



City Council Meeting

Regular Session Minutes
June 26, 2023

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 26, 2023 with Mayor Greg Canuteson presiding. Mayor Canuteson called the meeting to order at 7:00 p.m.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Council Member Graham, who then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: Harold Phillips and Shelton Ponder, Ward I
Adam Travis, Ward II
Kevin Graham and Jeff Watt, Ward III
Gene Gentrup, Ward IV

Council Members Absent: Kelley Wrenn Pozel, Ward II
Michael Hagan, Ward IV

Staff Present: Curt Wenson, City Administrator
Sara Cooke, Assistant City Administrator
Shawna Funderburk, Chief Strategic Operations Officer
Vicki McClure, Finance Director
Andy Noll, Utilities Director
BJ Staab, Parks and Recreation Director
Jimmy Gibbs, Asst. Recreation Director
Jim Martin, Police Chief
John Mills, Fire Chief
Chris Young, Fire Division Chief – Support Services
Katherine Sharp, Planning and Development Director
Wade Thomas, Technology and Logistics Director
Sherri McIntyre, Public Works Director
Claire Rogers, Asst. Director of PR & Communications
Beth Vanderhoorn, Acting Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION

Dwayne Holtzclaw, 113 Kevin Street, Excelsior Springs, MO stated Block 174 is a property rights issue which was privately owned, bought and paid for. Stop the revestment lawsuit.

Carrie Longsdale, 1320 Huntington Dr., spoke about human rights, freedom of speech and the humility of the Mayor.

Marty Jacobs, 1541 Canterbury Lane, spoke of deeds proving legal ownership. Whoever owns it in 2023 needs to produce the document.

Mary Hill, 1354 Wildbriar Dr., expressed concerns of the deforestation at Stocksdale park. She enjoys the terrain, flora and fauna of Walnut Woods which is maintained by the MO Dept. of Conservation, and is concerned about the disk golf course. She appreciated staff's response to her complaint, but asked to please stop where we are and no more.

Jane Boswell, 208 Rex Rd., works with Clay County for Inclusion. Understands the Block 174 monument has been up for 116 years and is in the courts. Its presence is emotion and she showed an artistic rendition of the monument and what it would look like when the statue is removed.

Marlena Porter, 204 E. Franklin St. #15, Block 174 is private property and is in support of Mr. Holtzclaw.

David Sallee, 9531 N Laurel, Kansas City, MO, spoke about the Veterans Memorial and how it does not include Confederates and they aren't recognized as veterans.

Mayor Canuteson proclaimed July 2023 as Parks and Recreation month.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. MOTION TO APPROVE THE PURCHASE OF A MODEL PRO 6W6 DELUXE ANIMAL TRANSPORT UNIT WITH REAR STORAGE FROM BOWIE INTERNATIONAL, LLC (CUSTOM FIBERGLASS COACHES) FOR AN AMOUNT NOT TO EXCEED \$21,245.00

Animal Control staff is awaiting the delivery of two new Ford F250 trucks. The new Ford F250 trucks will require animal transport units to be added for transport of animals within our Animal Control Division's care. Staff recommends the purchase of a second animal transport unit from Custom Fiberglass Coaches at this time for the second Ford F250 currently being built. Quotes were received from Deerskin Manufacturing, Inc.; Diamond Truck Body Mfg. Company, Inc.; SWAB Wagon Company; and Custom Fiberglass Coaches.

Custom Fiberglass Coaches have the best features, cost and delivery. Custom Fiberglass Coaches provided an estimate for their PRO 6W6 model that included six animal compartments of the preferred size with a pass-through door on the front compartments, roof rack, LED lights, back up alarm and floor drainage trough. Additional options were added to include air conditioning and heating system with digital

temperature monitoring in the cab, pull out ramp for front passenger compartment, blind spot mirror, catch pole holder with locking access door and relocating rear vision camera from tailgate to body.

