



City Council Meeting

Regular Session Minutes
January 09, 2017

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 January 9, 2017 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 Rae Moore, 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
Vicki McClure, Assistant Finance Director
Shawwna Funderburk, Asst. to the City Administrator
Andy Noll, Public Works Director
Brian Hess, Utilities Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Karan Johnson, Economic & Business Dev. Manager
BJ Stabbs, Assistant Parks and Recreation Director
Linda Bell, Assistant Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION

A. Presentation of Keystone Award to Hammerhand Coffee and Rock & Run

Mayor Brenton presented the Keystone Award to Alex Merrell, Hammerhand Coffee, and Danny Hatcher & Gene Declue, Rock & Run. The award recognizes these businesses for their perseverance and business expansion after the building collapse at 1 North Main Street on May 3, 2016. The City appreciates the dedication of these businesses to locate here and serve the Citizens of Liberty.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Study Session Summary of December 5, 2016

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

B. Special Session Minutes of December 19, 2016

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

C. Regular Session Minutes of December 12, 2016

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

D. Motion to approve the purchase of an F-150 Truck for the Utilities Department from Thoroughbred Ford in an amount not to exceed \$29,265.28

The Utilities Department proposed a total of three vehicles necessary for the Wastewater Treatment Plant operations. One pick-up and utility vehicle were purchased in 2016. This action is to purchase one pick-up truck to complete the necessary vehicle fleet at the Wastewater Treatment Plant.

Action: Council Member Phillips 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

E. Motion to approve the purchase of water production chemicals from Harcross Chemical and Brenntag Mid-South in an amount not to exceed \$40,000

Operations at the City's Water Production Plant require certain chemicals in the production process. Potassium permanganate is used for iron oxidation & removal, while sodium hypochlorite is used to disinfect the water. Chemicals are required for production throughout the year.

Action: Council Member Phillips 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

- F. Motion to approve the a blanket purchase order with Mississippi Lime in an amount not to exceed \$210,000

The City's water production plant uses certain chemicals in the production process. Lime is utilized in large quantities throughout the year for softening and coagulation. Mississippi Lime is the sole source provider for quality quicklime in the region.

Action: Council Member Phillips moved to approve the blanket purchase order. 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

- G. Resolution amending the City's Schedule of Fees pertaining to Parks and Recreation program fees and service rates

Some of the information listed in the notes within the Schedule of Fees for the Parks and Recreation is no longer applicable to the department and needs to be revised with more clear verbiage. In addition, revisions are proposed to update camp fees and field rental rates.

Action: Council Member Phillips 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. 2876.

- H. Historic Downtown Liberty, Inc. Temporary Event Liquor Licenses

1. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 7th Annual 'Let's Wine About Winter' event

Action: Council Member Phillips 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. 2877.

2. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 10th Annual 'A Downtown Affair'

Action: Council Member Phillips 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. 2878.

I. Appointments/Reappointments

1. Planning and Zoning Commission

- a. Reappoint Walter Holt to a term expiring January 1, 2018
- b. Reappoint Gary Armstrong to a term expiring January 1, 2018
- c. Reappoint Ken Personett to a term expiring January 1, 2019
- d. Reappoint Dee Rosekrans to a term expiring January 1, 2019

2. Preservation and Development Commission

- a. Reappoint Don Altis to a term expiring September 1, 2018
- b. Reappoint Dail Hobbs to a term expiring September 1, 2018
- c. Reappoint Ralph Brant Jr. to a term expiring September 1, 2019
- d. Reappoint Jerry Brant to a term expiring September 1, 2020
- e. Reappoint Mike Mundy to a term expiring September 1, 2020
- f. Reappoint Mike Gilmore to a term expiring September 1, 2020

3. Tree Board

- a. Reappoint Neal Shoger to a term expiring December 15, 2020
- b. Reappoint Chris Veach to a term expiring December 15, 2018
- c. Reappoint Ed Bowers to a term expiring December 15, 2019

4. Liberty Parks and Recreation Charitable Fund Advisory Committee

- a. Reappoint Harold Phillips to a term expiring January 1, 2020
- b. Reappoint Bob Burks to a term expiring January 1, 2020
- c. Appoint Trey Katzer to a term expiring January 1, 2019
- d. Appoint Jodi Capps to a term expiring January 1, 2019

5. Parks and Recreation Board

- a. Appoint Christopher Hand to a term expiring June 1, 2020

Council Member Phillips moved to approve the appointments/reappointments. Council Member Hagan seconded the motion, which carried unanimously.

