



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

Tuesday, January 10, 2023

6:00 PM

City Council Chambers
and Via Video Conference
220 SE Green Street
Lee's Summit, MO 64063

*****AMENDED*** REGULAR SESSION NO. 25**

Notice is hereby given that the City Council for the City of Lee's Summit will meet in Regular Session on Tuesday, January 10, 2023 at 6:00 pm in person and via video conference as provided by Section 2-50 of the City of Lee's Summit Code of Ordinances, adopted by the City Council on June 15, 2021, Ordinance No. 9172. Persons wishing to comment on any item of business on the agenda, including public testimony during a Public Hearing, via video conference may do so by sending a request prior to 5:00 p.m. on Monday, January 9, 2023, to the City Clerk at clerk@cityofls.net to attend the meeting on the video conferencing platform. The City Clerk will provide instructions regarding how to attend by this method.

The meeting may be viewed on the City's website at WatchLS.net, and on various cable providers (Spectrum Channel 2, AT&T U-Verse Channel 99 and Comcast Channel 7).

Preliminaries:

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

Mayor Baird called Regular Session No. 25 to order at 6:10 pm.

- D. Roll Call

Present: 8 - Mayor Bill Baird
Councilmember Fred DeMoro
Councilmember Andrew Felker
Councilmember Faith Hodges
Councilmember Beto Lopez
Councilmember John Lovell
Councilmember Mia Prier
Councilmember Hillary Shields

Absent: 1 - Councilmember Phyllis Edson

1. Approval of Agenda

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

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

2. Approval of Consent Agenda:

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Shields, to approve the Consent Agenda, Items 2.A. – 2.C. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

A. [2022-5307](#) Approval of City Council Action Letter from December 20, 2022.

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Shields, to approve the City Council Action Letter from December 20, 2022 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

B. [BILL NO. 22-261](#) An Ordinance approving a Preliminary Development Plan on land located at 601 SE Douglas Street in District R-1, all in accordance with the provisions of Unified Development Ordinance, Chapter 33, of the Code of Ordinances for the City of Lee's Summit, Missouri.

(Note: First read by City Council on December 20, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Shields, that Bill No. 22-261 be adopted and numbered Ord. No. 9576 as part of the Consent Agenda. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- C. [BILL NO. 22-265](#) An Ordinance accepting Final Plat entitled Osage, 3rd Plat, Lots 76-87 & Tracts O & P as a subdivision to the City of Lee's Summit, Missouri.
(Note: First read by City Council on December 13, 2022. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Shields, that Bill No. 22-265 be adopted and numbered Ord. No. 9577 as part of the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

3. Council Roundtable

Councilmember DeMoro noted yesterday, Monday, January 9th was National Law Enforcement Officer Day. He thanked the Lee's Summit Police Department and all the office that supported the city.

Councilmember Prier also thank the Lee's Summit Police Department and noted the Lee's Summit Fire Department broke the record for number of calls in 2022 with over 12,000 calls.

Mayor Baird noted they may have broken or gotten close to break a record with their Boot Block which raised just under \$35,000, that money is given to Lee's Summit Social Services.

Councilmember Felker recognized and thanked members from the Church of Jesus Christ of Latter Day Saints for their attendance and interest in the City of Lee's Summit.

4. Public Hearings:

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- A. [2022-5255](#) Public Hearing: Petition to Add Property and Amend the Original Petition for the Blue Parkway & Colbern Road Community Improvement District

Mr. David Bushek, Chief Counsel of Economic Development and Planning, entered Exhibits 1-6 into the record.

Council discussion included:

- Expected intention with original CID approval
- Dollar amount of public improves for Blue Parkway roundabout

No one was present to speak in favor of or opposed to this application.

Councilmember Felker advised he would be recusing himself due to a conflict with his employment.

This Public Hearing - Sworn was presented.

- 1) [BILL NO. 23-001](#) An Ordinance approving the petition to add property and amend the original petition for the Blue Parkway and Colbern Road Community Improvement District.