Throughout the research process, it was learned that the aluminum and steel bodies were heavier, which adds more wear and strain to the vehicle. The steel body could be victim to rust and paint imperfections due to the winter in this area. The option for air conditioning and heating was recommended to improve riders' comfort, especially in this area where weather can be unpredictable. The dimensions of the Custom Fiberglass Coaches compartments were preferred due to it being larger to accommodate larger breed canines more comfortably. With the location of Custom Fiberglass Coaches being approximately three hours from Liberty, it would be reasonable to pick up the trucks when completed and eliminate a transport fee.

In summary, Custom Fiberglass Coaches was selected due to cost, offering a fiberglass body versus an aluminum body, a customizable pro-series line and a location in Iowa for collection or servicing of the unit. Each compartment is keyed, fully enclosed and may be sanitized, eliminating the potential spread of illness or disease.

Action: Council Member Travis moved to approve the motion. Council Member Phillips seconded the motion.

Vote: Motion passed 6-0-0
Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup
No: None
Abstain: None

B. RESOLUTION APPROVING A TEMPORARY EVENT LIQUOR LICENSE TO HISTORIC DOWNTOWN LIBERTY (HDLI) FOR 3 HALVES BREW PUB & BBQ TO SERVE ALCOHOL AT THE KC WIDE OPEN BLOCK PARTY EVENT ON MISSOURI STREET BETWEEN FRANKLIN AND KANSAS STREETS, ON JULY 8, 2023

Historic Downtown Liberty (HDLI) has applied for a temporary liquor license to have 3 Halves Brew Pub & BBQ serve alcohol at the KC Wide Open Block Party, to be held on July 8, 2023 at Missouri Street between Franklin and Kansas Streets. Because the public will have access to the event, State statute and City ordinance require a license. The necessary certificate of liability insurance and authorization letter have been provided by the applicant. The application and necessary certificate of liability insurance has been reviewed by the appropriate staff and approval is recommended.

The City Code requires all paid employees of a business with a liquor license to obtain liquor dispensing permits. Unpaid staff are exempt from this requirement. It is the responsibility of the applicant to ensure that all individuals working with alcohol and consuming alcohol at the event meet age and other requirements.

Action: Council Member Travis moved to approve the resolution. Council Member Phillips seconded the motion.

Vote: Motion passed 6-0-0

Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup
No: None
Abstain: None
Inscribed in Resolution No. 3335.

C. RESOLUTION APPROVING A TEMPORARY EVENT LIQUOR LICENSE TO HISTORIC DOWNTOWN LIBERTY (HDLI) FOR CORNER BAR TO SERVE ALCOHOL AT THE KC WIDE OPEN BLOCK PARTY EVENT ON MISSOURI STREET BETWEEN FRANKLIN AND KANSAS STREETS, ON JULY 8, 2023

Historic Downtown Liberty (HDLI) has applied for a temporary liquor license to have Corner Bar serve alcohol at the KC Wide Open Block Party, to be held on July 8, 2023 at Missouri Street between Franklin and Kansas Streets. Because the public will have access to the event, State statute and City ordinance require a license. The necessary certificate of liability insurance and authorization letter have been provided by the applicant. The application and necessary certificate of liability insurance has been reviewed by the appropriate staff and approval is recommended.

The City Code requires all paid employees of a business with a liquor license to obtain liquor dispensing permits. Unpaid staff are exempt from this requirement. It is the responsibility of the applicant to ensure that all individuals working with alcohol and consuming alcohol at the event meet age and other requirements.

Action: Council Member Travis moved to approve the resolution. Council Member Phillips seconded the motion.

Vote: Motion passed 6-0-0
Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup
No: None
Abstain: None
Inscribed in Resolution No. 3336.

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. ACKNOWLEDGEMENT OF VENDOR PAYMENTS FOR THE PERIOD OF JUNE 2, 2023 TO JUNE 16, 2023

Document No. 9615 was read.

