



The City of Lee's Summit

Action Letter

City Council - Regular Session

Tuesday, September 1, 2020

6:00 PM

City Council Chambers and Via Video Conference

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 7

Notice is hereby given that the City Council of the City of Lee's Summit will meet in regular session on Tuesday, September 1, 2020, at 6:00 pm, in person and via video conference as provided by Section 610.015 of the Revised Statutes of the State of Missouri due to the ongoing COVID-19 pandemic.

The public is invited to attend by viewing the meeting on the City website at www.WatchLS.net, and various cable providers (Spectrum channel 2, Google TV channel 143, AT&T U-Verse channel 99 and Comcast channel 7) for those whose cable providers carry the City of Lee's Summit meetings. The public can attend via the Zoom software platform at www.Zoom.com; you may request the specific link to attend the City Council meeting. The meeting is also being held in the Council Chambers, a limited number of people will be allowed in the meeting room and it is therefore recommended that you attend by watching the meeting as described in this paragraph.

Additionally, persons wishing to comment on any item of business on the agenda may do so in writing prior to 5:00 pm on Monday, August 31, 2020, either by e-mail to: clerk@cityofls.net, by leaving a voicemail at 816-969-1005 or by leaving written printed comments in the utility payments drop boxes located in the alley behind City Hall or inside the foyer at the north end of City Hall, both located at 220 SE Green Street, Lee's Summit, MO 64063. Written comments submitted by these methods will be presented at the City Council meeting. Persons wishing to speak at a public hearing on this agenda may do so by contacting the City Clerk prior to 5:00 p.m. on Monday, August 31, 2020 by e-mail at clerk@cityofls.net, and they will be provided with instructions regarding how to provide their live testimony via video conference during the public hearing.

Any persons wishing to attend the Council Meeting in person should abide by the County's mask requirement at all times while within City Hall, including the Council Chambers.

Preliminaries:

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

Mayor Baird called Regular Session No. 7 to order at 6:05 pm

- D. Roll Call

Present: 9 - Mayor Bill Baird
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Andrew Felker
Councilmember Diane Forte
Councilmember Bob Johnson
Councilmember Beto Lopez
Councilmember Hillary Shields

1. Approval of Agenda

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

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

2. Approval of Consent Agenda:

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, to approve the Consent Agenda Items A - F. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- A. [2020-3608](#) Approval of City Council Action Letters from August 4th, 11th and 18th, 2020.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, to approve the City Council Action Letters from August 4th, 11th and 18th, 2020 as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- B.** [2020-3626](#) Approval of the Change in Managing Officer for Casey's General Store #1098, 1800 NE Langsford Road, Lee's Summit, MO 64063.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that this Liquor License be approved as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- C.** [2020-3635](#) Mayor's Appointments:
Downtown Lee's Summit Community Improvement District Board - Appoint Shara Derks, and reappoint Ian O'Connell, Debbie Stoddard and Jennifer Swearngin, terms to expire 8-4-24

Planning Commission: Appoint Tanya Jana-Ford to replace Jeff Sims, term to expire 4-15-22

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that the Mayor's Appointments be approved as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- D.** [BILL NO. 20-147](#) An Ordinance approving a rezoning from district AG to district RLL for approximately 3.51 acres located at 296 NW Anderson Dr, proposed Burke Acres 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 done by Council on August 18, 2020. Passed by unanimous

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vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 20-147 be adopted and numbered Ord. No. 8939 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- E.** [BILL NO. 20-158](#) An Ordinance Approving the CARES Act Budget for the City of Lee's Summit and Approving and Authorizing the Mayor to Execute an Intergovernmental Agreement with Jackson County, Missouri to Accept CARES Act Funds.
(Note: First reading done by Council on August 18, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 20-158 be adopted and numbered Ord. No. 8940 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- F.** [BILL NO. 20-159](#) An Ordinance approving Amendment No. 2 to the Budget for fiscal year ending June 30, 2021, as adopted by Ordinance No. 8905 and Ordinance No. 8906, by amending the authorized expenditures in various categories to provide for the spending of CARES Act funds allocated to the City.
(Note: First reading done by Council on August 18, 2020. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Edson, that Bill No. 20-159 be adopted and numbered Ord. No. 8941 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

3. Council Roundtable

Councilmember Forte stated there will be an event called Wings 4 Water that she and Mayor Pro Tem Lopez have been invited to judge hot wings. The event will be held on September 10, 2020 at Bridgespace.

4. Proclamations:

- A. [2020-3606](#) Wings 4 Water Day September 10, 2020

This Proclamation was presented.

5. Public Comments:

There were no Public Comments.

6. Presentations:

- A. [2020-3588](#) Ignite Strategic Plan Implementation Plan

Council Discussion Included:

- * Next Steps
- * Resolution for Implementation
- * Dashboard
- * Accountability
- * Timelines
- * Reporting
- * Monitoring

This Presentation was presented.

