



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**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Lopez, that Bill No. 19-257 be adopted and numbered Ordinance No. 8773. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- J. [BILL NO. 19-258](#) An Ordinance accepting a grant award in the amount of \$254,455.00 from the U.S. Department of Justice, Office of Justice Programs, for a Body-Worn Camera Policy and Implementation Program. (F&BC 11/11/19)

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-258 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-258 be adopted and numbered Ordinance No. 8774. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

- K. [BILL NO. 19-259](#) An Ordinance approving Amendment No. 10 to the Budget for the Fiscal Year ending June 30, 2019, as adopted by Ordinance No. 8405, by revising the authorized expenditures of the City of Lee's Summit, Missouri. (F&BC 11/11/19)

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-259 be second read. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

**ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Forte, that Bill No. 19-259 be adopted and numbered Ordinance No. 8775. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

## 7. Proposed Ordinances - First Reading:

- A. [BILL NO. 19-260](#) An Ordinance accepting Final Plat entitled Lee's Summit Airport, Lots 1-4, as a subdivision to the City of Lee's Summit, Missouri.  
(Note: First reading by Council on November 17, 2019. Passed by unanimous vote.)

**ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, that Bill No. 19-260 be advanced to second reading. The motion carried by the following vote:**

**Aye:** 6 - Mayor Baird  
Councilmember Binney  
Councilmember Faith  
Councilmember Forte  
Councilmember Johnson  
Councilmember Lopez

**Absent:** 3 - Councilmember Carlyle  
Councilmember DeMoro  
Councilmember Edson

## 8. Committee Reports

Councilmember Binney noted the Ignite launch date is Saturday, November 25, 2019. Mayor Baird added it will be Strategic Planning night. There will be 7 different committees, with 25 members on each committee, to include City Council members, City Staff, Citizens and Community Partners (or Organizations) coming together. He asked staff to add this date to the City Calendar.

Mayor Pro Tem Lopez announced the November 25, 2019 Arts Council meeting has been cancelled.

**9. Council Comments:**

There were no items for Council Comments.

**10. Staff Roundtable**

Mr. Steve Arbo, City Manager, presented the City Council with a proposed schedule for a Use Tax for the April 7, 2020 election.

**11. Adjournment**

There being no further business, Mayor Baird adjourned Regular Session No. 43 at 7:50 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](http://lsmo.legistar.com)"