



City Council Meeting

Regular Session Minutes

October 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 October 28, 2013 with Mayor Lyndell Brenton presiding. Mayor Brenton called the meeting to order at 7:05 p.m.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Paul Jenness, 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
Gene Gentrup, Ward IV

Council Members Absent: Michael Hagan Ward IV

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Janet Snook, Parks and Recreation 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
Vicki McClure, Interim Assistant Finance Director
Janet Pittman, Deputy City Clerk

Public Present: Stacy Burt, Liberty Tribune
One member of the public

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

October 14, 2013 Executive Session Minutes

Due to an error, Council Member Watt moved to remove the October 14, 2013 Executive Session Minutes from the agenda. Council Member Moore seconded the motion, which carried unanimously.

A. October 7, 2013 Study Session Summary

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

B. October 14, 2013 Regular Session Minutes

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

C. Appointments

1. Liberty Community Christmas Tree Commission
 - a. Appoint Mark VanMeter to a term expiring 5/1/2015

Council Member Phillips moved to approve the appointment. Council Member Moore seconded the motion, which carried unanimously.

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of October 4, 2013 to October 18, 2013.

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

1. Ordinance excluding Westland Landscape payments

Document No. 7799 was read.

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10111.

2. Ordinance including Westland Landscape payments

Document No. 7800 was read.

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

Roll Call

Vote: Motion passed 6-0-1

Yes: Council Members Phillips, Moore, 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. 10111.

Mayor Brenton resumed as chair of the meeting.

- B. 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 (2nd Reading)

The Cemetery Advisory Committee voted unanimously to recommend that City Council, approve an ordinance adding a provision to the City Code that set the buyback rate at the original price paid by the plot owner, or up to \$75 if the original price cannot be verified.

Document No. 7798 was read.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10117.

- C. Ordinance awarding cost of living salary adjustments to the employees of the City of Liberty in the amount of 2% of base annual pay and amending ordinance No. 9997 Adoption of the 2013 Budget for the City of Liberty, Missouri

Action: Council Member Watt moved to remove this item from consideration. Council Member Moore seconded the motion, which carried unanimously.

Mayor Brenton stated the ordinance would be considered at a Special Session meeting to be held November 4, 2013.

- D. Resolution accepting the Liberty United Methodist Church Sanitary Sewer and Water Main Improvements Project

The developer constructed the public water main and sanitary sewer main extensions to serve the proposed Liberty United Methodist Church. The Liberty United Methodist Church development is located at the northwest corner of Rush Creek Parkway and Lightburne Avenue.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2634.

- E. Resolution accepting the St. Stephen's Lutheran Church Sanitary Sewer and Water Main Improvements Project

Action: Council Member Watt moved to remove this item from consideration. Council Member Phillips seconded the motion, which carried unanimously.

Mayor Brenton stated the resolution would be considered at a Special Session meeting to be held November 4, 2013.

- F. Resolution accepting the Public Sanitary Sewer Main for Tract 1, North Haven Estates – First Replat

To facilitate the development of Tract 1 North Haven Estates – First Replat, the developer constructed a public sanitary sewer main extension east of Randy Curnow Northland Auto Center, located east of Highway 291, north of Stewart Road to provide direct access to the public sanitary sewer system for Randy Curnow Auto Center.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Inscribed in Resolution No.2635.

- G. Ordinance accepting the Easement for Storm Water Detention Facilities for Oakwood Business Park Lot 12

An Easement for the Storm Water Detention Facilities is to allow for the construction of a storm detention basin for a proposed office building on Lot 12 of Oakwood Business Park. The proposed office building will be located along the west side of Haines Drive at the top of the hill, and the north to the existing office buildings.

Document No. 7801 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 Phillips seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10118.

- H. Resolution designating the authorized representative to act on behalf of the City of Liberty for matters related to State Revolving Fund Projects with the Missouri Department of Natural Resources

The City has taken steps necessary to maintain eligibility for financial assistance from the State Revolving Fund (SRF) program that provides low interest loans for eligible projects. As part of the Wastewater Treatment Facility Feasibility Study and the subsequent development of a Facility Plan for the City's proposed Wastewater Treatment Facility, application has been made to the Missouri Department of Natural Resources (MNDR) to be included in the SRF intended use plan. In the event funding may be utilized, the SRF program requires an authorized representative be designated by the City to sign official documentation and speak for the City on SRF project related matters. Therefore, staff recommends approval of the Finance Director to be the City's representative for SRF project matters.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2636.

- I. Ordinance amending Ordinance No. 9990 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 Department – Increasing Agreement by \$5,000

The City of Liberty has contracted with Liberty Sports Officials for the past nine years to hire and assign all officials for the recreation sports programs. During the time since this initial contract, Liberty Sports Officials has provided officials who have training and experience in officiating. This contract also requires that all officials scheduled to officiate games are insured and receive sport appropriate training.

Document No. 7802 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 Moore seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10119.

- J. Ordinance amending Ordinance No. 9941 approving an Agreement with the Mid-America Regional Council pertaining to Senior Center Administration and Meals on Wheels Administration – Increasing Agreement by \$880.25

Each year the City of Liberty is awarded operating contracts by the Mid-America Regional Council (MARC) to support senior services including transportation services, senior center administration and Meals on Wheels administration. While Meals on Wheels, Inc. is not a City program, staff provides administrative support to the organization and administers the MARC grant.

Document No. 7803 was read.

Action: Council Member Watt 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 Phillips seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10120.

X. OTHER BUSINESS

A. Special Purpose Sales Tax Budgets – 2014 Budget Proposal

Finance Director/Assistant City Administrator Dan Estes noted that the Special Purpose Sales Tax Budgets were presented to the Citizen Sales Tax Oversight Committee on October 10, 2013. The Committee found the 2014 Budgets to be consistent with voter intent. Mr. Estes noted that the Committee understood the funding limitations, but recommended that future budgets attempt to provide additional resources for maintenance of facilities.

Staff presented information on the short and long term direction for capital improvements, equipment acquisition and operational support for the Fire Sales Tax Fund, Park Sales Tax Fund and Capital Improvement Plan – Transportation and Capital Sales Tax Funds. These Budgets will be included in the 2014 Budget Ordinance for City Council's consideration in December.

- XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR
- XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL
- XIII. ADJOURNMENT

The meeting adjourned at 8:06 p.m.

Mayor

Attest:

Deputy City Clerk