

City Council Meeting

Regular Session Minutes
June 12, 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 12, 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 Shelton Ponder, who then led the pledge of allegiance.

III. ROLL CALL

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

Council Members Absent: None

Staff Present: Curt Wenson, City Administrator
Sara Cooke, Assistant City Administrator
Shawwna Funderburk, Chief Strategic Operations Officer
Vicki McClure, Finance Director
Andy Noll, Utilities Director
BJ Staab, Parks and Recreation Director
Jimmy Gibbs, Asst. Parks Director - Recreation
Jim Martin, Police Chief
John Mills, Fire Chief
Sherri McIntyre, Public Works Director
Sarah Ranes, Deputy City Clerk
Hailey Kellerstrass, Recreation Manager – Community Services

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

IV. APPROVE MINUTES AND SUMMARIES

V. CITIZENS' PARTICIPATION

Tim Vorn lives in Buckner, Missouri and is a member of the Son's of Confederate Veterans or the SCV (Successor Organization of the United Confederate Veterans and current owners of Block 174 in Fairview Cemetery. Mr. Vorn proposes that some people have ideas about the character of the SCV that aren't true and that they consider the SCV a racist organization. Mr. Vorn stated that they as an organization detest this idea. The SCV is made up of all people from all walks of life including white, black, Hispanic and Native American.

Dwayne Holtzclaw – 113 Kevin Street, Excelsior Springs, MO. Mr. Holtzclaw stated his uncle Mayor John Wilhaul sold Block 174 on January 6, 1900. He sold it for the soul purpose to bury veterans. Mr. Holtzclaw has a cousin buried there who was an American Military Combat Veteran. Mr. Holtzclaw asked that the City stop the revestment lawsuit and that there is nothing lower than attacking the grave of a military combat veteran.

Mayor Canuteson Proclaimed June 21, 2023 as Make Music Day in the City of Liberty.

Mayor Canuteson Proclaimed June 18, 2023 as a day to celebrate the 50th Anniversary of the Liberty Meals on Wheels Program.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. MOTION TO APPROVE THE PURCHASE OF NEW SHADE SYSTEMS INCLUDING WHOLE FABRICS, GALVANIZED CABLE AND CABLE CLAMPS FROM ALL INCLUSIVE REC, LLC. IN AN AMOUNT NOT TO EXCEED \$50,233.48

The Capitol Federal Sports Complex opened in June 2002, and offers various sporting events on the 146-acre site. In addition to the nine turfed baseball/softball fields, the complex also includes six grass, regulation-sized soccer fields. This facility is the host site of a wide variety of year-round sporting events for both young people and adults, averaging 2,500 players and families each week.

The nine ball fields include two shade canopies each for the home and away team spectators and three larger shade structures for sun protection near the concession stands and gathering areas. All of the shade structures were supplied and installed by All Inclusive Rec, LLC and they are the supplier for replacement canopies and parts as needed. The structures and fabrics are proprietary, requiring that we purchase replacement fabrics and fasteners from All Inclusive Rec, LLC. A severe weather event in the Spring of 2022 damaged all of the shade fabrics in varying degrees, requiring full replacement.

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, Ponder, Pozel, Travis, Graham, Watt, Gentrup and Hagan

No: None

Abstain: None

B. RESOLUTION APPROVING A TEMPORARY EVENT LIQUOR LICENSE FOR THE LIBERTY AREA CHAMBER OF COMMERCE LIBERTYFEST EVENT AT CAPITOL FEDERAL SPORTS COMPLEX ON JULY 3, 2023 AT 2200 OLD STATE HIGHWAY 210 (CAPITOL FEDERAL SPORTS COMPLEX)

The Liberty Area Chamber of Commerce has applied for a temporary liquor license to serve alcohol at the Liberty Fest Beer Garden, to be held on July 3, 2023 at the Capitol Federal Sports Complex. 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.

Council approval and a state license must be in place before the City will issue its temporary liquor license.

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, Ponder, Pozel, Travis, Graham, Watt, Gentrup and Hagan

No: None

Abstain: None

Inscribed in Resolution No. 3332.

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

The Historic Downtown Liberty (HDLI) has applied for a temporary liquor license to 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.

Council approval and a state license must be in place before the City will issue its temporary liquor license.

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, Ponder, Pozel, Travis, Graham, Watt, Gentrup and Hagan

No: None

Abstain: None

Inscribed in Resolution No. 3333.

D. RESOLUTION APPROVING A TEMPORARY EVENT LIQUOR LICENSE FOR THE HISTORIC DOWNTOWN LIBERTY, INC. FALL FEST BEER GARDEN EVENT ON SEPTEMBER 20, 2023 THROUGH SEPTEMBER 24, 2023 AT N. MISSOURI STREET BETWEEN E. FRANKLIN STREET AND E. KANSAS STREET

The Historic Downtown Liberty, Inc. has applied for a temporary liquor license to serve alcohol at the Fall Fest Beer Garden, to be held on September 20th through September 24, 2023 at N. Missouri Street between E. Franklin Street and E. Kanas Street. 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.

Council approval and a state license must be in place before the City will issue its temporary liquor license.

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, Ponder, Pozel, Travis, Graham, Watt, Gentrup and Hagan

No: None

Abstain: None

Inscribed in Resolution No. 3334.

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. ACKNOWLEDGEMENT OF VENDOR PAYMENTS FOR THE PERIOD OF MAY 12, 2023 TO JUNE 2, 2023

Document No. 9613 was read.

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

Roll Call

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11779.

B. ORDINANCE AMENDING ORDINANCE NO. 11663, APPROVING A GUARANTEED PRICING CONTRACT WITH MYRICK MECHANICAL PERTAINING TO CITYWIDE HVAC PREVENTIVE MAINTENANCE AND REPAIR SERVICES IN AN AMOUNT NOT TO EXCEED \$125,000.00

Heartland Mechanical has served as the City of Liberty's HVAC service provider for the past five years with very satisfactory results. This contract (2021) was written as a one-year contract, with an opportunity to renew the contract for two additional one-year terms (2022 and 2023). This agreement is for year three (FY 2023) and is the final year of three, one-year agreements.

Heartland Mechanical notified staff in April 2023 that they would no longer accept new jobs and would be absorbed by Myrick Mechanical in May 2023. Current Heartland Mechanical service technicians with knowledge of the City of Liberty facilities will transfer to Myrick Mechanical.

Staff met with Myrick Mechanical in April to discuss the current contract between the City of Liberty and Heartland Mechanical. Myrick Mechanical will honor the terms of the current contract between the City of Liberty and Heartland Mechanical that expires on December 31, 2023.

Document No. 9614 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 Pozel seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11780.

X. OTHER BUSINESS

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:43 p.m.

Attest:

Mayor

Deputy City Clerk