



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

Tuesday, May 4, 2021

6:00 PM

Via Video Conference
and

City Council Chambers - City Hall
220 SE Green Street
Lee's Summit, MO 64063
(816) 969-1000

REGULAR SESSION NO. 31

Notice is hereby given that the Council of the City of Lee's Summit will meet in regular session on Tuesday, May 4, 2021 at 6:00 pm in person and by video conference as provided by Section 610.015 of the Revised Statutes of the State of Missouri. Due to the ongoing Covid-19 pandemic, public attendance in the City Council Chambers is extremely limited, and therefore the public is invited to attend the meeting by one of these methods:

- 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.
- By sending a request to the City Clerk at clerk@cityofls.net to attend the meeting on the Zoom platform. The City Clerk will provide instructions regarding how to attend by this method.

Persons wishing to comment on any item of business on the agenda may do so in writing prior to 5:00 p.m. on May 3, 2021, by one of the following methods:

- By sending an 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 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 May 3, 2021 by e-mail at clerk@cityofls.net, and they will be provided with instructions regarding how to provide their live testimony via videoconference during the public hearing. In the event that the meeting cannot be broadcast via www.WatchLS.net and the cable channels noted above, this agenda will be amended to include directions for the public to attend via the Zoom software platform at www.Zoom.com; such amendment will include a specific link to attend the Council meeting.

Preliminaries:

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

Mayor Baird called Regular Session No. 3 to order at 6:09pm.

- D. Roll Call

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

1. Approval of Agenda

ACTION: Mayor Baird advised Item 7.A. Stag Field Conceptual Economic Development Incentive Request - Chapter 100 sales tax exemption on construction materials and real property tax abatement; Stag Commercial, applicant., would be removed from the agenda.

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

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

2. Approval of Consent Agenda:

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

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

- A. [2021-4123](#) Approval of City Council Action Letters from April 13, 14, and 20, 2021.

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Forte, to approve the Action Letters from April 13, 14 and 20, 2021 as part of the Consent Agenda. The motion carried by the following vote:

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

- B. [BILL NO. 21-17](#) An Ordinance accepting Final Plat entitled Osage, 1st plat, lots 1-41 and tracts A-H, as a subdivision to the City of Lee's Summit, Missouri.
(Note: First reading by City Council on January 19, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Forte, that Bill No. 21-17 be adopted and numbered Ord. No. 9139 as part of the Consent Agenda. The motion carried by the following vote:

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

- C. [BILL NO. 21-69](#) An Ordinance approving a commercial preliminary development plan located at 150 NW Oldham Parkway in district CP-2, in accordance with the provisions of Chapter 33, of the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri.
(Note: First reading by Council on April 20, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Forte, that Bill No. 21-69 be adopted and numbered Ord. No. 9140 as part of the Consent Agenda. The motion carried by the following vote:

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

- D. [BILL NO. 21-70](#) An Ordinance approving a commercial preliminary development plan located at 890 NE Langsford Road in District CP-2, 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 read by Council on April 20, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Forte, that Bill No. 21-70 be adopted and numbered Ord. No. 9141 as part of the Consent Agenda. The motion carried by the following vote:

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

- E. [BILL NO. 21-73](#) An Ordinance Approving the Cooperative Agreement Between the City of Lee's Summit, Missouri, and the Downtown Lee's Summit Community Improvement District for the Downtown Market Center Project.

(Note: First reading by Council on April 20, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Forte, that Bill No. 21-73 be adopted and numbered Ord. No. 9142 as part of the Consent Agenda. The motion carried by the following vote:

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

- F. [BILL NO. 21-90](#) An Ordinance vacating a certain easement located at 2051 and 2061 NW Lowenstein Drive and 740 NW Pryor Road in the City of Lee's Summit, Missouri. (Note: First reading by Council on April 20, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Forte, that Bill No. 21-90 be adopted and numbered Ord. No. 9143 as part of the Consent Agenda. The motion carried by the following vote:

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

3. Council Roundtable

Mr. Mike Snider, Fire Chief, provided an update on the Covid pandemic and vaccination opportunities.

Councilmember Shields stated she would be recuse herself on Bill No. 21-93

and Bill No. 21-94 due to a conflict of interest with her law firm. She also noted she was happy to hear Oktoberfest would be held downtown on September 24-26th this year.

