



The City of Lee's Summit

Final Agenda

City Council Rules Committee

Monday, July 16, 2018

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

1. Call to Order
2. Roll Call
3. Approval of Agenda
4. Approval of Action Letter
 - A. [2018-2139](#) February 12, 2018 Draft Action letter
5. Public Comments
6. Items for Discussion
 - A. [2018-2140](#) Sec. 2-60.22 - Rule 2.2 - Public Comments
 - B. [2018-2141](#) Sec. 2-60.21-Rule 2.1 - Order of Business - Language modification
 - C. [2018-2142](#) Changing Day of City Council Meetings from Thursdays to Tuesdays
 - D. [2018-2157](#) Charter Section 3.5 Administrative Policy Matters and definition of the term "inquire".
7. Roundtable
8. Adjournment

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"

Packet Information

File #: 2018-2139, **Version:** 1

February 12, 2018 Draft Action letter



The City of Lee's Summit
Action Letter - Draft
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: 2 - Chairperson Trish Carlyle
Councilmember Fred DeMoro

Absent: 1 - 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.** 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)

18-35

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

City Council Rules Committee

Action Letter - Draft

February 12, 2018

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. 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

City Council Rules Committee

Action Letter - Draft

February 12, 2018

express opinions or vote in any municipal election."

Councilmember Demoro moved to Amend TMP-0773 Sec 2-62 number 10, striking 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".

Packet Information

File #: 2018-2140, **Version:** 1

Preliminary discussions regarding modifications to Sec. 2-60.22-Rule 2.2-Public Comments were held at the December 5, 2017 City Council Rules Committee meeting.

Draft language for Public comments – Section 2-60.22

For Discussion Purposes:

Sec. 2-60.22. - Rule 2.2—Public comments.

During Public Comments, the public may address Council on any matter, except for those matters that are the subject of a public hearing requiring that testimony be sworn. **Any person requesting time to speak to the Council during this portion of the agenda shall be limited to not more than three minutes speaking time. Should the speaker yield to a question from a councilmember, the time yielded shall not be included in the three minutes.** Likewise, any ordinance directed by Council to be drafted as a result of such a public hearing shall not be subject to comment by the public outside a duly advertised public hearing and being duly sworn. Such items shall be placed on the agenda under "~~Ordinances—Previous~~ Public Hearing."

During public comments, Councilmembers may address a speaker on the speaker's issue, unless such matter is the subject of litigation involving the City and/or its employees or officials, and City Council has determined its litigation strategy and/or policy and such Councilmember comments will not act to diminish the City's position in such litigation.

Packet Information

File #: 2018-2141, **Version:** 1

At the City Council meeting on May 10, 2018, Mayor Baird requested a language change to City Council Rule Section 2-60.21-Rule 2.1 Order of business.

He mentioned that Instead of the second sentence stating that "Such agenda shall be ordered as follows", he would like to have it be more flexible and possibly change the language to "Such agenda shall include the following items" or something to that effect. This would create a more public friendly meeting and be more convenient for the Council and Staff.

Packet Information

File #: 2018-2142, **Version:** 1

Changing Day of City Council Meetings from Thursdays to Tuesdays

RESOLUTION NO. 17-14

A RESOLUTION ADOPTING THE CITY COUNCIL SCHEDULE OF MEETINGS FOR 2018.

WHEREAS, Section 3.13, Legislative Proceedings, of the Charter for the City of Lee's Summit, Missouri, provides that, "The City Council shall meet regularly at least once each month at such times and places as the City Council may prescribe"; and,

WHEREAS, said section of the Charter also provides that special meetings of the Council may be called upon the Mayor's own motion or at the request of four members of the Council but never earlier than twenty-four hours after notice is given to all members of the Council; and,


WHEREAS, pursuant to Section 3.13, Legislative Proceedings, of the Charter, the City Council desires to establish a schedule of City Council meetings for the 2018 calendar year, which includes any identified conflicts with the regular dates of the meetings.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the City Council hereby approves and adopts the 2018 City Council Schedule of Meetings, attached hereto.

SECTION 2. That this Resolution shall be in full force and effect immediately upon its passage and adoption, and approval by the Mayor.

PASSED and ADOPTED by the City Council for the City of Lee's Summit, Missouri, and approved by the Mayor of said City this 2nd day of November, 2017.




Mayor Randall L. Rhoads

ATTEST:



City Clerk Denise R. Chisum

APPROVED AS TO FORM:



City Attorney Brian W. Head

**2018
LEE'S SUMMIT CITY COUNCIL
MEETING AND CUT-OFF DATES**

Thursday Meeting Dates	Anticipated Council Activities	Items to City Clerk By 12:00pm (NOON)
January 4 January 11 January 18		December 27 January 3 January 10
February 1 February 8 February 15	February 13 – 14 MML Legislative Conference <i>Jefferson City, MO</i>	January 24 January 31 February 7
March 1 March 8 March 15	March 11 - 14 NLC Annual Congressional City Conference <i>Washington, DC</i>	February 21 February 28 March 7
April 5 April 12 April 19	Municipal Election April 3 Sine Die – April 12	March 28 April 4 April 11
May 3 May 10 May 17		April 25 May 2 May 9
June 7 June 14 June 21	<i>June 7 – 8 Newly Elected Officials Training Columbia, MO</i>	May 30 June 6 June 13
July 12 July 19 July 26	July 10 MML West Gate Dinner	July 3 July 11 July 18
August 9 August 16 August 23		July 25 August 1 August 8
September 6 September 13 September 20	September 13 Mayor's State of the City Address September 16-19 MML Annual Conference <i>Branson, MO</i>	August 29 September 5 September 12
October 4 October 11 October 18		September 26 October 3 October 10
November 1 November 8 November 15	November 7-10 NLC Congress of Cities <i>Los Angeles, CA</i>	October 24 October 31 November 7
December 6 December 13 December 20		November 28 December 5 December 12

Packet Information

File #: 2018-2157, **Version:** 1

Charter Section 3.5 Administrative Policy Matters (below) and definition of the term "inquire".

"Except for the purpose of inquiries, information and investigations under Section 3.11, Investigations, the Council or its members shall deal with city officers and employees who are subject to the direction and supervision of the City Manager solely through the City Manager, and neither the Council nor its members shall give orders to any such officer or employee, either publicly or privately. Neither the Council nor any of its members shall in any manner dictate the appointment or removal of any city administrative officers or employees whom the City Manager or the City Manager's subordinates are empowered to appoint, but the Council as a group may express its views and fully and freely discuss with the City Manager anything pertaining to appointment and removal of such officers and employees."