



## City Council Meeting

### Regular Session Minutes

February 12, 2018

#### 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 12, 2018 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 Harold Phillips, who then led the pledge of allegiance.

#### III. ROLL CALL

Council Members Present: Harold Phillips and Paul Jenness, Ward I  
Rae Moore, Ward II  
Kevin Graham and Jeff Watt, Ward III  
Michael Hagan and Gene Gentrup, Ward IV

Council Members Absent: Greg Duncan, Ward II

Staff Present: Curt Wenson, City Administrator  
Dan Estes, Assistant City Administrator/Finance Director  
Shawwna Funderburk, Asst. to the City Administrator  
Andy Noll, Public Works Director  
Brian Hess, Utilities Director  
BJ Staab, Interim Parks and Recreation Director  
James Simpson, Police Chief  
Katherine Sharp, Planning Director  
Janet Pittman, Deputy City Clerk

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

#### IV. APPROVE MINUTES AND SUMMARIES

##### A. Special Session Minutes – 1<sup>st</sup> Session of December 18, 2017

Council Member Phillips moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 5-0-2. Council Member Gentrup & Moore abstained due to absence.

##### B. Executive Session Minutes of December 18, 2017

Council Member Watt moved to approve the minutes as distributed. Council Member Phillips seconded the motion, which carried 5-0-2. Council Members Gentrup & Moore abstained due to absence.

C. Special Session Minutes – 2<sup>nd</sup> Session December 18, 2017

Council Member Hagan moved to approve the minutes as distributed. Council Member Phillips seconded the motion, which carried 5-0-2. Council Member Gentrup & Moore abstained due to absence.

D. Special Session Minutes of January 16, 2018

Council Member Phillips moved to approve the minutes as distributed. Council Member Watt seconded the motion, which carried 7-0-0.

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Study Session Summary of December 4, 2017

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

B. Regular Session Minutes of December 11, 2017

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

C. Regular Session Minutes of January 8, 2018

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

D. Regular Session Minutes of January 22, 2018

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

E. Motion to approve the annual payment to Utility Service Co., Inc. for the Water Tank Maintenance Services for Gordon and Nashua Tower in an amount not to exceed \$72,481.52

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

F. Motion to authorize payment to Kansas City Freightliner for \$227,098.00 for the purchase of a 2019 Freightliner 108SD tandem axle truck with 15' dump body, 11'

front snow plow, 8' mid mount wing plow, central hydraulic system, salt spreader and salt liquid pre-wetting system

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

- G. Motion to purchase laboratory services from Pace Analytical for the year 2018 in an amount not-to-exceed \$31,000.00

Wastewater Treatment requires a number of laboratory sampling and analysis measures to meet regulatory requirements and to maintain proper process control in the treatment plant. Many measurements and analysis are required to be performed by a certified, independent lab. Pace Analytical has provided certified, analytical services for the City over the past many years and has proven to be reliable and accurate.

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

- H. Boards and Commissions Appointments

1. Clay County Extension Council

- a. Appoint Vern Windsor to a term expiring February 28, 2020

2. Planning and Zoning Commission

- a. Appoint Patricia Evans to a term expiring January 1, 2019

3. Public Safety Sales Tax Oversight Committee

- a. Appoint Linda Largent to a term expiring August 31, 2021

4. Citizen Sales Tax Oversight Committee

- a. Appoint Deborah Reames to a term expiring May 15, 2021

Council Member Hagan moved to approve the appointments. Council Member Watt seconded the motion, which carried unanimously.

