

City Council Meeting

Regular Session Minutes

July 28, 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 July 28, 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 Kevin Graham, who then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: 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: Harold Phillips, Ward I

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Brian Hess, Utilities Director
James Simpson, Police Chief
Katherine Sharp, City Planner
LeAnn Lawlor, Special Populations Manager
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION

Rick McDowell, Liberty Economic Development Corp. Executive Director presented the LEDC semi-annual review. He stated that new business investment in 2014 included LMV Automotive Systems, B & B Theatre and RockTenn. Mr. McDowell, who has resigned from the LEDC to accept a position with the Lee's Summit Economic Dev. Corp., noted that Liberty needs to continue to focus on target industries like automotive suppliers and data centers, along with continued support of existing businesses. The city should also continue the process of certified sites so that site selectors can move forward through the process quicker. In addition, constructing a spec building should be considered. This would be an expensive

but valuable marketing tool.
VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Study Session Summary of July 7, 2014

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

B. Resolution approving a Temporary Event Liquor License for a St. James School event to be held Friday, August 22 and Saturday, August 23, 2014

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2994.

VIII. PUBLIC HEARINGS

A. Ordinance amending Chapter 30, "Unified Development Ordinance", of the Code of the City of Liberty, Clay County, Missouri (Section 30-94.1 Parks and Open Space Parkland) [P&Z Case # 14-26A]

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.

City Council requested that the Residential Task Force review proposed revisions to the parkland dedication requirements. Upon their review, three revisions are being brought forward for consideration.

1. Flexibility to consider the acceptance of parkland not on the Parks and Opens Space Plan
2. Requires developer to dedicate land for a trail and construct such trail when infrastructure is being installed.
3. Developer may furnish land for recreational use by privately dedicating recreational open space, which the developer would maintain.

Document No. 7934 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the August 11, 2014 Regular Session meeting.

- B. Ordinance amending Chapter 30, "Unified Development Ordinance", of the Code of the City of Liberty, Clay County, Missouri (Section 30-80.2b(i) Amplified Music or Noise on Outdoor Commercial Patios) [P&Z Case #14-28A]

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.

Amendment would permit amplified music or noise on commercial patios (on public and private property) in accordance with all other applicable City Codes including Sec.22-13.1., Excessive audible noise.

Document No. 7935 was read.

Action: Council Member Hagan 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 6-0-1

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

No: None

Abstain: Council Member Graham, potential conflict of interest.

Approved by the Chair and inscribed in Ordinance No. 10240.

- C. Ordinance amending the Comprehensive Plan of the City of Liberty, Clay County, Missouri for the adoption of the Trails and Greenways Plan (to be continued to August 25, 2014)

Mayor Brenton opened the Public Hearing and requested a motion to continue the hearing until August 25, 2014

Action: Council Member Moore moved to continue the public hearing and first reading of the ordinance until August 25, 2014. Council Member Graham seconded the motion.

Vote: Motion passed unanimously.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of July 3 to July 18, 2014.

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

1. Ordinance excluding Westland Landscape payments

Document No. 7936 was read.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10241.

2. Ordinance including Westland Landscape payments

Document No. 7937 was read.

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

Roll Call

Vote: Motion passed 6-0-1

Yes: Council Members 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. 10241.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance approving a Petition to establish the formation of the 901 South 291 Community Improvement District and declaring the area within the District a Blighted Area (second reading)

Document No. 7928 was read.

Action: Council Member Watt moved to postpone second reading of the ordinance until August 11, 2014. Council Member Hagan seconded the motion.

Vote: Motion passed unanimously.

- C. Ordinance approving a Contract with Pace Analytical Services, Inc. for the sample collection and analytical services for the Liberty Wastewater Treatment Facility project in an amount not to exceed \$23,480

Contract would provide for sample collection. In order to design an effective treatment system, designers require information regarding the expected constituents the facility is to treat.

Document No. 7938 was read.

Action: Council Member Watt 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 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10242.

D. Ordinance amending Ordinance No.10097 approving an Agreement with the Mid-America Regional Council (MARC) pertaining to Senior Services

Each year MARC awards operating contracts for transportation, senior center and Meals on Wheels. For State Fiscal Year (SFY) 2015, MARC is extending the contract approved in 2012 for an additional year.

Document No. 7939 was read.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10243.

X. OTHER BUSINESS

A. Motion to authorize the purchase of IT Pipes software from Infrastructure Technologies, LLC in the amount of \$38,680.00

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

Public Works Director Steve Hansen provided project updates on Franklin Street, Liberty Drive and the 2014 overlay program.

Council Member Gentrup recused himself from the meeting, due to potential conflict of interest.

Utilities Director Brian Hess provided a wastewater treatment facility process update. The next step will involve the project team reviewing submissions and conducting design team interviews.

Council Member Gentrup returned to the meeting.

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 8:11 p.m.

Mayor

Attest:

Deputy City Clerk