



City Council Meeting

Regular Session Minutes
February 28, 2022

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 28, 2022 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 and Kelley Wrenn Pozel, 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
Sara Cooke, Assistant City Administrator
Shawna Funderburk, Chief Strategic Operations Officer
Vicki McClure, Finance Director
Jason Thomas, Assistant Director Utilities
BJ Staab, Parks and Recreation Director
Matt Kellogg, Police Captain
John Mills, Fire Chief
Wade Thomas, Technology and Logistics Director
Sherri McIntyre, Public Works Director
Janet Pittman, Deputy City Clerk

Public Present: Kellie Houx, Courier Tribune
25 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Regular Session Minutes of November 22, 2021

Council Member Hagan moved to approve the minutes as distributed. Council Member Graham seconded the motion, which carried 7-0-1. Council Member Jenness abstained due to absence.

B. Special Session Minutes of December 13, 2021

Council Member Hagan moved to approve the minutes as distributed. Council Member Graham seconded the motion, which carried 7-0-1. Council Member Jenness abstained due to absence.

C. Executive Session Minutes of December 13, 2021

Council Member Watt moved to approve the minutes as distributed. Council Member Graham seconded the motion, which carried 7-0-1. Council Member Jenness abstained due to absence.

D. Regular Session Minutes of December 13, 2021

Council Member Graham moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 7-0-1. Council Member Jenness abstained due to absence.

E. Special Session Minutes of December 20, 2021

Council Member Hagan moved to approve the minutes as distributed. Council Member Graham seconded the motion, which carried 7-0-1. Council Member Jenness abstained due to absence.

F. Special Session Minutes of January 5, 2022

Council Member Watt moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 6-0-2. Council Members Phillips and Pozel abstained due to absence.

G. Executive Session Minutes of January 5, 2022

Council Member Graham moved to approve the minutes as distributed. Council Member Gentrup seconded the motion, which carried 6-0-2. Council Members Phillips and Pozel abstained due to absence.

H. Special Session Minutes – 2nd Session of January 5, 2022

Council Member Graham moved to approve the minutes as distributed. Council Member Hagan seconded the motion, which carried 6-0-1. Council Members Phillips and Pozel abstained due to absence.

I. Regular Session Minutes of January 10, 2022

Council Member Hagan moved to approve the minutes as distributed. Council Member Graham seconded the motion, which carried 7-0-1. Council Member Jenness abstained due to absence.

J. Regular Session Minutes of January 24, 2022

Council Member Graham moved to approve the minutes as distributed. Council Member Watt seconded the motion, which carried 7-0-1. Council Member Hagan abstained due to absence.

V. CITIZENS' PARTICIPATION

Mayor Brenton stated public input regarding Block 174 in the Fairview/New Hope Cemetery has become largely repetitive. Rather than no longer allowing in person comments as stated at the Feb. 14, 2022 meeting, time will continue to be provided under a recurring agenda item, Block 174 – Fairview/New Hope Cemetery.

Mary Cravens, 300 Manor Lane, spoke in support of the mowing contract for Fairview Cemetery.

David Langston, 1920 Carter Court, spoke regarding freedom of speech.

Gieselle Fest, 1407 Lynette St., spoke regarding freedom of speech.

Dwayne Holtzclaw, 113 Kevin St., Eustes, MO, spoke regarding censorship and discrimination.

Robin Painter, 12802 NE Mt. Olivet Rd., spoke regarding freedom of speech.

Robert Beatty, 224 S. Clayview, spoke regarding freedom of speech.

Larry Yeatman, 4104 NE 144th St., Smithville, MO, spoke regarding freedom of speech

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

- A. Purchase of a 2023 Dump Truck Chassis from Premier Truck Group Kansas City in an amount not to exceed \$66,992.00 [AR 046-22]

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

- B. Purchase of a 2022 model Ford Ranger 4x4 utility truck from Gary Crosley Ford in an amount not to exceed \$28,922.60 [AR 042-22]

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

- C. Purchase of Ammunition from Gulf States Distributors in an amount not to exceed \$26,534.00 [AR 043-22]

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

- D. Resolution approving a Temporary Event Liquor License for a Knights of Columbus Fish Fry Event at St. James Church, 309 South Stewart Road on March 11, March 25 and April 8, 2022 [AR 045-22]

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 3227

- E. Resolution authorizing the filing of an Application with the Missouri Division of Highway Safety for a Highway Safety Law Enforcement Grant (Impaired Driver Enforcement) [AR 025-22]

The Missouri Department of Transportation (MODOT) has made available funds to cover overtime costs for officers to work extra shifts to help remove impaired drivers from the road.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 3228

- F. Resolution authorizing the filing of an Application with the Missouri Division of Highway Safety for a Highway Safety Law Enforcement Grant (Hazardous Moving Vehicles) [AR 026-22]

The two main roadways, Kansas Street and Missouri Highway 291, have historically been major contributors to the overall number of vehicular accidents in the City of Liberty. This grant will provide funding for POST-approved training for traffic personnel.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Inscribed in Resolution No. 3229

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Ordinance acknowledging vendor payments for the period of January 28, 2022 to February 18, 2022

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

Document No. 9374 was read.

