



City Council Meeting

Regular Session Minutes

October 14, 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 October 14, 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 Greg Duncan, 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 and 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
Brian Hess, Interim Utilities Director
Janet Snook, Parks and Recreation Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Shawwna Funderburk, Asst. to the City Administrator
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

Public Present: 20 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Special Session Minutes of September 16, 2013

Council Member Hagan moved to approve the minutes as distributed. Council Member Graham seconded the motion, which carried 7-0-1. Council Member Phillips abstained due to absence.

B. Executive Session Minutes of September 16, 2013

Council Member Hagan moved to approve the minutes as distributed. Council Member Moore seconded the motion, which carried 6-0-2. Council Members Phillips & Graham abstained due to absence.

C. Special Session Minutes of October 7, 2013

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

D. Executive Session Minutes of October 7, 2013

Council Member Phillips moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 7-0-1. Council Member Graham abstained due to absence.

V. CITIZENS' PARTICIPATION

A. Proclamation of Appreciation and Commendation for Officer Rob Bratcher

Mayor Brenton read the proclamation and presented it to Officer Rob Bratcher, commending him for his dedicated service to the City of Liberty.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of September 23, 2013

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

B. Study Session Summary of September 23, 2013

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

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

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

VIII. PUBLIC HEARINGS

A. Ordinance approving a Plan for an Industrial Development Project for Holland 1916, Inc.

Mayor Brenton opened the Public Hearing and asked if anyone wished to speak either in favor or in opposition of the ordinance.

Mike Stradinger, CEO of Holland 1916, 2901 Heartland Drive, stated that the company formerly located in North Kansas City chose to relocate to Liberty with their expanding business because the building was a great manufacturing facility at a reasonable

price.

Mr. Stradinger also noted that Holland 1916 participates in the Northland CAPS program (Northland Center for Advanced Professional Studies). The program, comprised of the Kearney, Liberty, North Kansas City, Park Hill, Platte County and Smithville school districts, helps high school students to obtain real world experience. Currently, 14 students meet daily in Holland's Liberty facility where they are taught manufacturing and problem solving skills. He encourages other area businesses to participate in the program.

Seeing no one else wishing to speak; the Mayor closed the Public Hearing.

Document No. 7792 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 Moore seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10112.

- B. Ordinance approving Real Property Tax Abatement for Improvements on real property located at 2901 Heartland Drive, Liberty, Missouri within the Liberty Enhanced Enterprise Zone and directing the City Clerk to provide a copy of said ordinance to the Director of the Missouri Department of Economic Development

The City's proposal to Holland 1916 included a Chapter 100 tax abatement package for their business property and an Enhanced Enterprise Zone (EEZ) tax abatement package for real property improvements. The tax abatement is 55% on new improvements only, allowing the existing improvement value and 45% of new value added to be distributed to the taxing entities. Holland 1916 has located their headquarters and three separate businesses in Heartland Meadows, bringing over 88 new jobs to Liberty.

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

Document No. 7793 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 Watt moved to approve the ordinance. Council Member Jenness seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10113.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of September 13, 2013 to October 4, 2013.

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

1. Ordinance excluding Westland Landscape payments

Document No. 7794 was read.

Action: Council Member Hagan 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, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10114.

2. Ordinance including Westland Landscape payments

Document No. 7795 was read.

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

Roll Call

Vote: Motion passed 7-0-1

Yes: Council Members Phillips, Moore, Hagan, Graham, 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. 10114.

Mayor Brenton resumed as chair of the meeting.

B. Ordinance accepting an easement for public water mains for the Freedom Clinic

To facilitate the construction of Freedom Clinic, an on-site public water main easement is required along the east side of the proposed clinic at 398 N. Bluejay Drive.

Document No. 7796 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 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10115.

C. Ordinance amending Chapter 20, "Motor Vehicles & Traffic," of the Code of the City of Liberty, Clay County, Missouri

Document No. 7797 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 Hagan moved to approve the ordinance. Council Member Moore seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10116.

D. Ordinance amending Chapter 8, "Cemeteries" of the Code of the City of Liberty, Clay County, Missouri, to establish provisions for the resale of Cemetery Lots and adding same to the Schedule of Fees

Document No. 7798 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the October 28, 2013 Regular Session meeting.

E. Resolution eliminating Non-resident Fees for Liberty Community Center Memberships, Rentals, Programs, and Service Fees

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2632

X. OTHER BUSINESS

A. Hotel/Motel (Transient) Guest Tax Discussion and Update

Staff stated that the attempt to seek 'revised' Transient Guest tax legislation did not gain approval through the Senate at the Missouri legislative session in early 2013, HDLI, LEDC and staff would like Council's direction on whether to pursue this in the legislature once again this year, or to proceed using current legislative language. The revised language would allow an expanded use of revenue (tourism, cultural activities, promotion of economic development, construction of related infrastructure) at a rate of 6% per occupied room, whereby the current language restricts use of revenue to promotion of tourism only, or promotion of tourism and funding of a convention facility, at a rate of 5% per occupied room.

Council directed staff to pursue the new legislative language once again this year; however, Council noted they are prepared to move forward with the current legislative language depending on timing of the City's overall tax strategy.

B. A Resolution in support of the Proposed Constitution, Establishing a New Form of Government for Clay County, Missouri, to be Voted Upon by the Citizens of Clay County on November 5, 013.

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

Vote: Motion passed 7-0-1

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

No: None

Abstain: Council Member Graham.

Inscribed in Resolution No. 2633.

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 8:25 p.m.

Mayor

Attest:

Deputy City Clerk