

The City of Lee's Summit
Action Letter - Final
City Council Rules Committee

Monday, February 12, 2018

6:00 PM

New Date and Time - City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

New Date and Time

1. CALL TO ORDER

Chairperson Carlyle called the meeting to order at 6:00 p.m.

2. ROLL CALL

Present:

Chairperson Trish Carlyle

Vice Chair Rob Binney

Councilmember Fred DeMoro

Absent:

Councilmember Phyllis Edson

Guests in attendance

Dale Coy, resident

Anthony Hudson, Mr. Coy's grandson

Dale Beasley, HRC Chairperson

Nick Edwards, Staff

Brian Head, Staff

Jina Bellamy, Staff

3. APPROVAL OF AGENDA

This was approved.

4. APPROVAL OF ACTION LETTER

A. [2018-1826](#) Approval of the January 25, 2018 City Council Rules Committee Action Letter.

The January 25, 2018 Action Letter was approved.

5. PUBLIC COMMENTS

There were two individuals that spoke during Public Comments:

Dale Coy, resident and his grandson Anthony Hudson (916 SE 12th Street, LSMO)

Mr. Coy expressed his interest in the Human Relations Commission agenda item that would be discussed on the agenda. He mentioned a lack of transparency regarding the agendas that are made public for this Commission and wanted to

know when and who approved the changes to their ordinance. He also inquired about the makeup of a quorum and student membership being removed from the proposed ordinance.

His grandson, Anthony, spoke to the group about the importance of keeping the student membership and made suggestions on how to get students interested in serving on the Commission. He specifically mentioned going to the teachers instead of the principals with a focus on the government classes. He also mentioned making the terms shorter and he would like it to remain as a voting membership.

6. ITEMS FOR DISCUSSION

- A. [BILL NO. 18-35](#) AN ORDINANCE AMENDING ARTICLE II, DIVISION 1, SECTION 15-21, OF THE CITY OF LEE'S SUMMIT CODE OF ORDINANCES PERTAINING TO THE HUMAN RELATIONS COMMISSION FOR THE PURPOSE OF MODIFYING THE TYPE AND NUMBER OF MEMBERS, ESTABLISHING AN ATTENDANCE POLICY, AND DEFINING A QUORUM. (Rules 2-12-18)

Nick Edwards and Dale Beasley were in attendance to discuss the proposed changes to the Human Relations Commission Ordinance.

Mr. Beasley mentioned the reason for the proposed changes are for efficiency reasons. He would like to see an increase in the number of members to help in meeting quorum requirements. Mr. Beasley would like to see more of a commitment among the members and would like an attendance policy established. The other change is regarding student membership. He explained that students have a difficult time committing to the HRC, therefore, they would like to remove that as a requirement from the ordinance.

After some points of clarification and general discussion it was noted that a student could fill one of the positions as a community sector member and maybe broadening the search for students from High Schools to including Colleges would be helpful.

The Rules Committee members made some slight clarifying modifications to the proposed ordinance and then recommended it for Council approval on March 1, 2018.

Councilmember Binney made a motion to recommend TO City Council approval of AN ORDINANCE AMENDING ARTICLE II, DIVISION 1, SECTION 15-21, OF THE CITY OF LEE'S SUMMIT CODE OF ORDINANCES PERTAINING TO THE HUMAN RELATIONS COMMISSION FOR THE PURPOSE OF

MODIFYING THE TYPE AND NUMBER OF MEMBERS, ESTABLISHING AN ATTENDANCE POLICY, AND DEFINING A QUORUM amending Exhibit A, Section D, redlining through the "final term unless such election to an immediately subsequent term be by unanimous vote", Amending Exhibit A, Section E, lining through the same language "unless such election to an immediately subsequent term be by a unanimous vote", Item G, put inside parenthesis, "a minimum of six members shall be present for quorum."

Councilmember Binney asked Staff about the language regarding the quorum and Staff stated that, "a quorum shall exist when a majority of the entire Human Relations Commission are present" and strike though (vacant, unappointed, positions are not counted). Councilmember Binney agreed with the change and the motion was seconded by Councilmember DeMoro.

