



## City Council Meeting

Regular Session Minutes  
April 25, 2016

### 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 April 25, 2016 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 (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, Finance Director  
Steve Hansen, Public Works Director  
Andy Noll, Assistant Public Director  
Brian Hess, Utilities Director  
Amy Brusven, Human Resources Director  
Janet Bartnik, Parks and Recreation Director  
James Simpson, Police Chief  
Mike Snider, Fire Chief  
Mike Peterman, City Planner  
Katherine Sharp, Assistant Planning Director  
Janet Pittman, Deputy City Clerk

Public Present: Kellie Houx, Liberty Tribune  
35 members of the public

### IV. APPROVE MINUTES AND SUMMARIES

#### A. Study Session Summary of March 21, 2016

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

#### B. Study Session Summary of April 4, 2016

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

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Resolution to adopt the Regional Multi-Jurisdictional Natural Hazard Mitigation Plan

The Disaster Mitigation Act of 2000 required that all communities must have a FEMA approved natural hazard plan to be eligible to apply for and receive certain funds or grant opportunities. Hazard mitigation is a dynamic and ongoing process and is reviewed and updated at least annually to determine the effectiveness of mitigation actions, if necessary; and consider other issues affecting hazard mitigation in the Kansas City metropolitan area. This resolution will give the Mayor the authority to approve current and future resolutions pertaining to updates of the Regional Natural Hazards Mitigation Plan.

**Action:** Council Member Graham 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. 2827.

B. Resolution granting a Certificate of Appropriateness for alterations to the exterior of 232 W. Kansas Street, Dougherty Historic District [HDRC Case 16-001D]

**Action:** Council Member Graham 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. 2828.

C. Resolution granting a Certificate of Appropriateness for a deck at 233 W. Franklin Street, Dougherty Historic District [HDRC Case 16-003D]

**Action:** Council Member Graham 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. 2829.

## VIII. PUBLIC HEARINGS

- A. Resolution approving a Special Use Permit to allow the Temporary Sale of Fireworks by Liberty Discount Fireworks, from June 20, 2016 to July 4, 2016, on Lot 5, Blue Jay Crossing 2<sup>nd</sup> Plat in the City of Liberty, Clay County, Missouri [P&Z Case 16-15SUP]

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

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

Vote: Motion passed 7-0-1

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

No: None

Abstain: Council Member Hagan

Inscribed in Resolution No. 2830.

- B. Resolution approving a Special Use Permit to Allow the Addition of One Dwelling Unit and Office Space within an Existing Multi-Family Building at 125 N. Missouri Street Zoned RNC, Neighborhood Conservation Residential District in the City of Liberty, Clay County, Missouri [P&Z Case 16-13SUP]

The applicant proposes to convert the existing basement into a 1,200 sq. ft. studio apartment and the southeast corner of the basement into a for rent office space. The applicant intends to utilize currently existing separate entrances. No exterior alterations are required at this location.

Mayor Brenton opened the Public Hearing and asked if anyone wished to speak either in favor or in opposition of the resolution.

Roger Gaunt, representing a neighboring property, stated he was in support of the application. Applicant Ken Personett, 538 Jefferson Circle, noted that the proposed office space is approximately 250 sq. ft. and will have a separate entrance and its own restroom. The office can also be accessed through the studio apartment in the event the renter wishes to rent the office space as well. He stated that this type of residential/commercial mixed use is consistent with what is recommended for the area.

Seeing no one else wishing to speak, the Mayor closed the Public Hearing.

**Action:** Council Member Graham 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. 2831.

- C. Resolution approving a Special Use Permit to allow Underground Limestone Mining and Aboveground Processing and Sale at 291 Highway and Seven Hills Road, in the City of Liberty, Clay County, Missouri [P&Z Case 16-10SUP]

The applicants are requesting to construct a 5 to 7 million square foot subterranean mining facility and 18 acres surface processing facility. Through coring studies performed at the site, it has been determined that the site is rich in Bethany Falls Limestone, which is over 100 feet underground at this location.

Mayor Brenton opened the Public Hearing and asked if anyone wished to speak either in favor or in opposition of the resolution.