I. Resolution authorizing the Filing of an Application with the Missouri Division of Highway Safety for a Highway Safety Law Enforcement Grant (DUI Enforcement)

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Inscribed in Resolution No. 2950

J. Resolution authorizing the Filing of an Application with the Missouri Division of Highway Safety for a Highway Safety Law Enforcement Grant (Hazardous Moving Violations)

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Inscribed in Resolution No. 2951

K. Liberty Community Center Alcoholic Beverages Service Applications

1. Resolution approving a Liberty Community Center (LCC) Alcoholic Beverages Service Application for Trang Bui for a Baby Shower to be held Saturday, February 17, 2018

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Inscribed in Resolution No. 2952

2. Resolution approving a Liberty Community Center (LCC) Alcoholic Beverages Service Application for a Jehovah's Witnesses Annual Memorial Observance to be held on Saturday, March 31, 2018

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

**Vote:** Motion passed 7-0-0

Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2953

3. Resolution approving a Liberty Community Center (LCC) Alcoholic Beverages Service Application for a Parks Department/Liberty Area Chamber of Commerce event to be held on Thursday, April 19, 2018

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2954

4. Resolution approving a Liberty Community Center (LCC) Alcoholic Beverages Service Application for a Parks Department/Liberty Area Chamber of Commerce event to be held on Thursday, October 18, 2018

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2955

- L. Resolution appointing Directors to the Liberty Commons Community Improvement District Board of Directors

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2956

- M. Resolution accepting the Public Storm Sewer for the Raising Cane's development project.

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2957

N. Resolution accepting the Public Storm Sewer Extension for the Liberty Christian Fellowship development project

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 5958

O. Resolution granting permission to the Clay County Archives for the Reprinting and Sale of the Liberty's Living Legacy 19<sup>th</sup> Century Houses and Buildings 1820 to 1899 Book

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2959

P. Resolution authorizing the Filing of an Application with the Federal Recreation Trails Program for Improvements to the Liberty Cates Creek Trail Located at Cates Creek Greenway within the City of Liberty, Missouri

Matching grant from the Missouri Division of State Parks will potentially subsidize the cost of the footings and bridge to connect the northern and southern pieces of this multi-use trail.

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

Vote: Motion passed 7-0-0  
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
No: None  
Abstain: None  
Inscribed in Resolution No. 2960

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Acknowledgement of vendor payments for the period of January 12 to February 2, 2018.

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

1. Ordinance excluding Westland Landscape payments

Document No. 8621 was read.

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

Roll Call

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10858.

2. Ordinance including Westland Landscape payments.

Document No. 8622 was read.

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

Roll Call

Vote: Motion passed 6-0-1

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

No: None

Abstain: Council Member Jenness, due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10858.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance amending Ordinance No. 10155, approving a Contract with USIC Locating Services, Inc. for underground locating services for City of Liberty underground infrastructure facilities

Document No. 8623 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 Phillips seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10859.

- C. Ordinance approving an Engineering Services Contract with Trekk Design Group, LLC for the Sanitary Sewer Inspection and Rehab – 2018, Project #UT-002-18 in an amount not to exceed \$134,524.75

Document No. 8624 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 Gentrup moved to approve the ordinance. Council Member Watt seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10860.

- D. Ordinance accepting Easements for Sanitary Sewer Mains for the Sanitary Sewer Crossing Repairs over Town Branch Creek

Document No. 8625 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 Hagan moved to approve the ordinance. Council Member Gentrup seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10861.

- E. Ordinance accepting a drainage easement, three sanitary sewer easements, a

temporary construction easement, and agreement regarding easements for the Clay County Savings Bank Storm project

Document No. 8626 was read.

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

**Vote:** Motion passed 7-0-0  
**Yes:** Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
**No:** None  
**Abstain:** None  
Approved by the Chair and inscribed in Ordinance No. 10862.

- F. Ordinance authorizing the Issuance of Tax Increment Refunding Revenue Bonds (Liberty Triangle Project), Series 2018 in the Principal amount of \$3,415,000 and Authorizing Certain Documents and Other Actions in connection with the execution and delivery of the Bonds

Document No. 8627 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 Hagan seconded the motion.

Roll Call

**Vote:** Motion passed 7-0-0  
**Yes:** Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt and Gentrup  
**No:** None  
**Abstain:** None  
Approved by the Chair and inscribed in Ordinance No. 10863.

- G. Ordinance approving a guaranteed pricing agreement with Kohl Wholesale in an amount not to exceed \$38,000 for FY 2018 concession food and supplies

Document No. 8628 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 Hagan seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10864.

