

City Council Meeting

Regular Session Minutes

December 9, 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 December 9, 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 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
Janet Snook, Parks and Recreation Director
Brian Hess, Interim Utilities Director
Amy Brusven, Human Resources Director
James Simpson, Police Chief
Tony Sage, Information Technology Director
Shawna Funderburk, Asst. to the City Administrator
Janet Pittman, Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Resolution approving a Temporary Event Liquor License at a St. James School event at 309 South Stewart Road on Saturday, January 11, 2014

Action: Council Member Hagan moved to approve the resolution. Council Member

Watt 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. 2644.

VIII. PUBLIC HEARINGS

A. 2014 Recommended Utility Rates

Based on the review of 2014 Water, Wastewater and Solid Waste Fund expenditure budgets, the Budget Committee and staff are recommending a 4.9% increase in Utility rates. Water – 4.0%; Sanitation – 6.0%; and Wastewater – 5.5%

Mayor Brenton opened the Public Hearing and asked if anyone wished to speak. Seeing no wishing to speak, the Mayor closed the Public Hearing.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. Acknowledgement of vendor payments for the period of November 15, 2013 to November 29, 2013.

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

1. Ordinance excluding Westland Landscape payments

Document No. 7816 was read.

Action: Council Member Phillips moved to approve the vendor payments. Council Member Hagan 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. 10131.

2. Ordinance including Westland Landscape payments

Document No. 7817 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. 10131.

Mayor Brenton resumed as chair of the meeting.

B. Ordinance amending Chapter 20, "Motor Vehicles & Traffic," of the Code of the City of Liberty, Clay County, Missouri (second reading)

Document No. 7812 was read.

Action: Council Member Watt moved to approve the ordinance. 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
Approved by the Chair and inscribed in Ordinance No. 10132.

C. Ordinance approving a Cooperative Agreement with Martha Lafite Thompson Nature Sanctuary, Liberty, Missouri

The staffs and advisory boards for Liberty Parks and Recreation and Martha Lafite Thompson Nature Sanctuary have identified several key areas in which the two organizations could build a mutually beneficial programming partnership.

Document No. 7818 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 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. 10133.

D. Resolution modifying the Liquor Dispensing Permit Fee listed in the Schedule of Fees

The state increased the cost of the Criminal History Check Report from \$9 to \$10 in 2010; however, the City did not increase the permit cost at that time to offset the

expense. Effective November 2013 the state has increased the cost from \$10 to \$11. Staff recommends modifying the fee from \$24 to \$26 to reflect the increases.

Action: Council Member Phillips 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. 2645.

E. Resolution Increasing the Number of Members Appointed to the Cemetery Advisory Committee from Seven to Nine

The Cemetery Advisory Committee is requesting that Council expand the Committee's membership to nine (9) members to accommodate volunteers interested in becoming more active in caring for the cemeteries in meaningful ways.

Action: Council Member Phillips moved to approve the resolution. 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

Inscribed in Resolution No. 2646.

F. Ordinance adopting the Annual Budget for the City of Liberty, Clay County, Missouri for the Fiscal Year 2014

State law requires the City to annually adopt a budget prior to the beginning of the new fiscal year. Work on the 2014 Budget commenced in the summer. Liberty's elected officials were actively engaged in the 2014 budget development, and all meetings were open to the public.

Document No. 7819 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

G. Resolution approving the 2014-2018 Capital Improvement Plan for the City of Liberty, Missouri

The 2014-2018 Capital Improvement Plan represents the accumulation of many years of prior planning, current prioritization by the City Council, efforts by Public works staff to maximize Federal, State and other local funding resources and significant 2014 budgetary planning by the Budget Committee and City Staff.

Council Member Hagan moved that the Resolution be moved to the December 16th Special Session meeting. Council Member Phillips seconded the motion, which carried unanimously.

H. 2014 Utility Rates

Based on the review of 2014 Water, Wastewater and Solid Waste Fund expenditure budgets, the Budget Committee and staff are recommending an increase in Utility rates.

1. Ordinance amending Section 29-25 (a) "Water Rates" of the City Code of the City of Liberty, Missouri

Document No. 7820 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

2. Ordinance amending Section 29-49.1 "Sanitary Sewer Rates" of the City Code of the City of Liberty, Missouri (First Reading only)

Document No. 7821 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

3. Resolution adopting Solid Waste (Sanitation) Service

Council Member Watt moved that the Resolution be moved to the December 16th Special Session meeting. Council Member Graham seconded the motion, which carried unanimously.

4. Resolution Modifying the Monthly Utility Infrastructure Repair and Maintenance Fee

Council Member Moore moved that the Resolution be moved to the December 16th Special Session meeting. Council Member Phillips seconded the motion, which carried unanimously.

- I. Ordinance approving a Fee for Services Agreement with Historic Downtown Liberty, Inc. in an amount not to exceed \$30,000.

Services provided include unified advocacy and support for the downtown commercial area; continue and update a consistent promotion and advertising program for the downtown commercial area; encourage and promote historically appropriate design strategies for the overall aesthetic appearance of the downtown commercial area; strengthen the existing economic assets of the downtown area while diversifying and recruiting new businesses; manage the downtown farmers market on Saturdays; and coordinate tourism efforts through the Liberty Tourism Council.

Document No. 7822 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

- J. Ordinance approving an Intergovernmental Agreement with the Mid-America Regional Council Solid Waste Management District for Participation in the Regional Household Hazardous Waste Program in the amount of \$30,314.96

Participation in the program allows Liberty residents to use permanent collection facilities located at 4707 Deramus, Kansas City, MO and 2101 S.E. Hamblen Road, Lee's Summit, MO as well as participate in mobile collection events throughout the metropolitan area without additional charge.

Document No. 7823 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

- K. Ordinance 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 Dept. in an amount not to exceed \$115,000.

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. 7824 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

- L. Ordinance approving the 2014 Kansas City Area Transportation Authority (KCATA) Agreement for the Route #434x-Shoal Creek/Liberty Express Bus Service in the amount of \$41,000.

The City subsidizes a commuter bus service provided by the KCATA that consists of 2 morning bus trips and 2 return evening trips (on weekdays) to downtown Kansas City.

Document No. 7825 was read.

The Mayor stated this ordinance would be considered on second reading at the December 16th Special Session meeting.

X. OTHER BUSINESS

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:30 p.m.

Attest:

Mayor

Deputy City Clerk