(Note: First read by City Council on January 10, 2023.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Lopez, that Bill No. 23-001 be advanced to second reading. The motion carried by the following vote:

Aye: 5 - Mayor Baird
Councilmember DeMoro
Councilmember Lopez
Councilmember Lovell
Councilmember Shields

Nay: 2 - Councilmember Hodges
Councilmember Prier

Absent: 1 - Councilmember Edson

Recused: 1 - Councilmember Felker

- B. [2022-5320](#) Public Hearing: Application #PL2022-338 - Special Use Permit for golf driving range and outdoor miniature golf facility and Application #PL2022-365 - Preliminary Development Plan - Blue Jeans Golf, 1501 NE US 40 Highway; Blue Jeans Golf, LLC, applicant.

Mr. Josh Johnson, Director of Development Services, entered Exhibits 1-18 into the record.

Council discussion included:

Integrity of current driving range

No one was present to speak in favor of or opposed to this application.

This Public Hearing - Sworn was presented.

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- 1) [BILL NO. 23-002](#) An Ordinance approving a Special Use Permit for a period of 25 years for a golf driving range and outdoor miniature golf facility on land located at 1501 NE US 40 Highway, all in accordance with the provisions of the Unified Development Ordinance, Chapter 33 of the City of Lee's Summit Code of Ordinances, for the City of Lee's Summit, Missouri.

Note: First read by City Council on January 10, 2023. Passed by unanimous vote

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Felker, that Bill No. 23-002 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- 2) [BILL NO. 23-003](#) An Ordinance approving a Preliminary Development Plan for Blue Jeans Golf on land located at 1501 NE US 40 Highway in District AG, CP-2 and PI, all in accordance with the provisions of Chapter 33, the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri.

Note: First read by City Council on January 10, 2023. Passed by unanimous vote

ACTION: A motion was made by Councilmember Prier, seconded by Councilmember DeMoro, that Bill No. 23-003 be advanced to second reading.. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

5. Public Comments:

There were no Public Comments.

6. Presentations:

- A. [2022-5331](#) Presentation: Master Plan for the Primary Public Components of the Downtown Market Plaza Project

Council discussion included:

- Options for roadways
- Improvements to Johnson
- Public vs Private Developments
- Phasing of improvements
- Materials
- Canopy / Balcony
- Downtown Business Owners
- Streetscape / Curb-less
- Turf / Concrete
- Farmers Market - Entry for Vendors
- Space Design / 2nd Street
- Blocking streets for big events
- Timeline / Integration

This Presentation was presented.

- 1) [BILL NO. 23-004](#) An Ordinance approving the First Amendment to the agreement for professional architectural services for the Downtown Market Plaza Project between GLMV Architecture, Inc., and the City of Lee's Summit.
(Note: First read by City Council on January 10, 2023. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Shields, that Bill No. 23-004 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

7. Resolutions:

- A. [RES. NO. 23-01](#) A Resolution authorizing the Mayor to appoint Successor Directors to the 740 NW Blue Parkway Community Improvement District.

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Hodges, that Res. No. 23-01 be adopted. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

8. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 23-005](#)** An Ordinance approving sole source agreement# 2023-038 to KA-Comm, Inc for supplier and installer services of emergency vehicle equipment for a one-year term with up to two, one-year renewals and authorizing the City Manager to execute the same by and on behalf of the City. (F&BC 1/4/23)

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Hodges, that Bill No. 23-005 be second read. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Hodges, that Bill No. 22-005 be adopted and numbered Ordinance No. 9578. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- B. [BILL NO. 23-006](#)** An Ordinance approving the 2023 Jackson County Board of Election Commissioners Poll Contracts for the Lovell Community Center, Harris Park Community Center, Longview Community Center and the Gamber Center, and authorizing the Administrator of Parks and Recreation to execute the same by and on behalf of the City. (F&BC 1/4/23)

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember Shields, that Bill No. 23-006 be second read.. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

ACTION: A motion was made by Councilmember Lopez, seconded by Councilmember DeMoro, that Bill No. 23-006 be adopted and numbered Ordinance No. 9579. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- C. [BILL NO. 23-007](#) An Ordinance approving Amendment No. 10 to the Budget for the Fiscal Year ending June 30, 2023, as adopted by Ordinance No. 9441, Ordinance No. 9442, Ordinance No. 9449, Ordinance No. 9450, and Ordinance No. 9451, by amending the full time equivalent positions and amending the Pay and Classification Plan for the City. (F&BC 1/4/23)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Felker, that Bill No. 23-007 be second read. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Prier, that Bill No. 23-007 be adopted and numbered Ordinance No. 9580. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

