



City Council Meeting

Regular Session Minutes
June 13, 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 June 13, 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 Pastor Jason Edwards. Council Member Jeff Watt then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: Harold Phillips and Paul Jenness, Ward I
Greg Duncan, 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, Finance Director
Shawwna Funderburk, Asst. to the City Administrator
Steve Hansen, Public Works Director
Andy Noll, Assistant Public Director
Brian Hess, Utilities Director
Janet Bartnik, Parks and Recreation Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Karan Johnson, Economic & Business Dev. Manager
Tony Sage, Information Technology Director
Janet Pittman, Deputy City Clerk

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

IV. COUNCIL BUSINESS

- A. Resolution of Gratitude to Council Member Jeffrey A. Moore for his dedicated Service to the Citizens of Liberty, Missouri

Mr. Moore was first elected to the Liberty City Council in April 2009, re-elected in April 2013 and served the citizens of Liberty with enthusiasm and dedication in that capacity until his death on May 30, 2016.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 2841

B. Appointment of Ward II City Council Member Elizabeth Rae Moore

Mrs. Moore is being appointed to complete the remainder of Jeff Moore's term.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Deputy City Clerk Janet Pittman administered the Oath of Office to Elizabeth Rae Moore who then joined the meeting.

V. CITIZENS' PARTICIPATION

Mayor Brenton read and presented a Proclamation of Appreciation to Eagle Scout Nathan Wirt. Mayor Brenton also read a Proclamation of Appreciation for Eagle Scout Kaelin Hagen.

Heather Anderson, 127 N. Morse Avenue, stated that MGE/InfraSource has created a parking lot/construction staging area approximately 3 feet behind their (and their neighbors) fence. It is ugly, noisy and dusty with the vehicles backing in/out constantly. She is addressing Council to see if there is anything the City can do to help. She also noted that she was disappointed that MGE did not contact them prior to setting up the staging area, and is concerned since the contractor mentioned to her that they would be working in the area for the remainder of the year.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Motion to purchase an F-150 Truck for the Utilities Dept. from Crossley Ford in the amount of \$29,591.00

Action: Council Member Hagan moved to approve the motion. 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. Resolution approving a Liberty Community Center (LCC) Alcoholic Beverages Service Application for Mary Beth Riedner for a Family Reunion to be held Saturday, June 25, 2016 from 4:00 p.m. to 8:00 p.m.

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. 2842

- C. Resolution approving a Liberty Community Center (LCC) Alcoholic Beverages Service Application for Christa Hamburg for a Wedding Rehearsal dinner to be held on Friday, September 2, 2016 from 6:00 p.m. to 9:00 p.m.

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. 2843

- D. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 'Local Dirt – Farm To Table Fine Dining Experience' event on Saturday, July 16, 2016

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. 2844

- E. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the "5th Annual Dog Days of Summer Craft Beer Crawl" event on Saturday, August 20, 2016

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. 2845

- F. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 'Local Dirt – Farm To Table Fine Dining Experience' event on Saturday, October 8, 2016

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. 2846

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

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

- A. Acknowledgment of vendor payments for the period of May 13, 2016 to June 3, 2016

1. Ordinance excluding Westland Landscape payments

Document No. 8309 was read.

Action: Council Member Phillips moved to approve the vendor payments. Council Member Hagan 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. 10579

2. Ordinance including Westland Landscape payments

Document No. 8310 was read.

Action: Council Member Phillips moved to approve the vendor payments. Council Member Hagan 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. 10579

Mayor Brenton resumed as chair of the meeting.

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

The ordinance includes a change to the traffic regulations restricting parking on Black Oak Drive; adding stop signs on Ridge Ave. at Hillside; and, prohibiting parking on Jackson Drive.

