



CITY COUNCIL Regular Meeting

August 19, 2024

6:00 PM, Council Chambers - 111 E. Maple Ave.

To view a Council meeting agenda, visit <https://independencemo.portal.civicclerk.com/> and select 'Most Recent Council Agenda'.

INVOCATION

1. The Invocation will be given in Spanish by Sergio Quintero

THE PLEDGE OF ALLEGIANCE

ROLL CALL

CITIZEN REQUESTS

PROCLAMATIONS

CONSENT AGENDA

Reports and Recommendations of the City Manager

1. A request for Council approval on the application from KCD KC Disposal, LLC for a Certificate of Public Convenience and Necessity as a refuse and trash collector/hauler.
Fails 7-0
2. Council action is requested to authorize the City Manager to enter into a design contract with, and issue a purchase order to, Burns & McDonnell, in the amount of \$844,876, authorizing future minor change orders not to exceed \$84,487.60, for engineering and design services as part of the Truman Connected Phase II Project (No. 112401). **Passes 6-1**
3. Council action is requested to authorize the City Manager to approve purchase order

change order #2 to the design contract with Renaissance Infrastructure Consulting for an amount not to exceed \$48,245 authorizing future minor change orders not to exceed \$14,039 as part of the Leslie to Crane at Hereford Drainage Improvement Project (No. 132201). **Approved**

4. Council action is requested to authorize the City Manager to approve a construction contract with MegaKC Corporation, for an amount not to exceed \$4,060,200 authorizing future minor change orders not to exceed \$406,020 and/or time extensions as part of the Rock Creek Waste Water Treatment Plant Rehabilitation Project (No. 302205). **Approved**
5. Council action is requested to authorize the City Manager to approve a construction contract with Abay Construction, Inc., for an amount not to exceed \$300,689 authorizing future minor change orders not to exceed \$30,068.90 and/or time extensions for Phase 1 of the Rock Creek CMP Repair and Replacement Project (No. 132402). **Approved**
6. Council action is requested to authorize the City Manager to approve a construction contract with Infrastructure Solutions, LLC (I-Solutions), for an amount not to exceed \$510,000 authorizing future minor change orders not to exceed \$51,000 and/or time extensions as part of the 23rd St. Main Replacement (R.D. Mize Rd. to Redwood Ave.) Project (No. C24-203-401301). **Approved**
7. Council action is requested to approve a contract with the Englewood Arts for the license of the Englewood public area for the Englewood ReArt Festival. **Approved**
8. Council action is requested to issue a purchase order for Black & McDonald in the amount of \$291,016.67, for the Transmission Single Steel Pole Replacement for the Power & Light Department. **Approved**
9. Council action is requested to award a purchase order to Burns & McDonnell in the amount of \$250,000.00 to cover Transmission Planning Support Services for the Power & Light Department. **Approved**

RESOLUTIONS

1. 24-755 A Resolution reappointing Steve McLuckie to the Public Utilities Advisory Board **Res. No. 7034**
2. 24-756 A Resolution appointing Greg McGhee to the Public Utilities Advisory Board. **Res. No. 7035**
3. 24-757 A Resolution reappointing Michael Rose to the City Judicial Commission **Res. No. 7036**

4. 24-758 A Resolution reappointing John Lunn to the Sustainability Commission **Res. No. 7037**
5. 24-759 A Resolution reappointing Donna Pittman to the Public Safety Tax Oversight Committee **Res. No. 7038**
6. 24-760 A Resolution reappointing R. Scott Smith and Timothy Deveney to the Storm Water Oversight Committee **Res. No. 7039**

REGULAR AGENDA

PUBLIC HEARING(S)

1. A public hearing for the amendment to the Unified Development Ordinance, Chapter 14, of the Independence City Code relating to police facilities. ***Full Public Hearing.***

24-069 **2R** An ordinance amending the Unified Development Ordinance, Chapter 14, of the City Code pertaining to police facilities. **2R Ord. No. 19585**

2. A public hearing for the amendment to the Unified Development Ordinance, Chapter 14, of the Independence City Code relating to home-based businesses. ***Full Public Hearing.***

24-070 **2R** An ordinance amending the Unified Development Ordinance, Chapter 14, of the City Code pertaining to home-based businesses. **2R Ord. No. 19586**

3. A public hearing for the amendment to the Unified Development Ordinance, Chapter 14, of the Independence City Code relating to small box discount stores, tobacco stores, convenience stores and liquor stores. ***Full Public Hearing.***

24-071 **2R** An ordinance amending the Unified Development Ordinance, Chapter 14, of the City Code pertaining to small box discount, tobacco, convenience and liquor stores. **2R Ord. No. 19587**

4. A public hearing for the amendment to the Unified Development Ordinance, Chapter 14, of the Independence City Code relating to recreational vehicle park use. ***Full Public Hearing.***

24-072 **2R** An ordinance amending the Unified Development Ordinance, Chapter 14, of the City Code pertaining to Recreational Vehicle Parks. **2R Ord. No. 19588**

5. A public hearing for the application to rezone the property at 1301 S. Noland Road from C-2, General Commercial, to R-6, Single Family Residential. ***New Information Only.***

24-073 **2R** An ordinance approving a rezoning from District C-2 (General Commercial) to R-6 (Single Family Residential) for the property at 1301 S. Noland Road. **2R Ord. No. 19589**

6. A public hearing for the application to rezone the property at 19307 E. Holke Road from R-1, Single Family Residential Estate, to R-6, Single Family Residential. ***New Information Only.***

