



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

Tuesday, April 2, 2019

6:00 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

REGULAR SESSION NO. 25

Preliminaries:

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

Mayor Baird called Regular Session No. 25 to order at 6:06 p.m.

- D. Roll Call

Present: 9 - Mayor Bill Baird
Councilmember Rob Binney
Councilmember Trish Carlyle
Councilmember Fred DeMoro
Councilmember Phyllis Edson
Councilmember Craig Faith
Councilmember Diane Forte
Councilmember Bob Johnson
Councilmember Beto Lopez

1. Approval of Agenda

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

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

2. Approval of Consent Agenda:

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

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

A. [2019-2673](#) Mayor's Appointments:

Board of Aeronautic Commissioners - Appoint Kirk Fletcher, term to expire 9-14-22.

Water Utilities Advisory Board - Reappoint Kay Ford, term to expire 3-1-22.

A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, to approve Mayor's Appointments as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

B. [2019-2647](#) Approval of Action Letters from March 5th and 19th, 2019

A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, to approve the Action Letters from March 5 & 19, 2019 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- C. [2019-2646](#) Approval of Liquor Licenses G3 and S for new owner of Big Whiskey's, 860 NW Blue Pkwy Suite 101, Lee's Summit, MO 64081

A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, to approve the Liquor License for Big Whiskey's new owners. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- D. [BILL NO. 19-62](#) An Ordinance authorizing the execution of an intergovernmental contract for transit services by and between the City of Lee's Summit, Missouri and the Kansas City Area Transportation Authority (KCATA) and commitment of Federal Transit Administration Section 5307 Formula Funds to the KCATA for transit service and capital expenses.

(NOTE: First Reading by Council on March 19, 2019. Passed by unanimous vote.)

A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, that Bill No. 19-62 be adopted and numbered Ordinance No. 8596 as part of the Consenet Agenda. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

3. Council Roundtable

Councilmember Forte shared that her daughter was named one of the top 12 teachers in the Lee's Summit School District. One of these 12 will be named Teacher of the Year. She then mentioned a very close friend of hers, Chuck Mount, passed away a couple weeks ago. He would walk Lowenstein Park everyday and would call her and say "don't ever let anyone do anything to this park, we love that park". She added that she was proud to find out that his sons found some solace in walking that park the day their father was buried and it is a reminder what the parks mean to people that live in this community.

Mayor Pro Tem Lopez reported he has the honor of representing the Mayor and City Council at the monthly MARC (Mid-America Regional Council) Board meetings. At the end of the meeting this past week, he spoke with a couple of colleagues from Overland Park, Kansas and they made comments about the great things Lee's Summit has going on, specifically how it relates to "our cool downtown".

Councilmember Faith announced today is National PB&J (Peanut Butter and Jelly) day.

Councilmember Edson noted that Saturday, April 27, 2019 from 10:00 a.m. to 2:00 p.m., Lee's Summit CARES will be sponsoring their annual drug take back day. All unused prescription medication can be dropped off at four locations around the city including the Jackson County Sheriff's office, the Lee's Summit Police Department, the Lee's Summit Medical Center ER and Places Restaurant in John Knox Village. She also reported that on April 3, 2019 she will be with several other people traveling to Whiteman Airforce base for a tour and Lee's Summit will be honored at the luncheon.

Councilmember Binney thanked the community and those that campaigned for the school board elections. He shared his hope that with the ending of elections, the district and community gets back to educating and focusing on the children. He then reminded everyone that Summit Park and Howard Park have been designated for improvements this year. He added that the Parks and Recreation Department is looking at the 40-50 year old parks and finding out what the neighbors and community want to use those parks for. He then mentioned the Parks Newsletter "Lee's Summit Illustrated" came out recently. He highlighted 2 events: April 20, 2019 is the Flights of Fancy kite festival at Longview College and Saturday, April 27, 2019 will be the Sweep the Summit event cleaning up three parks this year, Legacy, Lowenstein and Lea McKeighan or you can go out and clean up your own park that day. He closed with recognition of World Autism Awareness Day today, April 2, 2019.

