



City Council Meeting

Regular Session Minutes

June 23, 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 June 23, 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 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
Michael Hagan, Ward IV

Council Members Absent: Gene Gentrup, Ward IV

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Janet Bartnik, Parks and Recreation Director
Brian Hess, Utilities Director
Katherine Sharp, City Planner
Shawwna Funderburk, Asst. to the City Administrator
Karan Johnson, Economic & Business Dev. Manager
LeAnn Lawlor, Special Populations Manager
Tim Moore, Police Captain
Janet Pittman, Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

A. Study Session Summary of June 2, 2014

Council Member Watt moved to approve the summary as distributed. Council Member Phillips seconded the motion, which carried 6-0-1. Council Member Moore abstained due to absence.

B. Special Session Minutes of June 16, 2014

Council Member Phillips moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 6-0-1. Council Member Jenness abstained due to absence.

C. Executive Session Minutes of June 16, 2014

Council Members Moore and Hagan requested that the minutes reflect that they were absent for part of the discussion.

Council Member Phillips moved to approve the minutes as amended. Council Member Watt seconded the motion, which carried 6-0-1. Council Member Jenness abstained due to absence.

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of June 9, 2014

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

VIII. PUBLIC HEARINGS

Council Member Hagan recused himself and left the room.

A. Ordinance approving a Plan for an Industrial Development Project (B&B Movie Theatres, L.L.C.)

B & B Theaters is moving from their current location to Blue Jay Crossing to build a new, state-of-the-art facility which will be their office headquarters and include a 14-screen theater complex with meeting space and restaurant uses. B& B will employ an additional 15 corporate staff members and 10 full-time managers, and more than 100 hourly employees.

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

Document No. 7921 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the July 14, 2014 Regular session meeting.

B. Ordinance amending the Official Zoning Map of the City of Liberty, Missouri by Rezoning Lot 5A, Blue Jay Crossing, 2nd Plat in the City of Liberty, Clay County, Missouri from C-2, General Business District to PD, Planned Development District [P&Z Case No. 14-22R&PDP]

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

Document No. 7922 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 Jenness seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10228.

Council Member Hagan returned to the meeting.

- C. Ordinance adopting and approving the Downtown Liberty Residential 353 Development Plan submitted by the Liberty Municipal Redevelopment Corporation, finding that the property within said Development Plan is a blighted area in need of development and redevelopment, authorizing certain tax abatement within the redevelopment area described within the Development Plan; authorizing execution of 353 Development Agreements for implementation of redevelopment projects in conformance with the Development Plan; and providing for expiration of development rights

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

Document No. 7923 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the July 14, 2014 Regular Session meeting.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of May 30 to June 13, 2014.

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

1. Ordinance excluding Westland Landscape payments

Document No. 7924 was read.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10229.

2. Ordinance including Westland Landscape payments

Document No. 7925 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, Hagan, Graham, Watt, and Duncan

No: None

Abstain: Council Member Jenness due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10229.

Mayor Brenton resumed as chair of the meeting.

B. Priced Proposals with Design-Build firms for the Waste Water Treatment Plant Project

1. Ordinance approving an Agreement with Goodwin Brothers Construction Company/Crawford, Murphy & Tilly, Inc. to prepare a priced proposal for the Waste Water Treatment Plant Project in an amount not to exceed \$155,000 (second reading)

Document No. 7918 was read.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10230

2. Ordinance approving an Agreement with Burns & McDonnell/CAS to prepare a priced proposal for the Waste Water Treatment Plant Project in an amount not to exceed \$155,000 (second reading)

Document No. 7919 was read.

Action: Council Member Watt moved to approve the ordinance. Council Member Jenness seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10231

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

Amendments to traffic regulations are required to update the City Code for any new or modified traffic signage. The changes to traffic signs may be driven by a citizen request, staff or temporary situations requiring traffic modifications. The codification of the traffic regulation and the addition of appropriate signage allow the enforcement of the regulations.

Document No. 7926 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 Hagan seconded the motion.

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10232.

D. Ordinance approving an Agreement with Commercial Aquatic Services for Prominent Chemical Control Units for the Liberty Community Center in an amount not to exceed \$22,660

Document No. 7927 was read.

Action: Council Member Hagan 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 Duncan seconded the motion.

Vote: Motion passed 7-0-0
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt, and
Duncan
No: None
Abstain: None
Approved by the Chair and inscribed in Ordinance No. 10233.

- E. Resolution authorizing the filing of a Grant Application with Clay County Senior Services for financial assistance for the Liberty Senior Services programs within the City of Liberty, Missouri

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

Vote: Motion passed 7-0-0
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt, and
Duncan
No: None
Abstain: None
Inscribed in Resolution No. 2688

- F. Resolution adopting Standards for Review of Patios in the Central Business District

In April, Council directed staff to convene a task force to review the city's standards for restaurant patios located on public sidewalks. The patio standards apply only to enclosed areas on public downtown sidewalks that are created for the purpose of serving alcohol outdoors.

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

Vote: Motion passed 6-0-1
Yes: Council Members Phillips, Jenness, Moore, Hagan, Watt, and Duncan
No: None
Abstain: Council Member Graham, due to potential conflict of interest
Inscribed in Resolution No. 2689

X. OTHER BUSINESS

- A. Motion to approve the purchase of a 2014 F-150 truck from Chuck Anderson Ford in an amount not to exceed \$18,603.40

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

Vote: Motion passed 7-0-0
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt, and
Duncan
No: None
Abstain: None

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

The meeting adjourned at 8:15 p.m.

Mayor

Attest:

Deputy City Clerk