Councilmember Edson advised last Friday afternoon she saw a county deputy on a bike and an emergency response truck along with other first responder vehicles and found out later they were doing a parade for a child for the Make A Wish foundation. She was very happy and proud of all those that helped with this wish for this child.

Councilmember Felker noted he will recuse himself on Bill No. 21-92, Bill No. 21-88 and Bill No. 21-89 due to conflicts of interest with his law firm.

4. Proclamations:

- A. [2021-4059](#) Building Safety Month May 2021
This Proclamation was presented.
- B. [2021-4095](#) Bike and Walk Month May 2021
This Proclamation was presented.
- C. [2021-4117](#) Historic Preservation Month May 2021
This Proclamation was presented.

5. Public Hearings:

- A. [2021-4100](#) Public Hearing: Application #PL2021-082 - Special Use Permit renewal for automotive sales - Jay Hatfield Mobility, 1115 SW Oldham Parkway; Jay Hatfield Mobility, LLC, applicant.

Mr. Josh Johnson, Assistant Director of Plan Services, entered Exhibits 1-20 into the record.

The Council did not have any discussion on this matter.

Councilmember Forte thanked the owner for staying at this location and maintaining the property so well.

This Public Hearing - Sworn was presented.

- B. [BILL NO. 21-91](#) An Ordinance approving a Special Use Permit for automotive sales in District CP-2 (Planned Community Commercial) on land located at 1115 SW Oldham Parkway for a period of ten (10) years, all in accordance with Chapter 33, the Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit, Missouri.

(Note: First read by Council on May 4, 2021. Passed by unanimous vote.)

ACTION: A motion was made by Councilmember DeMoro, seconded by Councilmember Felker, that Bill No. 21-91 be advanced to second reading. The motion carried by the following vote:

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

6. Public Comments:

There were no Public Comments.

7. Presentations:

- A. [2020-3806](#) Stag Field Conceptual Economic Development Incentive Request - Chapter 100 sales tax exemption on construction materials; Stag Commercial, applicant.

Mayor Baird removed this item from the agenda prior to the approval of the agenda.

This Presentation was continued to the City Council - Regular Session due back on 5/18/2021

- B. [2020-3920](#) Update on Laserfiche Enterprise Content Management Project

Council discussion included:

- Safety
- Storage
- Usage

This Presentation was presented.

- C. [2021-4125](#) City Council Review and Discussion Regarding Business and Industry Fund Allocation for FY 21/22

There was a lot of discussion regarding the current Public Service Agreements and the creation of either a Direct Marketing Organization (DMO) or a Convention and Visitors Bureau (CVB).

Council discussion included:

- Income Increase
- Reserve (\$50k)
- CVB
- Funding for plan
- Marketing
- Consultants
- Strategic Plan

After lengthy discussion the Council reached a consensus on the following items:

- No longer funding Chamber of Commerce
- \$60k for Downtown Lee's Summit Main Street

- No longer funding Velocity
- \$200k for Lee's Summit Economic Development Council
- \$70k for a consultant for DMO/CVB
- \$100 for DMO/CVB

This Presentation was presented.

- D. [2021-4021](#) Status Report on the redistricting process / US Census
**Update April 6, 2021; the Mayor has directed staff to place this item on the agenda for further discussion.

Council discussion included:

- Results
- Timing
- Law Suits
- Publish Current Districts
- Development Center showing data with multiple layers of demographics for consideration

This Presentation was presented.

8. Resolutions:

- A. [RES. NO. 21-10](#) A Resolution canvassing and declaring the results of the April 6, 2021, General Municipal Election for the Tax Levy question for the City of Lee's Summit, Missouri.

