

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

Tuesday, December 10, 2019

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 45

Preliminaries:

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

Mayor Baird called Regular Session No. 45 to order at 6:04 p.m.

- D. Roll Call

Present: 8 - Mayor Bill Baird
Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Diane Forte
Councilmember Bob Johnson
Councilmember Beto Lopez

Absent: 1 - Councilmember Craig Faith

1. Approval of Agenda

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

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

Absent: 1 - Councilmember Faith

2. Approval of Consent Agenda:

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

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

Absent: 1 - Councilmember Faith

- A. [BILL NO. 19-261](#)** An Ordinance approving a Preliminary Development Plan, located at 510 NE Main Street and 6 NW Orchard Street in District RP-2, proposed "Main Orchard" 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 December 3, 2019. Passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 19-261 be adopted and numbered Ordinance No. 8778 as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

- B. [BILL NO. 19-263](#)** An Ordinance approving application #PL2019-359 - Unified Development Ordinance (UDO) Amendment Changes to Article 1 - General Provisions, Article 2 - Applications and Procedures and Article 8 - Site Design to create an administrative reasonable accommodation process and reference ADA design standards in the International Building Code; City of Lee's Summit, applicant. (Note: First reading by Council on December 3, 2019. Passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 19-263 be adopted and numbered Ordinance No. 8779 as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

- C. [BILL NO. 19-266](#) An Ordinance approving the Second Amendment to the Cooperative Agreement among the City of Lee's Summit, Missouri, The New Longview Transportation Development District and M-III Longview, LLC. (Note: First reading by Council on December 3, 2019. Passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 19-266 be adopted and numbered Ordinance No. 8780 as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

- D. [BILL NO. 19-268](#) An Ordinance approving the Redevelopment Contract and Lease Agreement between the City of Lee's Summit, Missouri, and DTLS Apartments, LLC, to implement the 2nd and Douglas Tax Increment Financing Plan and the 2nd and Douglas LCRA Redevelopment Plan. (Note: First reading by Council on December 3, 2019. Passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 19-268 be adopted and numbered Ordinance No. 8781 as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

- E. [BILL NO. 19-269](#) An Ordinance vacating certain utility easements located at 1695 SE Decker Street and 60 SE Thompson Drive in the City of Lee's Summit, Missouri. (Note: First reading by Council on December 3, 2019. Passed by unanimous vote.)

A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 19-269 be adopted and numbered Ordinance No. 8782 as part of the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

3. Council Roundtable

Councilmember Edson announced there will be a 5K, and 10K, race on December 14, 2019 starting on Green Street in front of City Hall at 8:00 a.m. You can register to run or walk the morning of the event. Also, Santa will be skating at Lea McKegan North Skate Park on December 14 and 21, 2019 from 6:00 - 9:00 p.m.

4. Public Comments:

There were no public comments.

5. Presentations:

- A. [2019-3152](#) Eastern Jackson County Shared Services Initiative: Year One Report

City Council discussions included:

- Mental Health Co-responders
- Other funding available for mental health co-responders
- Shared services will have shared costs
- Definition of shared services
- Examples of cost savings outcomes
- How long has this group been meeting
- How can the City Council get involved

- B. [2019-3175](#) LCRA Draft Policy

City Council discussions included:

- Statement of qualifications clarifications and amounts
- Update of average wage and job creation on previous LCRA's
- Calendar years vs. targeted amount approach
- Aristocrat Motors

- Solidifying proforma
- Use of LCRA for green space development or blight remediation
- Duration of level of abatement
- Abatement history
- Proof of equity and enforcement
- Duration of abatement and extension requests
- Changes to LCRA spreadsheet and weighting structure

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, to directed staff to prepare an Ordinance incorporating the proposed LCRA policy provisions within the adopted Economic Development Incentive Policy with the targeted amount approach, as LCRA recommended.

