



City Council Meeting

Regular Session Minutes

May 28, 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 May 28, 2013 with Mayor Lyndell Brenton presiding. Mayor Brenton called the meeting to order at 7:03 p.m.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Jeff Watt, who then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: Greg Duncan and Jeff Moore, Ward II
Kevin Graham and Jeff Watt, Ward III
Michael Hagan and Gene Gentrup, Ward IV

Council Members Absent: Harold Phillips and Paul Jenness, Ward I

Staff Present: Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Janet Snook, Parks and Recreation Director
Charlie Stevens, Utilities Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Katherine Sharp, City Planner
David Jones, Planner
Shawwna Funderburk, Asst. to the City Administrator
Janet Pittman, Deputy City Clerk

Public Present: 6 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Study Session Summary of May 6, 2013

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

B. Regular Session Minutes of May 13, 2013

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

V. CITIZENS' PARTICIPATION

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Special Session Minutes of May 20, 2013

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

B. Study Session Summary of May 20, 2013

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

C. Executive Session Minutes of May 20, 2013

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

D. Authorize an Executive Session to be held in the Administration Conference Room immediately following the Regular Session to discuss Contract Negotiations as authorized by 610.021(12) RSMo-Motion

Council Member Hagan moved to authorize the Executive Session. Council Member Duncan seconded the motion, which carried unanimously.

VIII. PUBLIC HEARINGS

A. Resolution approving a Special Use Permit to allow the temporary sale of fireworks by Belfonte Fireworks, from June 20, 2013 to July 4, 2013 on a 3.28 acre lot in Oakwood Business Park, West of Clay County Health Center, Liberty, Missouri [Case No. 13-18SUP]

Mayor Brenton opened the Public Hearing and asked if anyone wished 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 Hagan moved to approve the resolution. Council Member Moore seconded the motion.

Vote: Motion passed 6-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2608.

B. Ordinance amending Chapter 30, "Unified Development Ordinance", of the Code of the City of Liberty, Missouri – Temporary Use Permit Application [to be Tabled]

Document No. 7736 was read.

Action: Council Member Watt moved to table the ordinance. Council Member Duncan seconded the motion.

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. Acknowledgement of vendor payments for the period of May 3 to May 17, 2013.

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

1. Ordinance excluding Westland Landscape payments

Document No. 7737 was read.

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

Roll Call

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None
Approved by the Chair and inscribed in Ordinance No. 10062.

2. Ordinance including Westland Landscape payments

Document No. 7738 was read.

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

Roll Call

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None.
Approved by the Chair and inscribed in Ordinance No. 10062.

Mayor Brenton resumed as chair of the meeting.

B. Ordinance approving an Amendment to the Liberty Triangle Tax Increment Financing Plan (Projects A-H) and amending Ordinance Numbers 8581 and 8908 revising the legal descriptions for Project Areas A and B-2 in conformance with Clay County's Tax Parcel Records (second reading)

Document No. 7733 was read.

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

Vote: Motion passed 6-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10063.

C. Ordinance accepting easements for public sanitary sewer mains for Liberty United Methodist Church

Document No. 7739 was read.

Action: Council Member Watt 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 Moore seconded the motion.

Vote: Motion passed 6-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10064.

D. Ordinance approving a right of way appraisal agreement with Smith & Smith appraisal Co. in an amount not to exceed \$17,250.00 for Liberty Drive Improvements Project

Document No. 7740 was read.

Action: Council Member Hagan moved to waive the rules and consider the ordinance on first reading. Council Member Watt 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 6-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10066.

E. Resolution approving a Final Development Plan for the construction of a 23,265 square foot retail building known as Ross Dress for Less in Liberty, Clay County, Missouri [Case No. 13-19FDP]

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

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None
Inscribed in Resolution No. 2609.

F. Resolution approving a Preliminary Development Plan for St. James Church, in Liberty, Clay County, Missouri [Case No. 13-21PDP]

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

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None
Inscribed in Resolution No. 2610.

G. Resolution authorizing the filing of an application with the Missouri Department of Conservation for financial assistance for the management, improvement and conservation of trees (TRIM Grant) within the City of Liberty, Missouri

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

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None
Inscribed in Resolution No. 2611.

H. Ordinance approving an agreement with Tusa Consulting Services to provide consultation and design for a public safety radio system in an amount not to exceed \$50,000.

Document No. 7741 was read.

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

Vote: Motion passed 6-0-0
Yes: Council Members Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None

Abstain: None
Approved by the Chair and inscribed in Ordinance No. 10067.

- X. OTHER BUSINESS
- 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