ACTION: A motion was made by Edson, seconded by Councilmember DeMoro, to adopt Resolution No. 21-10. The motion carried by the following vote:

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

Absent: 1 - Councilmember Forte

9. Proposed Ordinances Forwarded from Committee:

- A. [BILL NO. 21-46](#) An Ordinance amending Sections 2-60.3 Duties of the regular Standing Committees and 2-60.6 Other Duties; as found in Division 2. Article II. Chapter 2 of the Code of Ordinances of the City of Lee's Summit, Missouri to update the duties and authorities of each City Council Committee to better reflect current practice and specifically to further clarify the duties of each City Council Committee related to the recommendation for approval of contracts for goods and services. (Rules 3/4/21)

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember DeMoro, that Bill No. 21-46 be second read. The motion carried by the following vote:

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

ACTION: A motion was made by Councilmember Johnson, seconded by Councilmember Felker, that Bill No. 21-46 be adopted and numbered Ord. No. 9144. The motion carried by the following vote:

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

- B. [BILL NO. 21-92](#)** An Ordinance approving the City of Lee's Summit's Community Development Block Grant (CDBG) 2021-22 Annual Action Plan. (CEDC 3/10/2021)

ACTION: A motion was made by Edson, seconded by Councilmember DeMoro, that this Bill No. 21-92 be second read. The motion carried by the following vote:

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

Recused: 1 - Councilmember Felker

ACTION: A motion was made by Councilmember Edson, seconded by Councilmember Carlyle, that Bill No. 21-92 be adopted and numbered Ord. No. 9145. The motion carried by the following vote:

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

Recused: 1 - Councilmember Felker

10. Proposed Ordinances - First Reading:

- A. [BILL NO. 21-93](#) An Ordinance accepting Final Plat entitled Hook Farms, 1st Plat, lots 1-49 and tracts A, B, & C as a subdivision to the City of Lee's Summit, Missouri.
(Note: First read by Council on May 4, 2021. Passed by unanimous vote with one recusal.)

ACTION: A motion was made by Councilmember Felker, seconded by Councilmember Forte, that Bill No. 21-93 be advanced to second reading. The motion carried by the following vote:

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

Recused: 1 - Councilmember Shields

- B. [BILL NO. 21-94](#) An Ordinance accepting Final Plat entitled the Retreat at Hook Farms, lots 50-99 and tracts D, E, F, G & H as a subdivision to the City of Lee's Summit, Missouri.
(Note: First read by Council on May 4, 2021. Passed by unanimous vote with one recusal.)

ACTION: A motion was made by Councilmember Carlyle, seconded by Edson, that this Bill No. 21-94 be advanced to second reading. The motion carried by the following vote:

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

Recused: 1 - Councilmember Shields

11. Proposed Ordinances - Second Reading:

- A. [BILL NO. 21-88](#) An Ordinance accepting final plat entitled Paragon Star, 1st Plat, Lots 1-4 and Tracts A-G, as a subdivision to the City of Lee's Summit, Missouri.
(Note: First reading by Council on April 20, 2021. Passed by unanimous vote with one recusal.)

ACTION: A motion was made by Councilmember Shields, seconded by Councilmember Edson, that Bill No. 21-88 be adopted and numbered Ord. No. 9146. The motion carried by the following vote:

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

Recused: 1 - Councilmember Felker

- B. [BILL NO. 21-89](#)** An Ordinance accepting final plat entitled Paragon Star, 2nd Plat, Lots 9, 10, 14, 16 and 20, as a subdivision to the City of Lee's Summit, Missouri.
(Note: First reading by Council on April 20, 2021. Passed by unanimous vote with one recusal.)

ACTION: A motion was made by Councilmember Forte, seconded by Councilmember Lopez, that Bill No. 21-89 be adopted and numbered Ord. No. 9147. The motion carried by the following vote:

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

Recused: 1 - Councilmember Felker

12. Committee Reports

Councilmember Johnson noted there will be a Finance and Budget Committee meeting on Monday, May 10, 2021 at 2pm.

13. Council Comments:

.

Mayor Baird stated there would be a brief update by Law on the Emergency Order and what actions Council needs to take before the order ends to adopt changes such as video conference meeting attendance, curbside alcohol and UDO amendments.

Councilmember Forte asked if the changes could include a public health department.

Mayor Baird also advised that Mayor Pro Tem Lopez has been a great asset to him and he has appointed him to remain the Mayor Pro Tem for the next year.

Councilmember Johnson asked for an update on sales tax revenues.

14. Staff Roundtable

Mr. Mike Snider, Fire Chief, stated that vaccination are for 16 years old and older. He noted the event that is being help this week will be at Legacy and is for 2nd round shots only. You can register online, but walk-ins are also allowed.

15. Adjournment

Hearing no further business, Mayor Baird adjourned Regular Session No. 31 at 10:57pm.

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"