Document No. 8311 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 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. 10580

C. Ordinance approving a Cooperative Agreement among the City of Liberty, Missouri, and the Historic Downtown Liberty Commercial Improvement District

Document No. 8312 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 Jenness moved to approve the ordinance. 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.
Approved by the Chair and inscribed in Ordinance No. 10581

- D. Ordinance approving a Contract with Superior Bowen Asphalt Company, LLC for the 2016 Street Maintenance Pavement Restoration Project in an amount not to exceed \$742,153.20

Staff has taken bids on the Street Restoration Project with the work proposed to consist of cold milling, overlay, miscellaneous pavement striping and concrete work on various City streets and subdivisions.

Document No. 8313 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. 10582

- E. Ordinance Terminating an Easement for Lateral Lines for Liberty Commons

To facilitate the development of the Liberty Commons property, an existing easement for lateral lines needs to be terminated. The developer of Liberty Commons, Legacy Liberty, LLC contacted the City of Liberty because they found an old sewer easement on part of the property that needs to be cleared off the title to the property for financing purposes.

Document No. 8314 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 7-0-1

Yes: Council Members Phillips, Jenness, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: Council Member Moore, due to a potential conflict of interest.
Approved by the Chair and inscribed in Ordinance No. 10583

F. Ordinance Accepting an Easement for Public Water Mains for the Water Main Serving 450 Ruth Ewing Road, Liberty, Clay County, Missouri

To facilitate the construction of a new home on the property surrounding 450 Ruth Ewing Road, a 15' wide on-site public water easement is required to be dedicated to the City of Liberty. There is an existing 6" public water main built in 1963 which serves 450 Ruth Ewing Road that crosses the subject property. A search of the Clay County Records revealed that there is not an existing public water easement encompassing the existing water main. In order for the proposed house to be built, a public water main easement was required to be dedicated to the City of Liberty.

Document No. 8315 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 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. 10584

G. Ordinance approving a Contract with Blue Nile Contractors for the 2016 Stormwater Improvements in an amount not to exceed \$69,139.77

The 2016 Capital Storm Water Improvements Project will consist of storm water pipe replacement, replacement of storm water inlets and erosion protection at storm water pipe outlets

Document No. 8316 was read.

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

Vote: Motion passed 7-0-1
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Duncan and Gentrup
No: None
Abstain: Council Member Watt, due to potential conflict of interest.
Approved by the Chair and inscribed in Ordinance No. 10585

- H. Ordinance approving Task Order #3 of a Contract with Brian Clark & Associates, Inc. D/B/A CONFLUENCE for the Downtown Square Reconstruction Project in an amount not to exceed \$101,700.00

The third and final phase is the construction phase services that provide support to City staff in reviewing construction submittals, construction progress, and communication efforts during the construction of the project.

Document No. 8317 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 Gentrup 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. 10586

- I. City Welcome Signs

The Liberty Arts Commission has been working for two years to bring City Welcome Signs to Liberty. The Committee formalized its recommendations in fall 2014, forwarding a proposal to divide the system of signs into four projects to City Council for consideration. Following a bidding process, Council approved a contract with Star Signs to design and install the City welcome signs prescribed as the first set of signs in the proposal. That set included two signs to be placed on MoDOT right-of-way

1. Ordinance approving an Agreement for Signing Installed and Maintained by Applicant with the Missouri Highways and Transportation Commission for a City Welcome Sign on Southbound I-35

Document No. 8318 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. 10587

2. Ordinance approving an Agreement for Signing Installed and Maintained by Applicant with the Missouri Highways and Transportation Commission for a City Welcome on Southbound US 69 Highway

Document No. 8319 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 Graham 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. 10588

X. OTHER BUSINESS

A. Storage and Server Equipment

1. Motion to approve the purchase of citywide storage and server equipment with High Plains Technology (HPT), in an amount not to exceed \$308,182.40.

Action: Council Member Watt moved to approve the purchase. 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

2. Resolution to Declare the Official Intent of the City of Liberty, Missouri to Finance the Cost of acquiring Certain Equipment using a Tax Exempt Debt Financing

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. 2847

MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XI. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 8:10 p.m.

Mayor

Attest:

Deputy City Clerk