Ron Mullinex, 14 Blueberry Drive, spoke on behalf of the applicant. He outlined the project area and mining process.

Harlan Limpus, 126 Algonquin Dr., Lake Winnebago, of Liberty Aggregates stated the equipment will be 50 ft. below eye level. He explained the equipment and process needed to mine the limestone which is 100-150 ft. below the surface. He noted that mining is a highly regulated industry including on-site inspections four times per year, stringent Federal regulations, and the State Department of Natural Resources monitors air and water quality (samples of discharge are submitted and tested quarterly). He noted that before operations even begin there are a number of items that must be completed including installation of a Nesco suppression system (high pressure water jets to capture dust), opacity tests conducted, MDNR – EIQ annual forms, tier 2 State notification of fuel tanks/underground explosives, Missouri operating permits and ATF license. In addition, each employee is certified and receives eight hours of safety retraining annually. There is one home on Seven Hills Road, and the closest other house is at least 3,000 ft. away (mining stops at Seven Hills Road). It was noted that although not part of this application, there is future potential for storage space after the mining has been completed. The sales tax is based on the aggregate sold at the scales on-site (unless the product is being sold to a commercial end-user such as Geiger Ready-Mix). The applicant is concerned about the timing of the needed road improvements as they are at the mercy of MoDOT and whatever road construction company they contract with. The applicant needs the ability to process the initial rock removed and if they can't use the existing road then there is going to be an economic impact. As a result, they are requesting that if the road improvements have not yet been completed by the time they are ready to commence operations that they be allowed to use the existing road (including the median crossing) until which time the new road is built.

Randy Wheeler, Joplin, stated that this process is not similar to fracking. Underground blasting is one of the minimal types of blasting there is (you can stand above it and it won't cause you to fall down/cause damage etc.). The vibration from the blasting decreases 2/3 for the doubling of the distance. There is nothing in close proximity to the proposed location that would be affected by vibrations (which would be approximately 1 second per event – two to three times per day).

The initial 50 ft. of mining (construction phase) will be more disruptive (first 2-3 months). They estimate generating approximately \$130,000-\$175,000 of sales tax annually (however, this will be impacted by point of sale).

Royanne Tracy, 1901 Quail Ridge Ct., stated that she was asked by Connor Middleton to speak on behalf of the Clay Ridge Home Owners Association. They would like more time for the HOA to study the proposal and come up with a final position. Ms. Tracy stated that her personal opinion is that she is opposed to such a heavy industry close to subdivisions, and she is concerned about property values, air quality and vibrations. She suggested the City hire a geologist to study the long range effects of such an operation. The south side already has the water and sewer plants and doesn't need another heavy industry. The City needs revenue, but not at the cost of quality of life.

Jodee Frederick, 1212 Quail Ridge Dr., stated that she retired from the Clay County Public Health Center. She stated she's not sure she would move to Liberty again, given the congestion on Hwy. 152 etc., and she is looking forward to the completion of South Liberty Parkway Phase II. She doesn't want to be driving behind big gravel trucks, and worries about the impact such a development will have on property values. She noted that she was a volunteer at Winterstone golf course and that she could feel the vibration during blasting. She would like to see further study especially regarding future traffic concerns since the lights and turn lanes at 291 Hwy./Ruth Ewing leave something to be desired now.

Richard Jackson, 1901 Clay Woods Parkway, stated the effects of the project are grossly underestimated and with multiple vendor trucks, the City won't be able to control whether they turn right or left. There will be an increase in the number of accidents because of the slower moving trucks pulling onto the roadway. He also worries about property values, air quality (DNR requirement is 10%, but that is still a lot) and future development.

Rich Swope, 1111 Clay Ridge, understands the concerns of those speaking. He stated that he just moved to Liberty from Massachusetts. The applicants sound like they know what they are doing. If the project is going to benefit the City, he hopes that the Council will consider it and come up with a compromise.

Jane Putnam, 1909 Quail Ridge, asked 'who benefits the most from this?' She questioned how many people would want to go shopping/tour an empty cave. She likes the south end of town and wonders what the future impact of this development will be. She is also worried about the traffic.

