



City Council Meeting

Regular Session Minutes
February 13, 2012

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 February 13, 2012 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 Michael Hagan, who then led the pledge of allegiance.

III. ROLL CALL

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

Council Members Absent: Jeff Moore, Ward II (arrived at 7:05)

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Anna Slocum, Assistant Parks and Recreation Director
Charlie Stevens, Utilities Director
Amy Brusven, Human Resources Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Tony Sage, Information Technology Director
Jeremy Adams, Chief Building Inspector
Brian Hess, Assistant Public Works Director
John Mills, Fire Captain
Sara Cooke, Communications Manager
Janet Pittman, Deputy City Clerk

Public Present: 15 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Study Session Summary of January 3, 2012

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

B. Study Session Summary of January 17, 2012

Council Member Hagan moved to approve the summary as distributed. Council

Member King seconded the motion, which carried 6-0-1. Council Member Phillips abstained due to absence.

C. Executive Session Minutes of January 23, 2012

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

Council Member Moore entered the meeting.

V. CITIZENS' PARTICIPATION

Mayor Canuteson greeted Boy Count Troop #374, whose members are currently working on their Citizenship in the Community merit badge.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of January 23, 2012

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

B. Resolution Appointing Directors to the Liberty Triangle Shopping Center Community Improvement District Board of Directors

Council Member Watt moved to approve the resolution. Council Member King seconded the motion, which carried unanimously. Inscribed in Resolution No. 2544.

C. Resolution Approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc.'s "A Downtown Affair" to be held at 117 West Kansas, Liberty, Missouri on April 12, 2012

Council Member Watt moved to approve the resolution. Council Member King seconded the motion, which carried unanimously. Inscribed in Resolution No. 2545.

D. Appointments

1. Citizen Sales Tax Oversight Committee

- i. Appoint Jeremy Huffman to a term expiring 5-15-2014

Council Member Watt moved to approve the appointment. Council Member King seconded the motion, which carried unanimously.

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. Ordinance acknowledging vendor payments for the period of January 13, 2012 to December 30, 2011.

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

Document No. 7470 was read.

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

Roll Call

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. 9841.

2. Ordinance including KCP&L payments

Document No. 7471 was read.

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

Roll Call

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. 9841.

3. Ordinance including Westland Landscape Co. payments

Document No. 7472 was read.

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

Roll Call

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. 9841.

B. Ordinance Amending Ordinance 9614, Which extended the Temporary Single Family Residential Homebuilding Incentive Program for the City of Liberty (second reading)

Document No. 7469 was read.

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

Action: Council Member Hagan moved to amend the ordinance by replacing the number 80 with 60 in Section II (1.) The amended ordinance would read: The Program shall apply only to the first sixty (60) building permits. Council Member Brenton seconded the motion.

Vote: Motion passed 5-3-0
Yes: Council Members Phillips, Moore, Brenton, Hagan and Duncan
No: Council Members Jenness, Watt and King
Abstain: None

Action: Council Member Hagan moved to approve the ordinance as amended. 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. 9842.

Council Member Moore stated for the record that he would be willing to extend the program further if a complete review of the City's permit and development fees has not yet been completed prior to all reduced permits being issued.

C. Ordinance Amending Chapter 20, "Motor Vehicles & Traffic" of the City Code of the City of Liberty, pertaining to traffic Regulations (second reading)

Document No. 7466 was read.

Action: Council Member Phillips moved to approve the ordinance. 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. 9843.

D. Ordinance Approving a Design-Build Preliminary Agreement with Havens Construction, Inc. for the Liberty Manor East and Miscellaneous Stormwater Improvements in the amount of \$18,850.

Document No. 7473 was read.

Mayor Canuteson stated that this item would be considered on second reading at the February 27, 2012 Regular Session Council meeting.

- E. Ordinance Approving a Contract with Affinis Corp for Professional Engineering Services for the Liberty Drive Improvements in an amount not to exceed \$147,505.

Document No. 7474 was read.

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

Vote: Motion passed unanimously.

Action: Council Member Jenness moved to approve the ordinance. 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. 9844.

- F. Ordinance Amending Chapter 29, "Water and Sewers", of the Code of the City of Liberty, Clay County, Missouri

Document No. 7475 was read.

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

Vote: Motion passed unanimously.

Action: Council Member Watt moved to approve the ordinance. Council Member Brenton 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. 9845.

- G. Ordinance Approving a Mutual Aid Agreement between the City of Liberty, Missouri Police Dept. and the City of Lee's Summit, Missouri Police Dept.

Document No. 7476 was read.

Action: Council Member Phillips moved to waive the rules and consider the

ordinance on first reading. Council Member Hagan seconded the motion.

Vote: Motion passed unanimously.

Action: Council Member Watt moved to approve the ordinance. Council Member King 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. 9846.

- H. Ordinance Approving an Agreement with Kansas City Men's Senior Baseball League pertaining to Officiating Services for Baseball and Softball Games at Fountain Bluff Sports Complex, Liberty, Missouri in an amount not to exceed \$145,000

Document No. 7477 was read.

Action: Council Member Phillips moved to waive the rules and consider the ordinance on first reading. Council Member Moore 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. 9847.

- I. Ordinance approving a Contract with Pierce Manufacturing, of Appleton, Wisconsin for the Purchase of a 2012 Pierce Velocity 100' Aerial Truck in the amount of \$1,144,784.

Document No. 7478 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 King moved to approve the ordinance. 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. 9848.

- J. Ordinance Approving a Contract with System Controls, Inc. for construction services for Variable Frequency Drive Implementation Project in the amount of \$83,120

Document No. 7479 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 Brenton moved to approve the ordinance. Council Member Watt 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. 9849.

Mayor Canuteson recused himself from the next item. Mayor Pro Tem Brenton acted as chair.

- K. Ordinance Approving the Settlement Agreement with Clay County, Missouri, for payment of Road and Bridge Fund Arrearages for Calendar Years 2008, 2009, 2010, and 2011, and Prospective Payments of Road and Bridge Revenues beginning in January 2013

Document No. 7480 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 Moore moved to approve the ordinance. Council Member Watt 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. 9850.

Mayor Canuteson returned to the meeting.

X. OTHER BUSINESS

- A. Motion to approve the purchase of concession food for Fountain Bluff Sports Complex from US FoodService in an amount not to exceed \$42,000.

Action: Council Member King moved to approve the purchase. 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

- B. Motion to approve the purchase of beverages for Fountain Bluff Sports Complex and Liberty Community Center from Pepsi Americas in an amount not to exceed \$68,000.

Action: Council Member Watt moved to approve the purchase. 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

- C. Motion to approve the purchase of two 2013 Ford Explorer XLT 4WD replacement vehicles for the Fire Dept. from Gary Crossley Ford in the amount of \$63,868.00

Action: Council Member Watt moved to approve the purchase. 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

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 8:18 p.m.

Attest:

Mayor

Deputy City Clerk