- H. Ordinance approving a contract with MC Janitorial in an amount not to exceed \$29,920.80 for third shift contractual custodial services at the Liberty Community Center.

Document No. 8629 was read.

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

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10865.

- I. Ordinance approving five year agreement with Pepsi Beverage Company pertaining to the Purchase of Non-alcoholic Beverages at Fountain Bluff Sports Complex and the Liberty Community Center in an amount not to exceed \$51,000.00

Document No. 8630 was read.

**Action:** Council Member Hagan 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 Phillips moved to approve the ordinance. Council Member Hagan seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10866.

- J. 2018 Adult and Youth Sports Apparel

1. Approve an ordinance approving a guaranteed pricing agreement with The Axis Sports Group in an amount not to exceed \$12,050 for FY 2018 Adult and Youth Sports Apparel – Youth Soccer.

Document No. 8631 was read.

**Action:** Council Member Phillips 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 Watt seconded the motion.

**Vote:** Motion passed 6-0-1

**Yes:** Council Members Phillips, Jenness, Moore, Hagan, Graham, and Watt

**No:** None

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

Approved by the Chair and inscribed in Ordinance No. 10867.

2. Approve an ordinance approving a guaranteed pricing agreement with Custom Graphics in an amount not to exceed \$26,000 for FY 2018 Adult and Youth Sports Apparel – Youth Flag Football, Volleyball, and Adult Sports.

Document No. 8632 was read.

**Action:** Council Member Phillips 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 Jenness seconded the motion.

**Vote:** Motion passed 6-0-1

**Yes:** Council Members Phillips, Jenness, Moore, Hagan, Graham and Watt

**No:** None

**Abstain:** Council Member Gentrup due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10868.

3. Approve an ordinance approving a guaranteed pricing agreement with YBA Shirts in an amount not to exceed \$9,000 for FY 2018 Adult and Youth Sports Apparel – Youth Basketball

Document No. 8633 was read.

**Action:** Council Member Watt 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 Jenness seconded the motion.

**Vote:** Motion passed 6-0-1

**Yes:** Council Members Phillips, Jenness, Moore, Hagan, Graham and Watt

**No:** None

**Abstain:** Council Member Gentrup due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10869.

4. Approve an ordinance approving a guaranteed pricing agreement with TW Sportswear in an amount not to exceed \$22,000 for FY 2018 Adult and Youth Sports Apparel – Youth Baseball/Softball, Hats, and Bitty Sports Camp

Document No. 8634 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 Watt moved to approve the ordinance. Council Member Phillips seconded the motion.

**Vote:** Motion passed 6-0-1

**Yes:** Council Members Phillips, Jenness, Moore, Hagan, Graham and Watt

**No:** None

**Abstain:** Council Member Gentrup due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10870.

- K. Ordinance approving the 2018 Kansas City Area Transportation Authority (KCATA) Agreement for the Route 535 Liberty Express/Shoal Creek Bus Service in an amount not to exceed \$48,232.00 effective retroactive to January 1, 2018 through December 31, 2018

Document No. 8635 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 Watt moved to approve the ordinance. Council Member Gentrup seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10871.

- L. Ordinance approving an Agreement for On-Call Professional Engineering Services for

Public Works and Utilities with HDR Engineering, Inc.

Both the Public Works and Utility Departments utilize the services of professional engineers in the development of capital projects, delivery of services, and to assist during emergency situations. Public Works and Utilities developed an On-call Professional Engineering Services Agreement that will last for a three-year period with the option for two one-year renewals.

Document No. 8636 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 Graham seconded the motion.

**Vote:** Motion passed 7-0-0

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

**No:** None

**Abstain:** None

Approved by the Chair and inscribed in Ordinance No. 10872.

X. OTHER BUSINESS

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

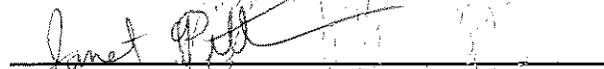
XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:40 p.m.

  
\_\_\_\_\_  
Mayor

Attest:

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