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

Roll Call

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11552.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance approving a Software License and Service Agreement with Convergeone for Design and Implementation of Cisco Unified Communications Platform Upgrade in an amount not to exceed \$37,210.00 [AR 041-22]

The City's current Unified Communications (UC) platform is due for upgrade/replacement. This system is responsible for the internal phone system, integration into 911/dispatch, city-wide call trees, voicemail, call queues, as well as emergency notification and alerting. This project will consist of professional services to replace/upgrade the hardware as well as update each VM and communication software running on each VM as described above.

Document No. 9375 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 Watt seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11553.

- C. Ordinance approving a Contract with Terry Snelling Construction, Inc. for the 2022 Concrete Flatwork Replacement Project in an amount not to exceed \$267,920.95 [AR 037-22]

The Capital Improvement Plan includes a Street Restoration Program in order to project expenditures necessary for streets in need of restoration. This contract provides for maintenance of concrete flatwork (curbs, sidewalks, and ADA ramps) adjacent to City properties and on City streets in preparation for resurfacing.

Document No. 9376 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 Watt moved to approve the ordinance. Council Member Pozel seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11554.

- D. Ordinance approving a Contract with Transmap Corporation for 2022 Pavement Condition Indexing Project in an amount not to exceed \$61,934.08 [AR 039-22]

To determine how roadways and roadway preservation treatments are performing, a pavement assessment is recommended every three years. The process of conducting a pavement analysis involves collection of current pavement data followed by incorporation into pavement management software.

Document No. 9377 was read.

Action: Council Member Phillips moved to waive the rules and consider the ordinance on first reading. Council Member Pozel 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, Pozel, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11555.

- E. Ordinance approving a Design Contract with VSM Engineering, LLC for the Mississippi Street Sidewalk and Liberty Drive Trail Projects in an amount not to exceed \$66,510.00 [AR 038-22]

City staff has received requests from citizens and elected officials to complete sidewalk improvements to bridge gaps in the City sidewalk system. The two priority areas identified include sidewalk improvements on Mississippi Street (one side), from Fairview Ave. to Maple Street and Trail improvements on Liberty Drive (one side), from Midjay Drive to Wilshire Blvd.

Document No. 9378 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 Hagan moved to approve the ordinance. Council Member Watt seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11556.

- F. Ordinance approving an Agreement with Central Jackson County Fire Protection District to provide Liberty Fire Personnel Emergency Medical Services Continuing Education Units in an amount not to exceed \$10,000.00 [AR 040-22]

The Fire Department has outsourced its Continuing Education program since 2011 to Central Jackson County Fire Protection District (CJCFFPD). CJCFFPD has provided Fire Department personnel with a consistent training program that assists personnel in obtaining needed Continuing Education Units (CEUs) to relicense as an EMT-Basic or EMT-Paramedic with the State of Missouri. CJCFFPD is state licensed to provide the training, but also nationally licensed, which assists our personnel in obtaining the most recent and up-to-date information that is available.

Document No. 9379 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 Pozel seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11557.

- G. Ordinance approving a Guaranteed Pricing Agreement with KD LawncareKC LLC for Mowing Services at Fairview, New Hope, and Mount Memorial Cemeteries in an amount not to exceed \$52,260.00 [AR 044-22]

Document No. 9380 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, Pozel, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11558.

X. OTHER BUSINESS

- A. Block 174 – Fairview/New Hope Cemetery

Robert Beatty, 224 S. Clayview, spoke regarding opposition to removal of monument.

Roger Bilen, 7415 NE 100 Court, K.C. MO, spoke regarding opposition to removal of monument.

Jason Coffman, 405 Polk St., Mayeville, MO, spoke regarding opposition to removal of monument.

Jerry Pate, 1028 Highland Dr., spoke regarding opposition to removal of monument.

Marlena Porter, 204 E. Franklin spoke requesting the lawsuit be dropped.

Timothy Jeffries, 700 N. Fairview, spoke regarding opposition to removal of the monument

Dwayne Holtzclaw, 113 Kevin St., Eustes, MO, spoke regarding opposition to removal of monument.

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

The meeting adjourned at 8:00 p.m.

Mayor

Attest:

Deputy City Clerk