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

Roll Call

Vote: Motion passed 6-0-0
Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup
No: None
Abstain: None
Approved by the Chair and inscribed in Ordinance No. 11781.

B. RESOLUTION APPROVING A FINAL DEVELOPMENT PLAN FOR WILLIAM JEWELL COLLEGE - THE LINK. A 53,000 SQ. FT. STUDENT RECREATION CENTER AND GYMNASIUM ON CAMPUS, WEST OF THE FOOTBALL STADIUM, IN LIBERTY, CLAY COUNTY, MISSOURI (P&Z CASE 23-15FDP)

The project consists of a new two story 53,301 sq. ft. student recreation center with a gymnasium and accompanying parking, stadium and access improvements. The Link project will be constructed over multiple phases. Phase one includes new parking, access, site improvements and stadium seating. Phase two will be the new building. Phase three includes access upgrades on Doniphan St.

The site of the new building is directly west of the current stadium at William Jewell College. The site of the new building will necessitate the rerouting of traffic around and through the campus. The current RE Bowles Drive from the south will terminate in a reconfigured existing parking lot between the new building and White Science Center. RE Bowles Drive from the north will terminate in a reconfigured existing parking lot, east of Brown Hall. New pedestrian paths will be created to connect the Link building, the stadium and the parking lots with the rest of campus.

Staff finds that this application meets the standards of review for a final development plan.

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

Vote: Motion passed 6-0-0
Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup
No: None
Abstain: None
Inscribed in Resolution No. 3337.

C. ORDINANCE AMENDING CHAPTER 21 OF THE CITY CODE OF THE CITY OF LIBERTY, PERTAINING TO NUISANCES, PROHIBITING THE PARKING OF VEHICLES ON GRASS

The nuisance section of the City Code, Chapter 21, helps to ensure the health and welfare of the community and maintain property values through minimum maintenance standards. At present, the code does not allow parking on the grass in the front yard, but does not prohibit parking on the grass in the rear and side yard.

To ensure that yards do not inadvertently become parking lots, the proposed code changes will allow: A driveway from the street to the garage or parking space; and one parking space alongside the driveway (to the side of the house and not in the customary front yard; this is made clearer in another section of the code, UDO Article XIII, Parking); and one parking pad in the rear or side yard to park one RV or boat.

Document No. 9616 was read.

Action: Council Member Watt moved to waive the rules and consider the ordinance on first reading. Council Member Travis seconded the motion.

Vote: Motion passed unanimously.

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

Vote: Motion passed 6-0-0

Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11782.

D. ORDINANCE APPROVING AN AGREEMENT WITH SAMURAI ENTERPRISES, INC, FOR THE DESIGN AND CONSTRUCTION OF FIRE STATION NO. 3 REMODEL/ADDITIONS IN AN AMOUNT NOT TO EXCEED \$1,900,000.00

The Fire Department has been reviewing our facilities for several years. During this process, we identified current and future needs. Items that affect the need for changes or additions to facilities are community growth, number of personnel, deployment models, apparatus numbers and sizes, etc. The proposal being submitted was originally budgeted in the FY2022 budget process. After additional research in FY2022, the project was delayed until FY2023 to propose the additional needed funding levels to maintain the proposed scope of the projects.

At this time, crew staffing at Fire Station No. 3 is limited to three, due to the size of the station. This station was built in the early 1970s. Upon reviewing the size and age of the station, it was determined that its size would not allow room for the needed number of crew at this station. In 2021, the Fire Department worked with Hallmark to purchase land to allow expansion to the north. As of 2022, the Fire Department has a third full-time ambulance that will move into this station after the construction has finished.

In order to meet the future needs for the growth of the City, the RFP included two projects. Project One is the addition and remodeling of the station. Project Two adds to the rear driveway for safer access to the bays.

Document No. 9617 was read.

Action: Council Member Phillips moved to waive the rules and consider the ordinance on first reading. Council Member Travis seconded the motion.

