



City Council Meeting

Regular Session Minutes

February 9, 2015

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 9, 2015 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 Jeff Watt, who then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: Harold Phillips and Paul Jenness, Ward I
Greg Duncan Ward II and Jeff Moore, Ward II (via video conference)
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
Andy Noll, Assistant Public Works Director
Janet Bartnik, Parks and Recreation Director
Brian Hess, Utilities Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Tony Sage, Information Technology Director
Katherine Sharp, Planning and Development Manager
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

- A. A Resolution approving Temporary Event Liquor Licenses for St. James Knights of Columbus Fish Fry Events at 309 S. Stewart Road to be held on February 27, March 13 and March 27, 2015
Council Member Hagan moved to approve the resolution. Council Member Phillips seconded the motion, which carried unanimously.

Inscribed in Resolution No. 2728.

VIII. PUBLIC HEARINGS

- A. Ordinance amending the Official Zoning Map of the City of Liberty, Missouri by Rezoning 1.71 acres Southwest of the Intersection of W. Mississippi Street and N. Prairie Street, in the City of Liberty, Clay County, Missouri from RNC and CBS to PD, Planned Development District [P&Z Case No. 14-50R&PDP] **(Public Hearing postponed from January 26, 2015) [To be further postponed to February 23, 2015 at the request of the applicant]**

Action: Council Member Watt moved to further postpone the public hearing and first reading of the ordinance to February 23, 2015 at the request of the applicant. Council Member Jenness seconded the motion.

Vote: Motion passed unanimously.

- B. CDBG Project Victory (LMV) Public Improvements – Project Closeout

The project is 100% complete and the CDBG requires a close out public hearing to allow comments regarding completion and performance of the Economic Development Infrastructure Project in Heartland Meadows assisting the LMV project.

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

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Ordinance acknowledging vendor payments for the period of January 16 to January 30, 2015.

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

1. Ordinance excluding Westland Landscape payments

Document No. 8039 was read.

Action: Council Member Watt 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. 10332.

2. Ordinance including Westland Landscape payments.

Document No. 8040 was read.

Action: Council Member Hagan moved to approve the vendor payments. Council Member Gentrup 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. 10332.

Mayor Brenton resumed as chair of the meeting.

B. Ordinance approving a Development Agreement with RED Legacy for the Liberty Commons Project (2nd Reading)

Council Member Moore recused himself from the meeting.

Document No. 8034 was read.

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

Vote: Motion passed 6-0-1

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

No: None

Abstain: Council Member Hagan due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10333.

Council Member Moore returned to the meeting.

C. Franklin Street Neighborhood Improvements Project

1. Ordinance amending Ordinance No. 10221 approving a contract with VF Anderson Builders, LLC for the Franklin Street neighborhood Improvements Project increasing the contract by \$16,863.66 from \$1,471,676.00 to \$1,488,539.66

Document No. 8041 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 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. 10334.

2. Resolution accepting the Franklin Street Neighborhood Improvements Project

Action: Council Member Hagan moved to approve the resolution. 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

Inscribed in Resolution No. 2729

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

The ordinance includes a variety of traffic regulation amendments related to controlling speeds on Highway H, Southview Drive, Highway B, Highway 33, and Lightburne & Brown Street. Also included are stop intersections on Ridge Ave / Sunset, Cross Lane / Circle Drive, Cross Lane / Mock Street and Dains Street / Sunset.

Document No. 8042 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the February 23, 2015 Regular Session Council Meeting.

E. Ordinance approving a Contract with City Wide Maintenance for Third Shift Contractual Custodial Services at the Liberty Community Center in an amount not to exceed \$32,466.51

The Liberty Community Center began utilizing third shift contractual custodial services in March 2013 for the locker rooms and fitness center which provides an opportunity for a thorough cleaning of the high profile areas of the facility when guests aren't utilizing the facility and is recommended for additional high profile areas of the facility based on the proven success of the third shift contractual custodial service to date.

Document No. 8043 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 Watts 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. 10335.

- F. Ordinance approving a Guaranteed Pricing Agreement with Kohl Wholesale for FY2015 Concession Food and Supplies in an amount not to exceed \$40,000.

Document No. 8044 was read.

Action: Council Member Hagan moved to waive the rules and consider the ordinance on first reading. Council Member Gentrup seconded the motion.

Vote: Motion passed unanimously.

Action: Council Member Watt moved to approve the ordinance. Council Member gentrup 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. 10336.

- G. Ordinance approving an Agreement with Pepsi Beverage Company pertaining to purchasing Non-alcoholic Beverages at Fountain Bluff Sports Complex and Liberty Community Center, Liberty, Missouri, in an amount not to exceed \$63,000.

Document No. 8045 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 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. 10337.

- H. Ordinance allowing the "2015 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, 2015

The "Show Me Green Sales Tax Holiday" runs for a seven-day period from April 19th through April 25th. During the sale tax holiday, qualifying Energy Star certified new appliances will be exempt from State sales tax. Local jurisdictions can opt to exempt their local sales taxes by ordinance approval.

Document No. 8046 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 Hagan 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. 10339.

X. OTHER BUSINESS

- A. Motion to purchase three Police Vehicles from Shawnee Mission Ford in an amount not to exceed \$100,000.

Action: Council Member Watt 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

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:20 p.m.

Mayor

Attest:

Deputy City Clerk