After discussion, Councilmember Edson rescinded her second and Councilmember Forte rescinded her motion.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Binney, to directed staff to prepare an Ordinance incorporating the proposed LCRA policy provisions, using the targeted amount approach, within the adopted Economic Development Incentive Policy. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

6. Proposed Ordinances Forwarded from Committee:

- A.** [SUBSTITUTE BILL NO. 19-265](#) An Ordinance amending Chapter 19 Parks and Recreation of the Code of Ordinances of the City of Lee's Summit dealing generally with incorporating new definitions and modifying existing definitions, and amending language related to curfew in parks and as well as language regarding the prohibition of animals at the municipal pool. (CEDC 11/13/19)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Edson, that Substitute Bill No. 19-265 be second read. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

- A. [SUBSTITUTE BILL NO. 19-265](#) An Ordinance amending Chapter 19 Parks and Recreation of the Code of Ordinances of the City of Lee's Summit dealing generally with incorporating new definitions and modifying existing definitions, and amending language related to curfew in parks and as well as language regarding the prohibition of animals at the municipal pool. (CEDC 11/13/19)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Edson, that Substitute Bill No. 19-265 be adopted and numbered Ordinance No. 8783. The motion carried by the following vote:

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

Absent: 1 - Councilmember Faith

7. Proposed Ordinances - Second Reading:

- A. [BILL NO. 19-262](#) An Ordinance approving a rezoning from District AG and R-1 to District RP-3 and Preliminary Development Plan for approximately 32 acres located at southwest corner of SW M-150 Highway and SW Pryor Road, proposed Osage 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 December 3, 2019.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 19-262 be adopted and numbered Ordinance No. 8784. The motion carried by the following vote:

Aye: 5 - Mayor Baird
Councilmember DeMoro
Councilmember Edson
Councilmember Johnson
Councilmember Lopez

Nay: 3 - Councilmember Binney
Councilmember Carlyle
Councilmember Forte

Absent: 1 - Councilmember Faith

- B. [BILL NO. 19-264](#) An Ordinance approving an Amended and Restated Plan for an Industrial Development Project for Residences at Echelon, approving the issuance of an additional \$9,000,000 of Industrial Development Revenue Bonds for the Project, and approving the amendment of certain documents in connection therewith. (Note: First reading by Council on December 3, 2019.)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Edson, that Bill No. 19-264 be adopted and numbered Ordinance No. 8785. The motion carried by the following vote:

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Aye: 6 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Johnson
Councilmember Lopez

Nay: 2 - Councilmember Binney
Councilmember Forte

Absent: 1 - Councilmember Faith

- C. [BILL NO. 19-267](#) An Ordinance approving the Cooperative Agreement among the City of Lee's Summit, Missouri, the New Longview Community Improvement District and M-III Longview, LLC. (Note: First reading by Council on December 3, 2019.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 19-267 be adopted and numbered Ordinance No. 8786. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

Nay: 1 - Councilmember Binney

Absent: 1 - Councilmember Faith

8. Committee Reports

Councilmember Forte stated there will be a Community and Economic Development Committee meeting tomorrow, December 11, 2019 at 4:00 p.m. in the Council Chambers.

Councilmember Edson noted there will be a Legislative and Intergovernmental Relations Committee meeting Monday, December 16, 2019 at 5:30 a.m. She then thanked everyone that showed up for the breakfast held last Friday with representatives from Independence and Blue Springs. She said the consensus from the breakfast was everyone is interested in supporting each other more.

Councilmember Binney reported the Board of Aeronautic Commissioners had their annual financial report and were happy to report fuel sales are up significantly. They are bringing back a grant that City Council has already approved, due to a scribners error when it was filed with the state.

Councilmember Binney also reported the Parks Board adopted, and recommended to Council, a revision of the Green Way Trail Plan. They are putting new lockers in Lovell Community Center next summer, the wave pool at Summit Waves is on schedule, and updates to Howard, Summit and Lowenstein parks continue. They had some discussion on the landfill to Parks opportunities

and approved a public arts program.

9. Council Comments:

Councilmember Binney noted filing will open on December 17, 2019 for the April 7, 2020 Municipal Elections. One seat in each of the four Council Districts is up for election. To be eligible, a person must reside in Lee's Summit for two years, and in their district for six months. They are four year terms.

Mayor Baird mentioned the City held the annual Holiday Party and it was very festive. He voiced his appreciation for all staff and wished them all a very happy holiday and a Merry Christmas season.

10. Staff Roundtable

Mrs. Trisha Fowler-Arcuri, City Clerk, gave a brief update on the Citizens Leadership Academy.

11. Adjournment

There being no further business, Mayor Baird adjourned Regular Session No. 45 at 7:37 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"