



## City Council Meeting

Regular Session Minutes

April 22, 2013

### 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 April 22, 2013 with Mayor Lyndell Brenton presiding. Mayor Brenton 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  
Jeff Watt, Ward III  
Michael Hagan and Gene Gentrup, Ward IV

Council Members Absent: None

Staff Present: Curt Wenson, City Administrator  
Dan Estes, Assistant City Administrator  
Steve Hansen, Public Works Director  
Donna Kay Taylor, Community Center Manager  
LeAnn Lawlor, Special Populations Manager  
Amy Brusven, Human Resources Director  
James Simpson, Police Chief  
Mike Snider, Fire Chief  
David Jones, Planner  
Katherine Sharp, City Planner  
Shawna Funderburk, Asst. to the City Administrator  
Karan Johnson, Economic & Business Dev. Manager  
Janet Pittman, Deputy City Clerk

Public Present: 7 members of the public

### IV. APPROVE MINUTES AND SUMMARIES

#### A. Special Session Minutes of April 8, 2013

Council Member Watt moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 4-0-3. Council Members Gentrup, Jenness and Phillips abstained due to absence.

#### B. Executive Session Minutes of April 8, 2013

Council Member Hagan moved to approve the minutes as distributed. Council Member Watt seconded the motion, which carried 4-0-3. Council Members Gentrup, Jenness and Phillips abstained due to absence.

C. Special Session Minutes of April 15, 2013

Council Member Phillips moved to approve the minutes as distributed. Council Member Jenness seconded the motion, which carried 6-0-1. Council Member Hagan abstained due to absence.

D. Executive Session Minutes – 1<sup>st</sup> Session of April 15, 2013

Council Member Phillips moved to approve the minutes as distributed. Council Member Moore seconded the motion, which carried 6-0-1. Council Member Hagan abstained due to absence.

E. Executive Session Minutes – 2<sup>nd</sup> Session of April 15, 2013

Council Member Phillips moved to approve the minutes as distributed. Council Member Jenness seconded the motion, which carried 5-0-2. Council Members Moore and Hagan abstained due to absence.

V. CITIZENS' PARTICIPATION

Mayor Brenton read a proclamation for Fair Housing Month.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of April 8, 2013

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

B. Resolution approving a Temporary Event Liquor License for the Liberty Area Chamber of Commerce for the Liberty4thFest & BBQ event to be held on July 3 and 4, 2013 on the downtown Liberty Square (Beer Garden available on July 3<sup>rd</sup> only)

**Action:** Council Member Watt moved to approve the resolution. Council Member Jenness seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2605.

VIII. PUBLIC HEARINGS

- A. Resolution approving a Special Use Permit to allow the temporary sale of fireworks by Liberty Discount Fireworks, from June 20 to July 4, 2013 on a 6.34 acre lot south of Blue Jay Crossing and Northwest of Liberty High School, Liberty, Missouri [P&Z Case 13-12SUP]

Mayor Brenton opened the Public Hearing and asked if anyone wish to speak either in favor or in opposition of the resolution. Seeing no one wishing to speak, he closed the Public Hearing.

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Inscribed in Resolution No. 2606.

- B. Ordinance amending the Official Zoning Map of the City of Liberty, Missouri by Rezoning approximately 22 acres known as New Liberty Hospital District in the City of Liberty, Clay County, Missouri, From H, Hospital District to C-O, Non-Retail Business District [P&Z Case 13-13R]

Mayor Brenton opened the Public Hearing and asked if anyone wish to speak either in favor or in opposition of the ordinance. Seeing no one wishing to speak, he closed the Public Hearing.

Document No. 7712 was read.

**Action:** Council Member Jenness 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 Watt moved to approve the ordinance. Council Member Hagan seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10042.

## IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of March 29 to April 12, 2013.

Mayor Pro Tem Duncan took over as Chair of the meeting.

1. Ordinance excluding KCP&L and Westland Landscape payments

Document No. 7713 was read.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10044.

2. Ordinance including KCP&L payments

Document No. 7714 was read.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10044.

3. Ordinance including Westland Landscape payments

Document No. 7715 was read.