4. Public Hearings:

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- A. [2019-2636](#) Public Hearing: Application #PL2019-005 - Rezoning from CP-2 to AG - Summit Waves, 619 SW Jefferson Street; City of Lee's Summit, applicant.

Exhibit A, List of Exhibits 1-16 were entered into the record.

City Council discussions included:

-Part of the land needs a zoning change

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

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- 1) [BILL NO. 19-63](#) An Ordinance approving a Rezoning from District CP-2 to District AG located at 619 SW Jefferson Street, in accordance with the provisions of Chapter 33, of the Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Carlyle, that Bill No. 19-63 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- B. [2019-2634](#) Public Hearing: Application #PL2019-017 - Preliminary Development Plan and Application #PL2019-018 - Special Use Permit for assisted living facility - Lee's Summit Senior Living Facility, generally located at the southeast corner of SE Ranson Road and SE Oldham Parkway; O'Reilly Development Co., applicant.

Exhibit A, List of Exhibits 1-24 were entered into the record; to include a sewer capacity study dated February 18, 2019.

Councilmember Johnson disclosed that his daughter is employed by Central Bank who is the current owner of this property. He added that she is in no way a stockholder and neither her, or any bank officers, have talked to him regarding this property; his decisions will be made solely on the information presented this evening.

Councilmember Edson recused herself due to a financial interest in Central Bank, the current owner of this property.

City Council discussions included:

- Current ownership of the property
- The Livable Streets Advisory Board does not make policy decisions because it is not established by ordinance. Mr. Ryan Elam, Director of Development Services, clarified the Livable Streets policy was adopted by Resolution 10-17.
- There are currently 3 sanitary sewer interceptors in need of up-sizing before further development in the area, will the developer be responsible for those repairs or will portions be added to the CIP (Capital Improvement Plan).
- The Master Plan for this area. Mr. Ryan Elam, Director of Development Services, advised this was a project area within a TIF area however that development was not able to come to fruition and the TIF has now expired so the project area is no longer able to be activated.
- Approximate number of residents this project would attract
- No impact to the school districts
- Construction materials
- Neighborhood meeting attendees
- Economic Incentive
- Five conditions required by the PDP: Off-site sanitary sewer improvements, road connections, tree line to serve as a buffer, special use permit for 40 years and extra height on the building.
- Design standards
- Interior materials
- Other locations of this development
- Planning Commissions concerns regarding traffic on Ranson Road

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

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- 1) [BILL NO. 19-64](#) An Ordinance approving a Preliminary Development Plan located generally at the southeast corner of SE Ranson Road and SE Oldham Parkway in District CP-2, proposed Lee's Summit Senior Living Facility in accordance with the provisions of Chapter 33, of The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

(NOTE: First reading by City Council on April 2, 2019.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 19-64 be advanced to second reading.

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, to amend Councilmember Johnson's motion by modifying the Special Use Permit to 25 years from the proposed 40 years. The motion failed by the following vote:

**Aye: 2 - Councilmember Binney
Councilmember Faith**

**Nay: 6 - Mayor Baird
Councilmember Carlyle
Councilmember DeMoro
Councilmember Forte
Councilmember Johnson
Councilmember Lopez**

Recused: 1 - Councilmember Edson

On the original motion made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 19-64 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Faith

Recused: 1 - Councilmember Edson

- 2) [BILL NO. 19-65](#) An Ordinance approving a Special Use Permit for an assisted living facility generally located at the southeast corner of SE Ranson Road and SE Oldham Parkway in District CP-2, proposed Lee's Summit Senior Living Facility all in accordance with the provisions of Chapter 33, of The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

(NOTE: First reading by City Council on April 2, 2019.)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Lopez, that Bill No. 19-65 be advanced to second reading. The motion carried by the following vote:

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

Nay: 2 - Councilmember Binney
Councilmember Faith

Recused: 1 - Councilmember Edson

- C. [2019-2637](#) Public Hearing: Application #PL2019-019 - Preliminary Development Plan - Lakewood Business Park, Lot 35, 4101 NE Port Drive; Sallee Development, applicant.

