



City Council Meeting

Regular Session Minutes

July 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 July 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 Kevin Graham, 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
Kevin Graham, Ward III
Michael Hagan and Gene Gentrup, Ward IV

Council Members Absent: Jeff Watt, Ward III

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Tony Sage, Information Technology Director
Katherine Sharp, City Planner
Shawwna Funderburk, Asst. to the City Administrator
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

Public Present: 5 members of the public

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of July 8, 2013

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

B. Appointments/Reappointments

1. Tree Board
 - a. Reappoint Chris Veach to a term expiring 12/15/2015
2. Planning and Zoning Commission
 - a. Appoint Ken Personett to a term expiring 1/1/2016

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

- C. Authorize an Executive Session to be held in the Administration Conference Room immediately following the Regular Session to discuss Litigation matters as authorized by 610.021(1) RSMo

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

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of June 28 to July 12, 2013.

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

Document No. 7759 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, Graham, Duncan and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10084.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance approving an Inter-Governmental Cooperative Agreement between Clay County, Missouri and the City of Liberty, Missouri for Road Repairs

The agreement allows for Clay County to perform chip seal road repairs on sections of Petty Road, NE 112th Street and Chandler Road. The cost will be \$57,401.58 and will provide a quality road surface at a greatly reduced cost compared to overlay.

Document No. 7760 was read.

Action: Council Member Phillips moved to waive the rules and consider the ordinance on first reading. Council Member Duncan 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 6-0-1

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

No: None

Abstain: Council Member Graham

Approved by the Chair and inscribed in Ordinance No. 10085.

C. Ordinance accepting Easements for Public Sanitary Sewer Mains near 506 W. Mississippi Street, Liberty, Missouri

The easements are required to facilitate a lot split at 506 W. Mississippi Street, between Fairview and Maple Street, and north of Mississippi Street.

Document No. 7761 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 Moore seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10086.

D. Ordinance approving a maintenance services agreement with the City of Kansas City, Missouri for the Liberty Motorola P25 Digital radio network known as MARRS (Metropolitan Area Regional Radio System)

The maintenance services agreement will provide both routine and emergency maintenance for the main dispatch consoles and is also the enabling mechanism for the talk groups to be activated by Kansas City, Missouri. The cost of the agreement is \$44.00 per hour and the cost of parts, plus 5%, not inclusive of any emergency shipping that may be required.

Document No. 7762 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the August 12, 2013 Regular Session meeting.

E. Ford Plant (KCPL Substation site)

1. Ordinance Authorizing The City Of Liberty, Missouri To Enter Into A First Amendment To Lease Agreement And Memorandum Of Lease Agreement, First Amendment To Performance Agreement And Memorandum Of Performance Agreement And A Special Warranty Deed; Authorizing And Approving Certain Other Documents; And Authorizing Certain Other Actions In Connection With The Entering Into Of Such Documents

In accordance with the Lease and Performance Agreement between Ford and the City, the City is required to consent to any release/transfer of ownership, leases or easements related to the property.

Document No. 7763 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 Moore seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10087.

F. Ordinance approving an agreement with Clay County, Missouri to provide Collection Services for City of Liberty Taxes

The contract is for Clay County to collect City property taxes for a term of three years, with an option to extend for an additional three years. The contract specifies a 1.0% County collection charge and a 0.6% Assessor charge.

Document No. 7764 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 Phillips moved to approve the ordinance. Council Member Hagan seconded the motion.

Vote: Motion passed 6-0-1

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

No: None

Abstain: Council Member Graham
Approved by the Chair and inscribed in Ordinance No. 10088.

- G. Ordinance amending Chapter 10, "Court Costs, Fines and Imprisonment" of the Code of the City of Liberty, Missouri implementing \$3.00 Sheriffs Retirement Fund fee

The Missouri Attorney General issued opinion No. 20-2013 that concluded "the exception for municipal courts from the \$3.00 surcharge in 57.955 RSMo, was removed in 1996. Therefore, municipal court clerks must collect the surcharge on all municipal ordinance violation cases."

Document No. 7765 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the August 12, 2013 Regular Session meeting.

X. OTHER BUSINESS

- A. Authorize payment to Genesis Environmental Inc. for the purchase of coating services for clarifiers and other surfaces at the Water Treatment Plant in the amount of \$260,643.00 in 2013

Mayor Brenton stated this item had been removed from agenda.

- B. Authorize payment to Alexander Open Systems for the purchase of network routing equipment in an amount not to exceed \$53,153.98

Action: Council Member Hagan moved to authorize the payment. Council Member Phillips seconded the motion.

Vote: Motion passed 7-0-0

Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, 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 7:30 p.m.

Mayor

Attest:

Deputy City Clerk