



City Council Meeting

Regular Session Minutes
December 10, 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 December 10, 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 Lyndell Brenton, 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
Janet Snook, 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
Shawna Funderburk, Asst. to the City Administrator
Sara Cooke, Communications Manager
Janet Pittman, Deputy City Clerk

Public Present: 5 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Study Session Summary of November 19, 2012

Council Member Jenness requested that the minutes be corrected to reflect his attendance.

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

V. CITIZENS' PARTICIPATION

Pat Miller, 1955 Kings Hwy., wanted to thank both the Fire and Police departments for their

participation in former Fire Chief Ralph Cottingham's funeral. It was greatly appreciated by the family.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of November 26, 2012

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

B. Appointments

Citizens Sales Tax Oversight Committee

- Appoint Michael Flanigan to a term expiring 5/15/2015

Cemetery Committee

- Appoint Tara Smith to a term expiring 2/1/2014

Clay County Extension Council

- Appoint Vern Windsor to a term expiring 2/1/2014

Liberty Missouri Public Facilities Authority

- Acknowledgement of Election

Council Member King moved to approve the appointments. Council Member Phillips seconded the motion, which carried unanimously.

C. Authorize an Executive Session to be held December 10, 2012 in the Council Conference room, immediately following the regular Session, to discuss Contract Negotiations as authorized by 610.021(12) and Real Estate Matters as authorized by 610.021(2) RSMo-Motion

Council Member King moved to approve the authorization of an executive session. Council Member Phillips seconded the motion, which carried unanimously.

VIII. PUBLIC HEARINGS

A. Sewer Rates (public hearing)

Mayor Canuteson opened the Public Hearing and asked if anyone wished to speak. Seeing no one, he closed the public hearing.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. Ordinance acknowledging vendor payments for the period of November 16, 2012 to November 30, 2012

1. Ordinance excluding KCP&L payments

Document No. 7643 was read.

Action: Council Member King moved to approve the vendor payments. Council Member Jenness 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. 9985.

2. Ordinance including KCP&L payments

Document No. 7644 was read.

Action: Council Member King moved to approve the vendor payments. Council Member Watt 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 abstained due to potential conflict of interest.

Approved by the Chair and inscribed in Ordinance No. 9985

B. Unite Private Networks

1. Ordinance approving an Agreement with Unite Private Networks of Kearney, Missouri for authorization of Dark Fiber Leasing Agreement (second reading)

Document No. 7639 was read.

Action: Council Member King 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. 9986.

2. Ordinance approving an Agreement with Unite Private Networks of Kearney, Missouri for authorization of Master Telecommunications Service Agreement and Pricing Schedules for services related to the voice and data telecommunications (second reading)

Document No. 7640 was read.

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. 9987.

C. Ordinance adopting the 2012 International Building codes

Document No. 7645 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

D. Ordinance adopting the Annual Budget for the City of Liberty, Clay County, Missouri for the fiscal Year 2013

Document No. 7646 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

E. Resolution approving the 2013-2017 Capital Improvement Plan for the City of Liberty, Missouri

Action: Council Member Hagan moved to postpone the resolution to the December 17, 2012 meeting. Council Member Moore 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

F. Ordinance approving a Fee for Services Agreement with Historic Downtown Liberty, Inc. in an amount not to exceed \$30,000.

Document No. 7647 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

G. Ordinance approving a Fee for Services Agreement with Liberty Economic Development Corporation in an amount not to exceed \$55,000.

Document No. 7648 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

- H. Ordinance authorizing the renewal of the Lease Agreement between the City of Liberty, Missouri and the Liberty, Missouri Public Facilities Authority for the lease of the Liberty Community Center

Document No. 7649 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

- I. Ordinance approving an Agreement with Liberty Sports Officials pertaining to officiating services for baseball/softball, basketball, flag football, adult kickball, and soccer for the Liberty Parks and Recreation Dept. in an amount not to exceed \$105,000.

Document No. 7650 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

- J. 2013 Utility Rates

1. Ordinance amending Section 29-25 (a) "Water Rates" of the City Code of the City of Liberty, Missouri (First Reading only)

Document No. 7651 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

2. Ordinance amending Section 29-49.1 "Sanitary Sewer Rates" of the City Code of the City of Liberty, Missouri (First Reading only)

Document No. 7652 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

3. Resolution adopting Solid Waste (Sanitation) Service Charges

Action: Council Member Brenton moved to postpone the resolution to the December 17, 2012 meeting. 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

4. Resolution Modifying the Monthly Utility Infrastructure Repair and Maintenance Fee

Action: Council Member Watt moved to postpone the resolution to December 17, 2012 meeting. 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

- K. Ordinance approving the 2013 1st Quarter Kansas City Area Transportation Authority (KCATA) Agreement for the Liberty Express Bus Service in the amount of \$13,651, effective January 1, 2013 through March 31, 2013.

Document No. 7653 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

- L. Ordinance approving an upgrade to the LAGERS Pension Plan with the City of Liberty

Document No. 7654 was read.

Mayor Canuteson stated the ordinance would be considered on second reading at the December 17, 2012 Special Session.

X. OTHER BUSINESS

A. Public Works Equipment

1. Motion to authorize payment to Foley Equipment Company for \$109,392 for the purchase of Caterpillar 308E Excavator

Action: Council Member Jenness 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

2. Motion to authorize payment to Murphy Tractor and Equipment Co. for the purchase of John Deere Front End Loader for \$168,550.

Action: Council Member King moved to approve the purchase. 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

3. Motion to authorize payment to Chuck Anderson Ford for \$51,411.48 for the purchase of a Ford one-ton dump bed pickup

Action: Council Member Watt moved to approve the purchase. 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

- B. Motion to purchase water valve exercising equipment from Key Equipment and Supply Company in the amount of \$21,215.

Action: Council Member Watt moved to approve the purchase. 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

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:20 p.m.

Mayor

Attest:

Deputy City Clerk