Exhibit A, List of Exhibits 1-17 were entered into the record.

City Council discussions included:

- This building is a single story, how many stories are the other buildings in the area
- Construction materials
- Signage
- East elevation has smooth architectural metal panels and dock doors
- An undeveloped field is located to the east
- Ceiling height is 24 foot at the low point and the building is 6,000 square feet
- Turn radius and parking

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

- 1) [BILL NO. 19-66](#) An Ordinance approving a Preliminary Development Plan located at 4101 NE Port Drive in District PMIX, proposed Lakewood Business Park Lot 35 in accordance with the provisions of Chapter 33, of the Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.
(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 19-66 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- D. [2019-2635](#) Public Hearing: Application #PL2019-022 - Preliminary Development Plan and Application #PL2019-021 - Special Use Permit for indoor climate-controlled storage facility - Extra Space Lee's Summit, 700 SE Oldham Court; Hernly Associates, Inc., applicant.

Exhibit A, List of Exhibits 1-23 were entered into the record.

City Council discussions included:

- Signage
- Security cameras on the property - indoor and outdoor
- Alarm system
- Outdoor lighting would be on motion sensors
- Opaque windows except on first level
- Previous opposition by the owner of another storage facility in the area and the hotel. The Applicant stated they held a neighborhood meeting and the Owner of the roller rink and the Regional Manager of Perkins were the only attendees, neither were opposed to this project.

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

- 1) [BILL NO. 19-67](#) An Ordinance approving a Preliminary Development Plan located on Lot 1 Oldham East Business Park in District CS, proposed Extra Space, indoor climate controlled storage facility in accordance with the provisions of Chapter 33, of The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 19-67 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- 2) [BILL NO. 19-68](#) An Ordinance approving a Special Use Permit for an indoor climate controlled storage facility in District CS on land located on Lot 1, Oldham East Business Park in District CS, proposed Extra Space, all in accordance with the provisions of Chapter 33, of The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-68 be advanced to second reading. The motion carried by the following vote:

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Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- E. [2019-2653](#) Public Hearing: Application #PL2019-090 - Preliminary Development Plan - MC Power Tracker, 4043 NE Lakewood Way; MC Power Companies, Inc., applicant.
Exhibit A, List of Exhibits 1-17 were entered into the record.

City Council discussions included:

- Reflection, or glare, onto 470 Hwy - The Applicant stated the panels are designed to absorb light, not reflect it.
- Interference with the Sheriffs office - The Applicant wasn't aware of any issues.
- Notification given to the property owner of office complex and other business owners in the complex.
- Fencing around solar panels
- Visibility from 470
- This is the second phase and there is no glare from first phase that is at a higher elevation
- Location and the movement of panels on the sight

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

- 1) [BILL NO. 19-69](#) An Ordinance approving a Preliminary Development Plan located at 4043 NE Lakewood Way in District PMIX for a ground-mounted solar array in accordance with the provisions of Chapter 33, of The Unified Development Ordinance of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.
(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 19-69 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

5. Public Comments:

Mr. Tim Rice addressed the City Council asking for a continuance of Bill No. 19-87. He stated that he owns a rental property on Jefferson Street and would like an opportunity to discuss several details related to the property and to be able to do so without a time limit. He reported the City now owns the building to the south which he had a gentlemen's agreement with the previous owner for shared use of the parking lot to access the side roll-up doors. He said the city plans to demolish those structures and move his street access to the south and make it much smaller in effect making his property unrentable.