After brief discussion, the motion and second was passed with a vote of 3-0.

- B. [BILL NO. 18-36](#) AN ORDINANCE AMENDING SECTION 2-60.23-RULE 2.3 COUNCIL COMMENTS AND ENACTING TWO NEW SECTIONS; SEC. 2-60.24.-RULE 2.4 COUNCIL ROUNDTABLE. AND SEC. 2-60.25.-RULE 2.5 STAFF ROUNDTABLE. OF THE CODE OF ORDINANCES OF THE CITY OF LEE'S SUMMIT, MISSOURI TO PROVIDE GUIDANCE FOR THE ORDER AND CONDUCT OF BUSINESS FOR THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI. (Rules 2-12-18)

After brief discussion regarding the proposed "Council Comments" section. Brian Head, City Attorney informed the members that the only change from the current definition is the additon of " or ministerial" items.

Councilmember Binney made a motion to recommend approval to City Council AN ORDINANCE AMENDING SECTION 2-60.23-RULE 2.3 COUNCIL COMMENTS AND ENACTING TWO NEW SECTIONS; SEC. 2-60.24.-RULE 2.4 COUNCIL ROUNDTABLE. AND SEC. 2-60.25.-RULE 2.5 STAFF ROUNDTABLE. OF THE CODE OF ORDINANCES OF THE CITY OF LEE'S SUMMIT, MISSOURI TO PROVIDE GUIDANCE FOR THE ORDER AND CONDUCT OF BUSINESS FOR THE COUNCIL FO THE CITY OF LEE'S SUMMIT, MISSOURI. Motion was seconded by Councilmember DeMoro. Motion passed with a vote of 3-0.

- C. [BILL NO. 18-49](#) AN ORDINANCE AMENDING ARTICLE III. OFFICERS AND EMPLOYEES. CHAPTER 2. ADMINISTRATION OF THE CODE OF ORDINANCES OF THE CITY OF LEE'S SUMMIT BY REPEALING SECTION 2-61 AND ENACTING TEN NEW SECTIONS RELATING TO A CODE OF ETHICS, FINANCIAL DISCLOSURE AND CODE OF CONDUCT. (Rules 2-12-18)(Note: First reading by Council on March 1, 2018.)

City Attorney Brian Head clarified Sec.2-62.10 in regards to "official authority" definition and stated that if they identify themselves in any way as a City Councilmember, they should abstain from giving their opinion on ballot issues and they may want to remove their title if it is listed on their personal social media page. As long as they are not using their title or representing themselves as a councilmember, they can utilize free speech.

Mr. Head also mentioned, the Council can always decide that this is not something they wish to enforce.

After general discussion, two changes were made to the proposed ordinance.

City Council Rules Committee

Action Letter - Final

February 12, 2018

Sec.2-62. A. 10. - striking out "other incidents of office or employment" and adding "using City resources" in it's place.

Sec.2-63.A1. - Adding a sentence"Except that nothing herein shall be construed to prohibit any elected official from exercising his or her right as private citizens to express opinions or vote in any municipal election."

Councilmember Demoro moved to Amend TMP-0773 Sec 2-62 number 10, stiking the words "other incidents of office or employment" and adding "any use of city resources." and in Sec 2-63 A at end of sentence 1. Starting a new sentence, "Except that nothing herein shall be construed to prohibit any elected official from exercising his or her right as a private citizen to express opinions or vote in any municipal election." Motion was seconded by Councilmember Binney. Motion passed with vote of 3-0.

Councilmember Demoro made a motion to move the Amended TMP-0773 to full Council, seconded by Councilmember Binney. Motion passed with vote of 3-0.

7. ROUNDTABLE

8. ADJOURNMENT

Councilmember Carlyle stated that the next meeting would be the first Tuesday in March, if there are topics to discuss. Meeting was adjourned at 7:12 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 Internet site at "www.cityofls.net".