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

Roll Call

Vote: Motion passed 6-0-1

Yes: Council Members Phillips, Moore, Hagan, Watt, Duncan and Gentrup

No: None

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

Approved by the Chair and inscribed in Ordinance No. 10044.

Mayor Brenton resumed as chair of the meeting.

- B. Resolution approving a Final Development Plan for the construction of a 12,825 square foot expansion of the Ford Stamping Plant in Liberty, Clay County, Missouri [P&Z Case 13-17FDP]

**Action:** Council Member Jenness moved to approve the resolution. Council Member Phillips seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Inscribed in Resolution No. 2607.

- C. Ordinance approving an Agreement with L & L Towing to provide towing and associated services for City owned vehicles for the City of Liberty, Clay County, Missouri.

Document No. 7716 was read.

**Action:** Council Member Watt 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 Jenness seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10045.

- D. Ordinance approving an STP-Urban Program Supplemental Agreement with the Missouri Highways and Transportation Commission.

Document No. 7717 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 Moore seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10046.

E. Community Center Pool Liner Replacement

1. Ordinance approving a certain Agreement with KC Gunite, Inc. for the removal and disposal of existing pool liner and tiling of the main indoor pool, located at the Liberty Community Center, Liberty, Missouri in an amount not to exceed \$188,000.

Document No. 7718 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 Hagan moved to approve the ordinance. Council Member Moore seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10047.

2. Ordinance amending Ordinance No. 9997 Adoption of the 20123 Budget for the City of Liberty, Missouri.

Document No. 7719 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 watt moved to approve the ordinance. Council Member Duncan seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10048.

F. Employee Benefit Agreements for Plan Year July 1, 2013 through June 30, 2014

1. Ordinance approving a Contract with Midwest Public Risk (MPR) to provide Employee Medical Insurance Coverage for the City of Liberty

Document No. 7720 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 Hagan moved to approve the ordinance. Council Member Jenness seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10049.

2. Ordinance approving a contract with Metropolitan Life Insurance Company to provide employee dental insurance coverage for the City of Liberty

Document No. 7721 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 Watt moved to approve the ordinance. Council Member Hagan seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10050.

3. Ordinance approving a contract with Prudential Insurance Company to provide employee life and AD&D coverage for the City of Liberty

Document No. 7722 was read.

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

**Vote:** Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10051.

4. Ordinance approving a contract with Prudential Insurance Company to provide employee short-term disability insurance coverage for the City of Liberty

Document No. 7723 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 Watt moved to approve the ordinance. Council Member Jenness seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10052.

5. Ordinance approving a contract with Vision Care Direct to provide employee vision insurance coverage for the City of Liberty

Document No. 7724 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 Hagan moved to approve the ordinance. Council Member Jenness seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10053.

6. Ordinance approving a contract with Assurant Insurance Company to provide employee long-term disability insurance coverage for the City of Liberty

Document No. 7725 was read.

**Action:** Council Member Watt 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 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10054.

7. Ordinance approving a contract with American Family Life Assurance Company to provide employee supplemental insurance coverage for the City of Liberty

Document No. 7726 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 Moore moved to approve the ordinance. Council Member Jenness seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10055.

8. Ordinance approving a contract with Colonial Insurance Company to provide employee supplemental insurance coverage for the City of Liberty

Document No. 7727 was read.

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

**Vote:** Motion passed 7-0-0

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

**No:** None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10056.

9. Ordinance approving a contract with Pre-Paid Legal Services to provide employee ID theft and pre-paid legal insurance coverage for the City of Liberty

Document No. 7728 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 Jenness moved to approve the ordinance. Council Member Hagan seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10057.

10. Ordinance approving a contract with MHM Business Services, LLC. To provide section 125 plan administration for the City of Liberty

Document No. 7729 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 Moore moved to approve the ordinance. Council Member Phillips seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10058.

## X. OTHER BUSINESS

- A. Purchase of an 18 passenger handicap lift bus from MidAmerica Coach in the amount of \$50,408.

**Action:** Council Member Hagan moved to approve the motion to purchase. Council Member Moore seconded the motion.

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Watt, Duncan and  
Gentrup  
No: None  
Abstain: None

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:40 p.m.

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Deputy City Clerk