6. Presentations:

- A. [2019-2617](#) Presentation - Amendments to New Longview Tax Increment Financing Plan Redevelopment Project Areas

City Council discussions included:

- The TIF is only being activated on 2 areas, the Taco Bell and Movie Theater.
- TIF area F1 was supposed to be a gathering area. Mr. David Bushek, Chief Council of Economic Development and Planning, reported the Developer plans to put a Restaurant on the northern half and an activity plaza on the southern half of the area. The Tif will be activated on that area when the restaurant goes in.
- TIF area B has a For Sale sign and is being split into 2 lots. Mr. Ryan Elam, Director of Development Services, confirmed the Developer has applied for a minor plat to split the lot with the Taco Bell into two lots.
- TIF area J1 is the area with Primrose Daycare Center and it was approved without a connection to Curry Road but now it appears that area has also been split in two.

This Presentation was presented.

- B. [2019-2655](#) Presentation: Lee's Summit Senior Living Facility - Conceptual Economic Development Incentive Request, O'Reilly Development LLC, Applicant
- City Council discussions included:
- Quality jobs and wages
 - Sales tax abatement is expected to be about 6-7% of the total construction budget
 - Rents for independent living units will range from \$2400-\$3500 and will include 2 meals
 - What the local impact will be, where materials will be sourced
 - Green field development - this is still a vacant lot
 - Duration of sales tax abatement is expected to be 18-24 months
 - Sales taxes are not distributed to school districts or library districts like property taxes are
 - An average income for the entire set of employees - 60-65 employees with an average salary of \$60,000 per year
 - Job types and benefits
 - Criteria for maintaining Solvability - Independent living includes 2 meals per day per unit, per person
 - \$700,000 sales tax incentives from an over all investment of \$36 Million
 - This property is a challenge to develop and this would bring infrastructure to the remaining part of the property
 - Viable project that this community needs and there is a market for it
 - Proven track record of the developer
 - \$1.75 Million is estimated for public improvements and the value of sales tax abatement estimated at \$700,000, the rest to be paid by the developer
 - The excess flow holding basin near the Lee's Summit Medical Center could possible go away with the public improvements included in this development

This Presentation was presented.

7. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 19-70](#) An Ordinance approving the award of Bid No. 495 for the Lee's Summit Refueling Station to MEGA Industries Corporation in the amount of \$448,232.00, and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Faith, that Bill No. 19-70 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 19-70 be adopted and numbered Ordinance No. 8597. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- B. [BILL NO. 19-71](#)** An Ordinance authorizing the award of Bid No. 54832272-1C for the Streambank Stabilization Projects to Tasco LLC in the amount of \$341,525.00, and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 19-71 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 19-71 be adopted and numbered Ordinance No. 8598. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- C. [BILL NO. 19-72](#)** An Ordinance awarding Bid No. 418-322-72 Hook Road Shoulders - Arthur Drive to Ward Road to J.M. Fahey Construction Company in the amount of \$1,399,234.50 and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Faith, that Bill No. 19-72 be second read. The motion carried by the following vote:

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

Nay: 1 - Councilmember Binney

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Forte, that Bill No. 19-72 be adopted and numbered Ordinance No. 8599. The motion carried by the following vote:

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

Nay: 1 - Councilmember Binney

- D. [BILL NO. 19-73](#)** An Ordinance awarding Bid No. 40252086-2 for the Landfill Closure Construction to Phillips Hardy, Inc. in the amount of \$3,561,261.50 and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 19-73 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 19-73 be adopted and numbered Ordinance No. 8600. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- E. [BILL NO. 19-74](#) An Ordinance authorizing execution of Modification No. 5 to On-Call agreement for Environmental Professional Engineering Services yearly contract with Stearns, Conrad, and Schmidt, Consulting Engineers, Inc., dba SCS Engineers (Original RFQ No. 2017-307, Renewal 2017-307/R1) for Landfill Closure Construction oversight, testing, documentation, and observation for a not to exceed cost of \$427,800.00, and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Carlyle, that Bill No. 19-74 be second read. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Forte, that Bill No. 19-74 be adopted and numbered Ordinance No. 8601. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- F. [BILL NO. 19-75](#) An Ordinance authorizing the execution of an agreement with KC Dumpster Company, LLC., RFP 2019-032 for public disposal area services at the Resource Recovery Park and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-75 be second read. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Binney
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Lopez

