



City Council Meeting

Regular Session Minutes
October 24, 2011

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 October 24, 2011 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 Jeff Moore, who then led the pledge of allegiance.

III. ROLL CALL

Council Members Present: Harold Phillips and Paul Jenness, Ward I
Greg Duncan and Jeff Moore, Ward II
Lyndell Brenton and Jeff Watt, Ward III
Michael Hagan and Nick King, Ward IV

Council Members Absent: None

Staff Present: Curt Wenson, City Administrator
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Dennis Dovel, Parks and Recreation Director
Amy Brusven, Human Resources Director
James Simpson, Acting Police Chief
Mike Snider, Fire Chief
Katherine Sharp, City Planner
Shawwna Funderburk, Asst. to the City Administrator
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

Public Present: 10 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Study Session Summary of October 3, 2011

Council Member King moved to approve the summary as distributed. Council Member Hagan seconded the motion, which carried 7-0-1. Council Member Phillips abstained due to absence.

V. CITIZENS' PARTICIPATION

Pat Miller thanked the City for the improved intersection at Withers Road (entering into the Price Chopper shopping center), and for the well run household hazardous waste collection event that was held on Saturday. She also stated that she would like to thank the City and the County for not raising the tax levies this year.

Mary Alice Dobberstine, Chairperson of the Liberty Economic Development Corporation (LEDC), thanked Mayor, Council and City staff for their support. Ms. Dobberstine provided an overview of the quarterly investor breakfasts. Alicia Stephens provided highlights of the LEDC's Annual Report which included: tours, trade shows/events, name/logo change, scorecard, successes, policy/legislative efforts and retail/non-retail visits. Shane Davolt presented the LEDC's plans for 2012, including business retention and goal setting.

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of October 10, 2011

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

B. Executive Session Minutes of October 10, 2011

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

C. Resolution announcing the election date and dates for filing by candidates for the Board of Directors for the Liberty Triangle Community Improvement District.

Council Member King moved to approve the resolution. Council Member Phillips seconded the motion. Inscribed in Resolution No. 2528.

D. Resolution of Support for Progress Pointe Apartments, a proposed development for senior citizens.

Council Member King moved to approve the resolution. Council Member Phillips seconded the motion. Inscribed in Resolution No. 2529.

VIII. PUBLIC HEARINGS [none]

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. Ordinance acknowledging of Vendor Payments from September 30, 2011 through October 14, 2011

1. Ordinance excluding KCP&L payments

Document No. 7410 was read.

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

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None
Approved by the Chair and inscribed in Ordinance No. 9793.

2. Ordinance including KCP&L payments

Document No. 7411 was read.

Action: Council Member Watt moved to approve the vendor payments. Council Member King seconded the motion.

Vote: Motion passed 7-0-1
Yes: Council Members Phillips, Jenness, Moore, Hagan, Watt, Duncan and King
No: None
Abstain: Council Member Brenton, due to potential conflict of interest
Approved by the Chair and inscribed in Ordinance No. 9793.

- B. Ordinance adopting and approving the Development Plan submitted by the Liberty Municipal Redevelopment Corporation and designating the redevelopment area described within the Development Plan as a blighted area in need of development and redevelopment (second reading).

Document No. 7412 was read.

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

Vote: Motion passed 8-0-0
Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King
No: None
Abstain: None
Approved by the Chair and inscribed in Ordinance No. 9794.

- C. Ordinance approving Replat of property located at 214 E. Kansas Street to allow five condo units and three office units [P&Z No. 11-26FP]

Mayor Canuteson stated that this item is being postponed until the November 14, 2011 Council meeting, at the request of the applicant.

- D. City Park Playground

1. Ordinance amending Ordinance No. 9769 with S. Bollinger & Associates pertaining to installation of a pour-in-place playground surface at City Park, located in Liberty, Missouri

Document No. 7413 was read.

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

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9795.

2. Ordinance amending ordinance No. 9652, Adoption of the 2011 Budget for the City of Liberty, Missouri

Document No. 7414 was read.

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

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9796.

E. Ordinance accepting Easements for Public Sanitary Sewer Mains and Public Water Mains for North Havens Estates - First Replat.

Document No. 7415 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 Hagan seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9797.

F. Ordinance approving an agreement with Mission Geographic LLC for Pavement Management Services in the amount of \$24,954.00

Document No. 7416 was read.

Mayor Canuteson stated this item will be on second reading at the November 14, 2011 Regular Session meeting.

- G. Ordinance amending Chapter 7, "Occupations and Businesses, Generally", of the City Code of the City of Liberty, pertaining to Roadway Development Tax

Document No. 7417 was read.

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

Vote: Motion passed unanimously.

Action: Council Member Hagan moved to amend the ordinance by inserting the following wording at the end of Sec. 7-129. c. ii. (2) (a):, or is a Class A office building of at least 3 more stories. Council Member Moore seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Action: Council Member Hagan moved to amend the ordinance by inserting the following wording on line 6, after the words Designated Priority Area, of Sec. 7-129. c. ii. (1):, and the average wage of all new full-time employees exceeds 75% of the county average wage as published by Missouri Department of Economic Development (DED). Council Member Moore seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Action: Council Member Hagan moved to amend the ordinance by inserting the following wording at the end of Sec. 7-129. c. ii. (1):, and the average wage of all new full-time employees exceeds 75% of the county average wage as published by Missouri Department of Economic Development (DED). Council Member Moore seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Action: Council Member Hagan moved to approve the ordinance as amended. Council Member Duncan seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 9798.

Council Member Brenton stated for the record that this ordinance states “may” be granted, not “shall” be granted, and that consideration of any such requests will be reviewed on a case by case basis, determined by what is best for the citizens and not the applicants.

- H. Resolution granting a Certificate of Appropriateness for the construction of a new residence at 438 E. Franklin Street

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

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Brenton, Hagan, Watt, Duncan and King

No: None

Abstain: None

Inscribed in Resolution No. 2530.

- I. Resolution approving a temporary event liquor license for a St. James School event to be held November 5, 2011

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

Vote: Motion passed 7-1-0

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

No: Council Member King

Abstain: None

Inscribed in Resolution No. 2531.

X. OTHER BUSINESS

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