Gary Altman, 1505 Sumac Circle, stated that since this project looks like it will occur, we need to make the project as less damaging as we can. The traffic lanes need to be improved more than suggested to allow for the truck traffic. He suggested that acceleration and de-acceleration lanes be added to 291. Hwy. 291 should not become a bottleneck hazard. The dust coming off of the trucks on 291 will create a slick surface when it rains or with the morning dew. He recommended there should be a stipulation for road cleaning (where trucks enter/leave) to remove the dust.

Neil Watkins, 1320 Honeysuckle, likes the quiet south side. There are no guarantees, the information provided is based on assumptions and is not contractual. The City

won't be able to limit the north and south truck movements. We are assuming the risk for a very small amount of money. She also was worried about the unknown property value impact, and the value of 'perception'.

Kirby Carter, Cameron, stated that his mother is one of the owners of this property. This land has been owned by his family for over 100 years. The trust will continue to own this property. The property values of similar developments (ie. Park University/Briar Cliff) have not been negatively impacted by such mining.

The applicant stated that they have met with MoDOT and are following their recommendations for acceleration/de-acceleration lanes. He stated that trucks would still be going through Liberty (from other quarries) if this project isn't built.

Gary Walker Jr. 1530 Honeysuckle, stated he has concerns about the blasting and the storage of explosives on-site. He was also concerned about after hours operations, truck traffic, noise and air quality. Additionally, he is concerned about the applicant's request to operate before the road improvements are completed as no length of time is stipulated.

Seeing no one else wishing to speak, the Mayor closed the Public Hearing.

**Action:** Council Member Hagan moved to postpone consideration of the resolution to May 9, 2016. 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

## IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

### A. Acknowledgement of vendor payments for the period of April 1, 2016 to April 15, 2016

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

#### 1. Ordinance excluding Westland Landscape payments

Document No. 8282 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, Jenness, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: Council Member Moore

Approved by the Chair and inscribed in Ordinance No. 10555.

2. Ordinance including Westland Landscape payments.

Document No. 8283 was read.

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

Roll Call

Vote: Motion passed 6-0-2

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

No: None

Abstain: Council Members Moore and Jenness, due to potential conflict of interest  
Approved by the Chair and inscribed in Ordinance No. 10555.

Mayor Brenton resumed as chair of the meeting.

B. Liberty Parkway Heights

1. Resolution approving a Final Development Plan for Liberty Parkway Heights (204) Units) along South Liberty Parkway between Flintlock and Plummer, in Liberty, Clay County, Missouri [P&Z Case 16-17FDP]

The residential development is comprised of 7 buildings that are 3 stories tall and will have 204 units on 10 acres. A clubhouse, pool, dog park area, and a sport court are being proposed as amenities to the site. The buildings are situated around the perimeter of the site to provide significant open space between the buildings. The developer will also provide a pedestrian connection to the future commercial development.

**Action:** Council Member Jenness 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. 2832.

2. Ordinance accepting and approving a Final Plat for Liberty Parkway Heights, in the City of Liberty, Clay County, Missouri [P&Z Case 16-18FP]

Document No. 8284 was read.

**Action:** Council Member Jenness 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 Hagan moved to approve the ordinance. 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  
Approved by the Chair and inscribed in Ordinance No. 10556.

C. Trail Alignment, Design and Costing Project

1. Ordinance approving a Contract with Patti Banks Associates DBA Vireo in an amount not to exceed \$68,500 for Consultant Services pertaining to the Trail Alignment, Design and Costing Project

In 2016, staff publicly advertised a Request for Qualifications (RFQ) for consultant assistance to conduct planning and design work and Vireo was the firm ranking highest among the staff review team. The Liberty Parks and Recreation Board desires for the parks system to be a key player in the creation of a destination community that both retains current and attracts new residents, businesses, and visitors to Liberty.

Document No. 8285 was read.

**Action:** Council Member Phillips 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 Gentrup 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. 10557.

2. Ordinance amending Ordinance No. 10497, "Adoption of the 2016 Budget for the City of Liberty, Missouri"

There is a need to align the 2016 Parks Sales Tax Budget to provide funding support for consulting services so to conduct a study relative to trail alignment, design, and costing for priority trail segments.