24-074 **2R** An ordinance approving a rezoning from District R-1 (Single Family Residential Estate) to R-6 (Single Family Residential) for a portion of the property at 19307 E. Holke Road. **2R Ord. No. 19590**

7. A public hearing for the application to rezone the property at 1550 S. Noland Road from C-2, General Commercial, to C-2/PUD, General Commercial/Planned Unit Development, and approve a Preliminary Development Plan. ***New Information Only.***

24-075 **2R** An ordinance approving a rezoning from District C-2 (General Commercial) to District C-2/PUD (General Commercial/Planned Unit Development) and approving a preliminary development plan for the property located at 1550 S. Noland Road. **2R Ord. No. 19591**

8. A public hearing for the Special Use Permit application to operate a group home at 801 W. 23rd Street. ***New Information Only.***

24-076 **2R** An ordinance approving a Special Use Permit to operate a group home for transitional housing at 801 W. 23rd Street, in Independence, Missouri. ***Valid legal protest filed - five affirmative votes required to approve. 2R Ord. No. 19592***

9. A public hearing for the application to rezone the property at 13001 E. US 40 Highway from C-1, Neighborhood Commercial, and C-2, General Commercial, to C-2, General Commercial. ***New Information Only.***

24-077 **2R** An ordinance approving a rezoning from District C-2 (General Commercial) and C-1 (Neighborhood Commercial) to C-2 (General Commercial) for the property at 13001 E. US Highway 40. **2R Ord. No. 19593**

ORDINANCES

1. 24-056 **2R** An ordinance authorizing the City Manager to execute a certain grant

agreement with the Missouri Highways and Transportation Commission for the Truman Connected Phase II Project (City Project No. 112102 / Federal Project No. CMAQ-3379(441) & CRP 3379 (446)). **2R Ord. No. 19594**

2. 24-068 **2R** An ordinance authorizing acceptance of the 2024 Midwest High Intensity Drug Trafficking Area (HIDTA) Memorandum of Understanding (MOU) for the Kansas City / Overland Park DEA Task Force Initiative, and related documents, with the Kansas Bureau of investigation, for a grant award in the amount of \$163,362.00; making the necessary appropriations; authorizing future change orders for additional funding and/or time extensions; and authorizing certain future appropriations. **2R Ord. No. 19595**
3. 24-078 **2R** An ordinance amending Article 5 of Chapter 19 of the City Code enacting a maximum number of refuse collection establishments operating in the City. **2R Ord. No. 19596**
4. 24-079 **2R** An ordinance approving a final plat for Behavioral Health, in Independence, Jackson County, Missouri. **2R Ord. No. 19597**
5. 24-080 **2R** An ordinance approving a final plat for Timber Creek Ranch – 3rd Plat, in Independence, Jackson County, Missouri. **2R Ord. No. 19598**
6. 24-081 **2R** An ordinance approving a final plat for Timber Creek Ranch – 4th Plat, in Independence, Jackson County, Missouri. **2R Ord. No. 19599**
7. 24-082 **2R** An ordinance vacating an existing unconstructed right-of-way being part of St Clair Park, on, and across lots 240-248, a subdivision in Independence, Jackson County, Missouri. **2R Ord. No. 19600**
8. 24-083 **2R** An ordinance authorizing an agreement with the Missouri Highways and Transportation Commission for the Public Transit Operating Assistance Grant in the amount of \$141,300.64 for operating expenses associated with transit service for the period July 1, 2024, through June 30, 2025; and making the necessary appropriations. **2R Ord. No. 19601**
9. 24-084 **2R** An ordinance authorizing the City Manager to accept a grant from Mid-America Regional Council in the amount of \$88,007 for the City's senior adult nutrition site program for fiscal year 2024-2025, and execute the amendment community center services agreement; making the necessary appropriations; authorizing future change orders for additional funding and/or time extensions; and, authorizing certain future appropriations. **2R Ord. No. 19602**

FIRST READING(S)

1. 24-085 **1R** An ordinance authorizing the 2024 Midwest High Intensity Drug Trafficking Area (HIDTA) Memorandum of Understanding (MOU) for the Investigative Support Center Initiative, and related documents, with the Kansas Bureau of Investigation, for a grant award in the amount of \$154,459.00; making the necessary appropriations; authorizing future change orders for additional funding and/or time extensions; and authorizing certain future appropriations. **1R**
2. 24-086 **1R** An ordinance authorizing the City Manager to execute a certain grant agreement with the Missouri Highways and Transportation Commission for the Fairmount Loop Project (Project No. 112501 / Federal Project No. TAP-3379(444). **1R**
3. 24-087 **1R** An ordinance approving a rezoning from District C-2 (General Commercial) and R-6 (Single Family Residential) to R-6 (Single Family Residential) for the property at 15552 E. US 24 Highway. **1R**
4. 24-088 **1R** An Ordinance adding a new Article 5, Legal Description, to the Independence City Code, Chapter 10. **1R**

INFORMATION ONLY

1. Municipal Division Monthly Case Report for May, June and July, 2024
2. ***Please Note:*** *In accordance with RSMo. 610.021, the City Council may convene in an Executive Session during or after the meeting, in the Council Chambers and move to Conference Room D for the closed meeting, on matters of litigation, legal action, and/or attorney client communications, as permitted by Sec. 610.021(1), on matters of personnel, as permitted by Sec. 610.021(3) and personnel records, as permitted by 610.021(13), on matters of contracts, as permitted by 610.021(12), on matters of real estate, as permitted by 610.021(2) and/or matters of labor negotiations, as permitted by 610.021(9).*

COUNCILMEMBER COMMENTS

ADJOURNMENT