Nay: 2 - Councilmember Carlyle
Councilmember Johnson

- F. [BILL NO. 19-75](#) An Ordinance authorizing the execution of an agreement with KC Dumpster Company, LLC., RFP 2019-032 for public disposal area services at the Resource Recovery Park and authorizing the City Manager to enter into an agreement for the same. (PWC 3/26/19)

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Forte, that Bill No. 19-75 be adopted and numbered Ordinance No. 8602. The motion carried by the following vote:

Aye: 7 - Mayor Baird
Councilmember Binney
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Lopez

Nay: 2 - Councilmember Carlyle
Councilmember Johnson

8. Proposed Ordinances - First Reading:

- A. [BILL NO. 19-76](#) An Ordinance approving the Second Amendment to the New Longview Tax Increment Financing Plan.
(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 19-76 be advanced to second reading. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

- B. [BILL NO. 19-77](#) An Ordinance approving Redevelopment Project C1 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 19-77 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Binney

- C. [BILL NO. 19-78](#) An Ordinance approving Redevelopment Project C2 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 19-78 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Binney

- D. [BILL NO. 19-79](#) An Ordinance approving Redevelopment Project F1 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

ACTION: A motion was made by Councilmember Binney, seconded by Councilmember Carlyle, that Bill No. 19-79 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Binney

- E. [BILL NO. 19-80](#) An Ordinance approving Redevelopment Project F2 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember Carlyle, that Bill No. 19-80 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

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- F. [BILL NO. 19-81](#) An Ordinance to correct the Legal Description of Redevelopment Project G for the New Longview Tax Increment Financing Plan
(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Carlyle, that Bill No. 19-81 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

- G. [BILL NO. 19-82](#) An Ordinance approving Redevelopment Project H1 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

ACTION: A motion was made by Councilmember Carlyle, seconded by Councilmember Faith, that Bill No. 19-82 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

- H. [BILL NO. 19-83](#) An Ordinance approving Redevelopment Project H2 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Forte, that Bill No. 19-83 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

City Council - Regular Session

Action Letter

April 2, 2019

- I. [BILL NO. 19-84](#) An Ordinance approving Redevelopment Project J1 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 19-84 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

- J. [BILL NO. 19-85](#) An Ordinance approving Redevelopment Project J2 for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Carlyle, that Bill No. 19-85 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

- K. [BILL NO. 19-86](#) An Ordinance approving the Real Estate Sales Contract for the sale of City property to Dahmer Brothers Investment, LLC.

(NOTE: First reading by City Council on April 2, 2019. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Carlyle, that Bill No. 19-86 be advanced to second reading. The motion carried by the following vote:

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

Absent: 1 - Councilmember Binney

- L. [BILL NO. 19-87](#) An Ordinance amending Ordinance No. 8493, determining and declaring the necessity of acquiring for public use certain permanent right-of-way, permanent easements and temporary construction easements for road improvements associated with the Jefferson Street Improvement Project (Oldham Parkway to Persels Road) by condemnation; and providing an easement of access to Jefferson Street for property owned by Timothy Reiss over adjacent property owned by the City.

(NOTE: First reading by City Council on April 2, 2019.)

ACTION: A motion was made by Councilmember Faith, seconded by Councilmember DeMoro, that Bill No. 19-87 be advanced to second reading. The motion carried by the following vote:

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

Nay: 1 - Councilmember Johnson

Absent: 1 - Councilmember Binney

9. Proposed Ordinances - Second Reading:

- A. [BILL NO. 15-226](#) An Ordinance approving Redevelopment Project B for the New Longview Tax Increment Financing Plan and activating the collection of Tax Increment Financing revenues therein.