Document No. 8286 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 Jenness 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. 10558.

D. Employee Benefit Agreements for Plan Year July 1, 2016 through June 30, 2017

1. Ordinance approving a Contract with Midwest Public Risk (MPR) to provide Employee Medical and Vision Coverage for the City of Liberty

Document No. 8287 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 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. 10559.

2. Ordinance approving a contract with Aetna Insurance Company to provide employee dental insurance coverage for the City of Liberty

Document No. 8288 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. 10560.

3. Ordinance approving a contract with Standard Insurance Company to provide employee life and AD&D coverage for the City of Liberty

Document No. 8289 was read.

**Action:** Council Member Phillips 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 Jenness 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. 10561.

4. Ordinance approving a contract with Standard Insurance Company to provide employee short-term disability insurance coverage for the City of Liberty

Document No. 8290 was read.

**Action:** Council Member Gentrup 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 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. 10562.

5. Ordinance approving a contract with Vision Care Direct to provide employee vision insurance coverage for the City of Liberty

Document No. 8291 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 Phillips 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. 10563.

6. Ordinance approving a contract with Assurant Insurance Company to provide employee long-term disability insurance coverage for the City of Liberty

Document No. 8292 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 Gentrup 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. 10564.

7. Ordinance approving a contract with American Fidelity Company to provide employee supplemental insurance coverage for the City of Liberty

Document No. 8293 was read.

**Action:** Council Member Phillips 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 Gentrup 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. 10565.

8. Ordinance approving a contract with Pre-Paid Legal Services to provide

employee ID theft and pre-paid legal insurance coverage for the City of Liberty

Document No. 8294 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 Gentrup 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. 10566.

9. Ordinance approving a contract with American Fidelity to provide Section 125 plan administration for the City of Liberty

Document No. 8295 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 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. 10567.

- E. Ordinance providing for Submission of a Proposal to Discontinue Application and Collection of the Local Sales Tax on the Titling of Motor Vehicles, Trailers, Boats and Outboard Motors that were purchased from a Source other than a Licensed Missouri Dealer to the Qualified Voters of the City of Liberty for their Approval at the (Primary) Election Called and to be Held in the City on Tuesday, August 2, 2016

Document No. 8296 was read.

Mayor Brenton stated the ordinance would be considered on second reading at the May 9, 2016 Regular Session meeting.

- F. Ordinance approving a three year Agreement between the City of Liberty and Bradford V. Hoffman, D.O. pertaining to services as Medical Director for the Fire Department

State law requires that all ambulance services have a written agreement with a recognized Medical Director for the purpose of overseeing the protocols and operations of the ambulance service as outlined in Missouri revised statutes (190.103/19 CSR 30-40.303 and 309) for Medical Director qualifications/credentials. Dr. Bradford V. Hoffman meets these qualifications and credentials.

Document No. 8297 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 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. 10568.

- G. Ordinance approving an Engineering Services Contract with Trekk Design Group, LLC for the 2016 Sanitary Sewer Rehabilitation Planning and Design [Project #UT-003-16] in an amount not to exceed \$65,150.53

Trekk Design Group, LLC will provide engineering services for the planning and design of sanitary sewer system rehabilitation improvements.

Document No. 8298 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 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. 10569.

- H. Ordinance approving a Contract with VF Anderson Builders LLC for the Downtown Liberty Streetscape Project in an amount not to exceed \$3,903,830.78,

The Downton Reconstruction Taskforce, created in March 2015, arrived at a recommended final design after ten task force meetings, two public open house meetings, two City Council Study Sessions, two HDRC meetings and one Planning and Zoning Commission meeting. The project provides for reconstruction of infrastructure in downtown Liberty around the historic square including water lines, sanitary sewer, storm sewer, roadway pavement, curbs, sidewalks, street lights, and landscaping. The proposed contract has established contract times of 190 days for substantial completion and 365 days for final completion. The contract also includes four milestone completion time frames for the four different construction sections of the project.

Document No. 8299 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 Jenness 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. 10570.

X. OTHER BUSINESS

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 10:10 p.m.

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Deputy City Clerk