- B. [2020-3327](#) First Amendment to the Paragon Star Tax Increment Financing Plan

Council Discussion Included:

- * District
- * How many years to complete
- * Risk Analysis

This Presentation was presented.

- 1) [BILL NO. 20-162](#) An Ordinance Approving the First Amendment to the Paragon Star Increment Financing Plan.
(Note: First reading by Council on September 1, 2020. Passed by the unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 20-162 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- 2) [BILL NO. 20-163](#) An Ordinance Approving Redevelopment Project 1 for the Paragon Star Tax Increment Financing Plan and Activating the Collection of Tax Increment Financing Revenues Therein.
(Note: First reading by Council on September 1, 2020. Passed by the unanimous vote.)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Carlyle, that Bill No. 20-163 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- 3) [BILL NO. 20-164](#) An Ordinance Approving the Amended and Restated Tax Increment Financing Agreement for the Paragon Star Tax Increment Financing Plan.
(Note: First reading by Council on September 1, 2020. Passed by the unanimous vote.)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Felker, that Bill No. 20-164 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

- C. [2020-3653](#) Discussion regarding the creation of the City of Lee's Summit Diversity and Inclusion Commission.

Council Discussion Included:

- * Resolution / Verbiage
- * Scope
- * Gender Identification
- * Council Input
- * Community
- * Advise of Council
- * Age
- * Value Statement
- * Appointees
- * Interest Forms

This Presentation was presented.

7. Emergency Ordinances:

- A. [BILL NO. 20-165](#) An Ordinance awarding the bid for Project No. 54-4 for the Stormwater Improvements - Maple Street, Grand Avenue, Bingham Drive & Brentwood Drive to Leath & Sons, Inc., in the amount of \$691,003.60, and authorizing the City Manager to execute an agreement for the same and containing an emergency clause.

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 20-165 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember DeMoro, that Bill No. 20-165 be adopted and numbered Ord. No. 8942. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Johnson
Councilmember Lopez
Councilmember Shields

8. Proposed Ordinances - Second Reading:

- A. [BILL NO. 20-146](#) An Ordinance approving a preliminary development plan for the modification of a use condition for a bar/tavern located at 817 NE Rice Rd in district CP-2, for the proposed The Goat Brewing Co., 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 done by Council on August 18, 2020.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 20-146 be adopted and numbered Ord. No. 8943. The motion carried by the following vote:

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

Nay: 1 - Councilmember Felker

- B.** [BILL NO. 20-148](#) An Ordinance Approving a Funding Agreement Between the City of Lee's Summit and Cadence Commercial Real Estate, LLC, and authorizing the City Manager to execute said Agreement on behalf of the City
(Note: First reading done by Council on August 18, 2020.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember DeMoro, that Bill No. 20-148 be approved and numbered Ord. No. 8944. The motion carried by the following vote:

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

Recused: 1 - Councilmember Shields

- C.** [BILL NO. 20-149](#) An Ordinance approving the 291 North and Highway 50 Tax Increment Financing Plan and establishing a Redevelopment Area for the Plan
(Note: First reading done by Council on August 18, 2020.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 20-149 be adopted and numbered Ord. No. 8945. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Felker
Councilmember Forte
Councilmember Lopez
Councilmember Shields

Nay: 1 - Councilmember Johnson

9. Committee Reports

Councilmember Forte noted CEDC will meet on September 9, 2020 at 4pm in person. She stated she is now the Council liaison to the Arts Council and they had a great discussion on the Farmers Market.

Councilmember DeMoro advised the Public Works Committee meeting on

September 14th will need to be moved due to the Special Session of the City Council.

Councilmember Felker stated the Rules Committee will be held on Thursday, September 3rd at 5pm and it will be a hybrid meeting.

10. Council Comments:

Councilmember Forte stated she had spoken with Teresa Galvin about the new CDC numbers. She asked how long it would be before staff returned to City Hall as Jackson County employees are going back on September 8th.

Councilmember Johnson advised he had received an anonymous letter from a City employee asking when staff would be returning to City Hall as they would like to go back full time.

Mayor Baird said it was time for an updated COVID report and will ask staff to do that soon.

Mayor Baird noted the grand opening of Summit Waves was a huge success and the new wave pool is beautiful and second only to Oceans of Fun.

11. Staff Roundtable

Mr. Steve Arbo, City Manager, corrected statement he made earlier about quadrants. He said the dates were not end dates but implementation dates. He also advised there is a team of 6 staff members that are working on the RFQ for the Farmers Market and will bring more information back soon.

Mr. Arbo also stated he is working with staff on when they will have everyone back at City Hall. There have been several suggestions made by staff on how to and when to and those will be reviewed by Management Team tomorrow. He will not make employees come back if they do not feel safe. He recognized many staff members have other circumstances of aging parents or school aged children that need to be considered as well.

12. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 7 at 9:35pm.

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"