Vote: Motion passed unanimously.

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

Vote: Motion passed 6-0-0

Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11783.

E. ORDINANCE APPROVING AN ARTWORK PURCHASE AND EXHIBITION AGREEMENT FOR THE ACQUISITION OF ARTWORK FROM JOHN BANNON, TO BE USED FOR PUBLIC EXHIBITION

The City of Liberty's Arts Commission (LAC) invited artists to submit artwork for the annual Rotating Sculpture program. Per the Public Art Selection & Acquisition Policy, the Liberty Arts Commission appointed an Art Selection Panel to select the artwork. The Art Selection Panel issued a call for artists seeking original, three-dimensional works of art to be displayed for a one-year period within the downtown area. With funds from the Transient Guest Tax, the City of Liberty has the option to purchase at least one piece of art from the sculptures on display each cycle, which would become a part of the City's permanent art collection.

This contract with artist John Bannon is to purchase a sculpture titled "Drop" for the City's permanent public art collection to be installed in Ruth Moore Park. This sculpture is currently located at the corner of Franklin & Main and will be moved to its permanent location at Ruth Moore Park's Community Garden in September.

Document No. 9618 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 Travis moved to approve the ordinance. Council Member Watt seconded the motion.

Vote: Motion passed 6-0-0

Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11784.

F. ORDINANCE APPROVING AN ARTWORK PURCHASE AND EXHIBITION AGREEMENT FOR THE ACQUISITION OF ARTWORK FROM KIMBER FIEBIGER, TO BE USED FOR PUBLIC EXHIBITION

The City of Liberty's Arts Commission (LAC) invited artists to submit artwork for the annual Rotating Sculpture program. Per the Public Art Selection & Acquisition Policy, LAC appointed an Art Selection Panel to select the artwork. The Art Selection Panel issued a call for artists seeking original, three-dimensional works of art to be displayed for a one-year period within the downtown area. With funds from the Transient Guest Tax, the City of Liberty has the option to purchase at least one piece of art from the sculptures on display each cycle, which would become a part of the City's permanent art collection.

This contract with artist Kimber Fiebiger is to purchase a sculpture titled "C'est La Vie" for the City's permanent public art collection to be installed in a location to be determined. This sculpture is currently located near the City Hall Fountain on a bench and will be moved to its permanent location on the new wall by the Kansas Street entrance to City Hall.

Document No. 9619 was read.

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

Vote: Motion passed 6-0-0

Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11785.

G. ORDINANCE APPROVING AN ARTWORK PURCHASE AND EXHIBITION AGREEMENT FOR THE ACQUISITION OF ARTWORK FROM JIM WOLNOSKY, TO BE USED FOR PUBLIC EXHIBITION

The City of Liberty’s Arts Commission (LAC) invited artists to submit artwork for the annual Rotating Sculpture program. Per the Public Art Selection & Acquisition Policy, LAC appointed an Art Selection Panel to select the artwork. The Art Selection Panel issued a call for artists seeking original, three-dimensional works of art to be displayed for a one-year period within the downtown area. With funds from the Transient Guest Tax, the City of Liberty has the option to purchase at least one piece of art from the sculptures on display each cycle, which would become a part of the City’s permanent art collection.

This contract with artist Jim Wolnosky is to purchase a sculpture titled "Things are Getting Better" for the City's permanent public art collection to be installed in a location to be determined. The purchase price is the same amount as the one-year lease price. Therefore, the Arts Commission is recommending purchasing the sculpture for the city's permanent collection.

Document No. 9620 was read.

Action: Council Member Travis moved to waive the rules and consider the ordinance on first reading. Council Member Ponder 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 6-0-0

Yes: Council Members Phillips, Ponder, Travis, Graham, Watt and Gentrup

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11786.

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

The meeting adjourned at 7:53 p.m.

Mayor

Attest:

Deputy City Clerk