(Note: This had first reading on December 17, 2015.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Carlyle, that Bill No. 15-226 be adopted and numbered Ordinance No. 8603. The motion carried by the following vote:

Aye: 9 - Mayor Baird
Councilmember Binney
Councilmember Carlyle
Councilmember DeMoro
Councilmember Edson
Councilmember Faith
Councilmember Forte
Councilmember Johnson
Councilmember Lopez

10. Committee Reports

Councilmember Carlyle reminded everyone there will be a Rules Committee meeting on Thursday, April 4, 2019 at 6:00 p.m.

Councilmember Forte stated that at the last CEDC meeting the committee had a conversation regarding the No Tax Increase Bond Issue as it relates to Police Department in-car video replacement system and body worn cameras. She stated the committee thought these items might be needed before the bond issue was passed and she asked Mr. Travis Forbes to step forward and speak to the issue. Mr. Travis Forbes, Chief of Police, stated that there is a need to get those systems as soon as possible, however, staff time and resources are somewhat limited until the fall of 2019.

Councilmember Faith commented that the Health Education Advisory Board had a really good presentation on trauma resilient communities. They discussed mental health and combating PTSD.

Councilmember Johnson reported the Parks and Recreation Department has plans to redevelop, and reconstruct, a lot of the neighborhood parks over the next few years. The other night the Parks Board mentioned that work on Pleasant Lea Park will be a year or so away and Councilmember Johnson stated the plans are phenomenal. He then announced the Finance and Budget Committee will meet Monday, April 8, 2019 at 5:00 p.m. He asked all of the members of the Council, and the public that watches Council meetings, to get a review of the FY20 revenue estimates that staff prepared for the Finance Committee 2 or 3 weeks ago. He noted that not everything can be funded.

Mayor Pro Tem Lopez stated CEDC (Community and Economic Development Committee) had 2 meetings in the month of March and the next meeting will be April 10, 2019 at 4:00 p.m.

Mayor Baird mentioned this Friday, April 5, 2019 the City Council will working on the Strategic Plan from 4:00 - 7:00 p.m. and on Saturday, April 6, 2019 from 8:30 a.m. - Noon.

11. Council Comments:

Councilmember Binney asked staff to provide a legal definition and the role of the TIF Commission. He said he thought the TIF Commission was established to look at the economic impact, impact to taxing jurisdictions, and the return on investment but he heard Commissioners talking about being involved in the planning process, traffic concerns, and water or sewer infrastructure. He then asked the City Manager if the city has reached the amount of anticipated savings in the budget that had been reported at the time of the last budget amendment. Mr. Steve Arbo, City Manager, responded that some revenue items are coming in at, or over, what had been anticipated and others are not. He added that he will be giving a full presentation on each line item at the Finance and Budget Committee meeting on Monday, April 8, 2019.

Councilmember Binney then asked Mayor Pro Tem Lopez when the No Tax Increase Bond Issue will be brought to the full City Council. Mr. Mark Dunning, Assistant City Manager, shared a timeline for those discussions.

Mayor Baird stated that he thinks they have had great results getting the Planning Commission on the same page this year and he is planning to draft a letter to the TIF Commission about staying within their scope and getting them on the same page as well.

Councilmember Forte agreed with Mayor Baird and Councilmember Binney and added she thinks it's important that the TIF Commission understand the message is coming from multiple Councilmembers as well as the Mayor.

12. Staff Roundtable

Mr. Steve Arbo, City Manager, announced tonight is the first night to have closed captioning. He apologize if anyones last names didn't show up correctly and he thanked the Council for the ongoing funding and support for that effort.

Mr. Travis Forbes, Police Chief, announced that on June 1, 2019 there will be a restructuring of the Police Department and they will be making some significant changes. As part of that process the City Council approved the new position of Deputy Chief. Major John Boenker will become the first Deputy Chief of the Police Department.

13. Adjournment

There being no further business, Mayor Baird adjourned Regular Session No. 25 at 9:31 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"