



City Council Meeting

Regular Session Minutes
November 14, 2011

I. CALL TO ORDER

A regular meeting of the City Council of the City of Liberty, Missouri was held in the Council Chambers at City Hall on November 14, 2011 with Mayor Greg Canuteson presiding. Mayor Canuteson called the meeting to order at 7:00 p.m.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Harold Phillips, who then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: Harold Phillips and Paul Jenness, Ward I
Greg Duncan and Jeff Moore, Ward II
Lyndell Brenton and Jeff Watt, Ward III
Michael Hagan and Nick King, Ward IV

Council Members Absent: None

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Dennis Dovel, Parks and Recreation Director
Charlie Stevens, Utilities Director
Amy Brusven, Human Resources Director
James Simpson, Acting Police Chief
Mike Snider, Fire Chief
Tony Sage, Information Technology Director
Katherine Sharp, City Planner
David Jones, Planner
Karan Johnson, Economic & Business Dev. Manager
Sara Cooke, Communications Manager
Janet Pittman, Deputy City Clerk

Public Present: Angie Borgealden, Liberty Tribune
20 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Study Session Summary of October 17, 2011

Council Member King moved to approve the summary as distributed. Council Member Watt seconded the motion, which carried 6-0-2. Council Members Phillips and Moore abstained due to absence.

V. CITIZENS' PARTICIPATION

Mayor Canuteson welcomed Boy Scout Troop 134.

Vicki Vance, Executive Director of Historic Downtown Liberty, Inc. (HDLI), introduced members of HDLI and asked if Council had any questions regarding the Annual Report that was submitted. Council commended the organization on its efforts and continued economic development and revitalization of downtown Liberty.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of October 24, 2011

Council Member King moved to approve the minutes as distributed. Council Member Moore seconded the motion, which carried unanimously.

B. Appointment of Police Chief

Council Member King moved to approve the appointment of James Simpson as Police Chief. Council Member Moore seconded the motion, which carried unanimously.

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. Acknowledgement of vendor payments for the period of October 14 to November 4, 2011.

Document No. 7418 was read.

1. Ordinance excluding KCP&L and Westland Landscape Co. payments

Action: Council Member King moved to approve the vendor payments. Council Member Hagan seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9799.

2. Ordinance including KCP&L payments

Document No. 7419 was read.

Action: Council Member King moved to approve the vendor payments. Council Member Jenness seconded the motion.

Vote: Motion passed 7-0-1

Yes: Council Members Phillips, Jenness, Moore, Hagan, Watt, Duncan and King

No: None

Abstain: Council Member Brenton, due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 9799.

3. Ordinance including Westland Landscape Co. payments

Document No. 7420 was read.

Action: Council Member King moved to approve the vendor payments. Council Member Jenness seconded the motion.

Vote: Motion passed 7-0-1

Yes: Council Members Phillips, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: Council Member Jenness, due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 9799.

B. Ordinance approving an agreement with Mission Geographic LLC for Pavement Management Services in the amount of \$24,954.00 [second reading]

Document No. 7416 was read.

Action: Council Member Brenton moved to approve the ordinance. Council Member Phillips seconded the motion.

Vote: Motion failed 0-8-0

Yes: None

No: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

Abstain: None

C. Ordinance accepting and approving Kansas Street Condominiums, a Replat of part of Lots 6 and 7 Bird's Subdivision of Original Town Lots 106, 107, 108, 109, 124 and 125 in Liberty, Clay County, Missouri [P&Z No. 11-26FP]

Staff noted that the ordinance contains a Sunset extension provision until December 31, 2014, and the approved plat must be recorded prior to the sale of any portion that is less than all of the building.

Document No. 7421 was read.

Action: Council Member Phillips moved to waive the rules and consider the ordinance on first reading. Council Member Jenness seconded the motion.

Vote: Motion passed unanimously.

Action: Council Member Duncan moved to approve the ordinance. Council Member Phillips seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9800.

- D. Resolution approving a Final Development Plan for the construction of a 34,800 square foot building expansion in Heartland Meadows Industrial Park, Lot 3A, in Liberty, Clay County, Missouri [P&Z 11-40FDP]

Mr. Chris Hafner of Davidson Architects, 11301 Strang Line Road, Lenexa, Kansas stated that the sidewalk requirement appeared to have been overlooked initially and it is the intention of the applicant to add the sidewalk during the next proposed expansion rather than tearing out existing landscaping etc. at this time.

Staff noted that the resolution includes a stipulation that sidewalks be included in any future expansion plans. If no expansion or development takes place within the next 3 years, the applicant or subsequent owner shall install all required sidewalks deferred under this development application. If not completed within 3 years the City may proceed with constructing the sidewalk and levy a special assessment against the property owner for the costs.

Action: Council Member Watt moved to approve the Resolution. Council Member Hagan seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Inscribed in Resolution No. 2532.

- E. Ordinance approving the Termination of the Economic Development Agreement by and between the City of Liberty, Missouri and Sears, Roebuck and Co.

Document No. 7422 was read.

Action: Council Member Hagan moved to waive the rules and consider the ordinance on first reading. Council Member Phillips seconded the motion.

Vote: Motion passed unanimously.

Action: Council Member Hagan moved to approve the ordinance. Council Member Phillips seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9801.

- F. Ordinance Amending Chapter 20, "Motor Vehicles & Traffic", of the Code of the City of Liberty, Clay County, Missouri

Document No. 7423 was read.

Action: Council Member Jenness moved to waive the rules and consider the ordinance on first reading. Council Member King seconded the motion.

Vote: Motion passed unanimously.

Action: Council Member King moved to approve the ordinance. Council Member Phillips seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9802.

- G. Ordinance approving a Loan Agreement and Promissory Note with the Missouri Dept. of Transportation Finance Corp. for funding of the I35/M291 interchange improvements

Document No. 7424 was read.

Action: Council Member King moved to waive the rules and consider the ordinance on first reading. Council Member Phillips seconded the motion.

Vote: Motion passed unanimously.

Action: Council Member King moved to approve the ordinance. Council Member Jenness seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9803.

X. OTHER BUSINESS

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 8:03 p.m.

Mayor

Attest:

Deputy City Clerk