VIII. PUBLIC HEARINGS

- A. Ordinance approving the Petition to Establish the Homestead Community Improvement District; establishing the Homestead Community Improvement District generally located along the West Side of Withers Road and North of South Liberty Parkway; determining that certain actions are reasonably anticipated to serve a public purpose; and directing the Deputy City Clerk to Report the Creation of the Homestead Community Improvement District to the Missouri Department of Economic Development

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. 8410 was read.

Action: Council Member Hagan moved to waive the rules and consider the ordinance on first reading. Council Member Graham 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. 10669.

- B. Amendment to the Unified Development Ordinance of the City Code to add PD-Flex Zoning District (to be postponed to January 23, 2017)

Action: Council Member Hagan moved to postpone consideration of the item to January 23, 2017. Council Member Watt seconded the motion.

Vote: Motion passed unanimously.

- C. Future Land Use Amendment for Phase 1 of South Liberty Parkway (to be postponed)

Action: Council Member Phillips moved to postpone consideration of the item to January 23, 2017. Council Member Graham seconded the motion.

Vote: Motion passed unanimously.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgment of vendor payments for the period of December 16 to December 30, 2016.

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

1. Ordinance excluding Westland Landscape payments

Document No. 8411 was read.

Action: Council Member Duncan 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. 10670.

2. Ordinance including Westland Landscape payments.

Document No. 8412 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, 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. 10670.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance accepting one Public Water Main Easement and one Temporary Construction Easement associated with the future development of property located behind 1214 Nashua Road, Liberty, Missouri

To facilitate the future development of property located behind 1214 Nashua Road, a waterline will need to be installed across the east side of 1214 Nashua road. The property owner desires to record a Public Water Main Easement and associated Temporary Construction Easement to facilitate development of the larger property behind the home prior to a sale being completed.

Document No. 8413 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. 10671.

- C. Ordinance approving a Contract with Veenstra & Kimm, Inc. for Engineering Design for the Sanitary Sewer Crossing Repairs over Town Branch Creek in an amount not to exceed \$9,780.00 [Project #UT-001-17]

The sanitary sewer main crossing Town Branch Creek is a 15-inch main on concrete piers constructed in the mid-1980's. The sanitary main services a portion of the City to the east and, over time, the creek has degraded the concrete piers and structural integrity of the supports. This project will reconstruct the support system and provide for new piping to transfer the wastewater over the creek.

Document No. 8414 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 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. 10672.

- D. Ordinance approving a Guaranteed Pricing Agreement with Liberty Sports Officials in an amount not to exceed \$135,000 for FY 2017 Youth and Adult Sports Officiating Services

Services covered by this contract include youth recreational baseball, youth recreational softball, youth competitive softball, youth recreational basketball, youth competitive basketball, youth recreational soccer, youth competitive soccer, youth recreational flag football, youth competitive flag football, youth recreational volleyball and adult basketball for the City of Liberty Parks and Recreation Department

Document No. 8415 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 Phillips moved to approve the ordinance. Council Member Graham seconded the motion.

Vote: Motion passed 7-0-1

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

No: None

Abstain: Council Member Gentrup, due to potential conflict of interest.

Approved by the Chair and inscribed in Ordinance No. 10673.

- E. Ordinance amending Ordinance No. 10608 approving a Contract with PlayPower Little Tikes for services pertaining to the purchase and installation of a Playground to be located at the Fountain Bluff Sports Complex, increasing the amount by \$18,765 from \$145,257 to a not to exceed amount of \$164,022

Council approved a contract with PlayPower Little Tikes in August 2016 to provide construction services for the installation of a playground at the fountain Bluff Sports Complex's Soccer Venue. The amendment improves the project by replacing the in-house gravel subbase with a concrete subbase installed by playground installers.

Document No. 8416 was read.

Action: Council Member Hagan moved to waive the rules and consider the ordinance on first reading. Council Member Graham 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 7-0-1

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

No: None

Abstain: Council Member Gentrup, due to potential conflict of interest.

Approved by the Chair and inscribed in Ordinance No. 10674.

X. OTHER BUSINESS

A. Public Safety Sales Tax – Discussion

Dan Estes, Finance Director/Assistant City Administrator, Mike Snider, Fire Chief, and James Simpson, Police Chief, presented information regarding the proposed Public Safety Sales Tax measure. The Public Safety Sales Tax, coupled with an oversight committee to ensure spending complies with voter intent, would provide an alternative

source of funding which would provide both the Police and Fire Departments with the ability to recruit, retain, and compensate quality individuals. The authority of the City to pursue a one-half of one percent sales tax is provided under section 94.902.1 RSMo and must be completed by ordinance. The one-half of one percent sales tax, if approved by the voters, would be on all retail sales made in the City which are subject to taxation under Chapter 144 for the purpose of improving the public safety for the City.

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

The meeting adjourned at 8:22 p.m.

Mayor

Attest:

Deputy City Clerk