

City Council Meeting

Regular Session Minutes

February 10, 2014

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 February 10, 2014 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
Vicki McClure, Assistant Finance Director
Steve Hansen, Public Works Director
Brian Hess, Interim Utilities Director
Andy Hedrick, Police Captain
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

Public Present: Stacy Burt, Liberty Tribune
2 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Regular Session Minutes of January 13, 2014

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

V. CITIZENS' PARTICIPATION

Pat Miller, 1955 King Highway, stated that Council is aware of the substandard conditions of the Animal Shelter, and have made efforts to improve it in the past. Ms. Miller stated she wants the community to know how poor the shelter is and to encourage Council to make an

effort to improve it.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

Mayor Brenton stated the Resolution approving a temporary event liquor license would be removed from the consent agenda and considered separately.

A. Appointments/Reappoints

a. Liberty Arts Commission

- i. Appoint Anna Knackstedt to a term expiring May 15, 2015

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

B. Resolution authorizing the filing of an application with the Missouri Division of Highway Safety for a Highway Safety Law Enforcement Grant (Moving Violation Grant)

The two main roadways: Kansas Street and Missouri Highway 291, have historically been major contributors to the overall number of vehicular accidents in the City of Liberty. The Hazardous Moving Violation Grant would offset costs of enforcement of hazardous moving violations in the identified high accident area.

Action: Council Member Phillips moved to approve the resolution. Council Member Duncan 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. 2658.

C. Resolution authorizing the filing of an application with the Missouri Division of Highway Safety for a Highway Safety Law Enforcement Grant (DUI Enforcement Grant)

MoDot has made available funds to cover overtime cost for officers to work extra shifts to help remove impaired drivers from the road. The grant would provide funds to staff additional officers to remove impaired drivers. The grant is funded 100% by MoDot with no matching or contributory funds by the City of Liberty.

Action: Council Member Phillips moved to approve the resolution. Council Member Duncan 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. 2659.

- D. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the ShamRock & Run event on March 16, 2014

The event will take place on E. Kansas Street, which will be closed off from Water to Missouri Street, from 11:30 a.m. – 6:30 p.m.

Action: Council Member Jenness 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, due to potential conflict of interest.

Inscribed in Resolution No. 2657.

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of January 17 to January 31, 2014.

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

Document No. 7850 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. 10163.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance amending Ordinance No. 10096 which adopted Phase II of the Temporary Single Family Residential Homebuilding Incentive Program for the City of Liberty (2nd Reading)

The amendment of Phase II would allow permits to be issued at a 65% reduced incentive rate through April 1, 2014 for currently platted and undeveloped lots in the City.

Document No. 7849 was read.

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. 10164.

- C. Ordinance approving and authorizing the Issuance of Taxable Industrial Revenue Bonds (RockTenn CP, LLC Project), series 2014, in a maximum aggregate principal amount not to exceed \$14,500,000; authorizing and approving certain other documents; and authorizing certain other actions in connection the issuance of said bonds

Document No. 7851 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 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. 10165.

- D. Ordinance approving and authorizing the issuance of Taxable Industrial Revenue Bonds (Holland 1916, Inc.) Project), Series 2014, in a maximum aggregate principal amount not to exceed \$11,000,000; authorizing and approving certain other documents; and authorizing certain other actions in connection with the issuance of said bonds

Document No. 7852 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. 10166.

- E. Ordinance amending Ordinance No. 10002 approving a Contract with AGC Engineers, Inc. for the Brookview Garden Wastewater Trunk Collection System Relocation project in the amount of \$7,000.00 from \$22,935.00 to a not to exceed amount of \$29,935.00.

The project replacement parameters were extended to include additional line replacement. The contract amendment provides for the additional engineering services to complete the expanded design of the improvements.

Document No. 7853 was read.

Action: Council Member Jenness 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 Phillips 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. 10167.

- F. Ordinance approving a Missouri Highways and Transportation Commission Acceptance of Conveyance in connection with the Flintlock Overpass Project (Route B, Route H, Route 33, Southview Drive and Church Road)

In 2011, the City Council approved a Municipal agreement with the Missouri Highways and Transportation Commission for the Flintlock Overpass which included the transfer of various State roadways to the City upon completion of the Flintlock Overpass. Staff has worked with MoDot to facilitate the transfer deeds and now the process requires approval of the City Council for the documentation prior to the recording.

Document No. 7854 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 Phillips 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. 10168.

- G. Ordinance approving a Missouri Highways and Transportation Commission Acceptance of Conveyance in connection with the I35/US69/M33 Interchange Project (portion of Glenn Hendren Road and Route 33 {Lightburne St.})

In 2006, the City Council approved a Municipal Agreement with the Missouri Highway and Transportation Commission for the improvements to the 1-35/US69/M33 Interchange which included realignment and improvements to the City's right-of-way for Glenn Hendren Road from east of Liberty Hospital to Lightburne/M33. Staff has worked with MoDot to facilitate the transfer deeds and now the process requires approval of the City Council for the documentation prior to the recording.

Document No. 7855 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 Duncan 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. 10169.

- H. Ordinance approving a Contract with Veenstra & Kimm, Inc. for Technical Engineering Services for the Wastewater Treatment Facility Project in an amount not to exceed \$281,262.00.

Staff solicited proposals for the Technical Engineering Services for the Wastewater Treatment Facility project and as a result, the Committee recommends a contract with Veenstra & Kimm, Inc. to provide the required Technical Engineering Services as part of the Wastewater Treatment Facility project.

Document No. 7856 was read.

Action: Council Member Jenness 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 Moore moved to approve the ordinance. Council Member Phillips 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. 10170.

- I. Ordinance approving a Contract with JCI Inc. for the purchase and installation of two submersible sewage pumps, and one inline channel grinder for the Rush Creek Lift Station in an amount not to exceed \$197,214.14

The Liberty wastewater collection system requires pumps to move wastewater from the Rush Creek Lift Station to the Liberty East Lift Station for ultimate transport to the Kansas City Birmingham Wastewater Treatment Plant. The proposed pumps will replace 2 of 3 pumps in the station with new, higher quality units ideally suited for the application.

Document No. 7857 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 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

Approved by the Chair and inscribed in Ordinance No. 10171.

- J. Ordinance allowing the "2014 Show Me Green Sales Tax Holiday" to apply to the Local Sales Taxes of the City of Liberty, Missouri between April 19 and April 25, 2014

During the sales tax holiday, qualifying Energy Star certified new appliances will be exempt from sales tax.

Document No. 7858 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 Watt moved to approve the ordinance. Council Member Duncan 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. 10172.

X. OTHER BUSINESS

- A. Motion to authorize payment to System Controls, Inc. for Opticom System Repairs in an amount of \$52,000.

Action: Council Member Watt moved to approve the payment. Council Member Phillips 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

- B. Motion to authorize the purchase of five police vehicles from Shawnee Mission Ford in an amount not to exceed \$135,000.

Action: Council Member Hagan moved to approve the purchase. Council Member Phillips 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

- C. Motion to approve a Purchase Order for Water Meters to be purchased from HD Supply in the amount of \$61,560.

Action: Council Member Hagan moved to approve the purchase order. Council Member Graham 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

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:40 p.m.

Mayor

Attest:

Deputy City Clerk