9. Proposed Ordinances - First Reading:

- A. [BILL NO. 23-008](#) An Ordinance approving an agreement between the City of Lee's Summit and Public Consulting Group (PCG) to provide financial services allowing the City's continued participation in the Ground Emergency Medical Transport (GEMT) program, and authorizing the City Manager to execute such documents as necessary herein.

(Note: First read by City Council on January 10, 2023. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember DeMoro, that Bill No. 23-008 be advanced to second reading.. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- B. [BILL NO. 23-010](#) An Ordinance calling an election to authorize the issuance of general obligation bonds for the City of Lee's Summit, Missouri, related to public safety and emergency preparedness.

(Note: First read by City Council on January 10, 2023. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember Prier, that Bill No. 23-010 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- C. [BILL NO. 23-011](#) An Ordinance calling an election to authorize the issuance of general obligation bonds for the City of Lee's Summit, Missouri, related to transportation purposes.

(Note: First read by City Council on January 10, 2023. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Lovell, seconded by Councilmember Hodges, that Bill No. 23-011 be advanced to second reading. The motion carried by the following vote:

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Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- D. [BILL NO. 23-012](#) An Ordinance calling an election to authorize the issuance of general obligation bonds for the City of Lee's Summit, Missouri, related to general municipal buildings and services.
(Note: First read by City Council on January 10, 2023. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Hodges, that Bill No. 23-012 be advanced to second reading.. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

- E. [BILL NO. 23-009](#) An Ordinance submitting to the electors of the City of Lee's Summit, Missouri, at the general municipal election on April 4, 2023, the question of whether the City of Lee's Summit shall impose a Sales Tax in the amount of three percent (3%) on the sale at retail of all non-medical adult use marijuana, for general purposes, as authorized by Article XIV, Section 2.6(5) of the Missouri Constitution.
(Note: First read by City Council on January 10, 2023. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Hodges, seconded by Councilmember DeMoro, that Bill No. 23-009 be advanced to second reading. The motion carried by the following vote:

Aye: 8 - Mayor Baird
Councilmember DeMoro
Councilmember Felker
Councilmember Hodges
Councilmember Lopez
Councilmember Lovell
Councilmember Prier
Councilmember Shields

Absent: 1 - Councilmember Edson

10. Committee Reports

Councilmember DeMoro there was a Finance and Budget Committee meeting last Wednesday and the budget process has started and those dates will be published with additional meetings being held.

Councilmember Felker stated Rules for January has been cancelled but the Public Works Committee met on Monday and they discussed painting of the water towers.

11. Council Comments:

Mayor Baird stated staff had several new hires, including the new Assistant City Manager and also the promotion of Mr. Josh Johnson to Director of Development Services.

Mayor Baird also noted the January 17th, Council agenda is very as well as the January 24th joint session with LSR7.

Mayor Pro Tem Lopez recognized three Council birthdays this week.

Councilmember Hodges on Monday, January 9th; Mayor Baird on Wednesday, January 11th; and Councilmember DeMoro Friday, January 13th.

12. Staff Roundtable

Mr. Mark Dunning, City Manager, recognized the dedication and hard work of 21 employees who worked over holidays for water and due to the snow and extreme cold temperatures. He stated there were 80 emergency calls regarding water issues.

Mr. Dunning also noted there will be a road closure of Scruggs between NE Todd George and NE Bristol starting January 17th. It will be closed for at least 6 weeks for the alignment of sewer lines.

Mr. Dunning advised the Citizens Leadership Academy starts this Saturday, January 14th at 8am and invited the Mayor and Council to attend and meet the new participants.

Mr. Dunning also thanked all of the staff that worked on the No Tax Increase initiatives for several weeks to prepare and finalize for Council.

13. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 25 at 9:03pm.

Unless determined otherwise by the Mayor and City Council, no new agenda items shall be considered after 11:00 p.m.

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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"