



City Council Meeting

Regular Session Minutes

January 12, 2015

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 January 12, 2015 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
Greg Duncan and Jeff Moore, 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
Dan Estes, Assistant City Administrator
Steve Hansen, Public Works Director
Janet Bartnik, Parks and Recreation Director
Brian Hess, Utilities Director
James Simpson, Police Chief
Mike Snider, Fire Chief
Katherine Sharp, City Planner
Karan Johnson, Economic & Business Dev. Manager
Janet Pittman, Deputy City Clerk

Public Present: Stacy Burt, Liberty Tribune
6 members of the public

IV. APPROVE MINUTES AND SUMMARIES

A. Regular Session Minutes of November 24, 2014

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

B. Executive Session Minutes of December 8, 2014

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

V. CITIZENS' PARTICIPATION - NONE

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. Regular Session Minutes of December 8, 2014

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

B. Special Session Minutes of December 15, 2014

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

C. Historic Downtown Liberty, Inc. – Temporary Event Liquor Licenses

1. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 'Let's Wine About Winter' event

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, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Inscribed in Resolution No. 2719.

2. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 8th Annual A Downtown Affair

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, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Inscribed in Resolution No. 2720.

3. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 6th Annual Liberty Arts Squared Art Festival

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, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Inscribed in Resolution No. 2721.

4. Resolution approving a Temporary Event Liquor License for Historic Downtown Liberty, Inc. for the 11th Annual Taste of Liberty/Parks & Recreation Concert

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, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Inscribed in Resolution No. 2722.

D. Boards and Commissions Appointments/Reappointments

1. Parks and Recreation Board

i. Appoint Libby Wertz to a term expiring January 1, 2018

2. Board of Adjustments

i. Appoint Dave Heston to a term expiring April 1, 2018

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

E. Public Facility Authority

1. Appoint Dr. Elaine Reynolds to a term expiring 12/31/17

2. Appoint Jackie Kennedy to a term to expire with office of Park Board President

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

VIII. PUBLIC HEARINGS

A. Ordinance amending the Official Zoning Map of the City of Liberty, Missouri by Rezoning Liberty Commons in the City of Liberty, Clay County, Missouri from CP-1, CP-2, CP-3 and MU to PD Planned Development District (2nd reading – postponed from December 15, 2014)

Document No. 7987 was read.

Action: Council Member Watt moved to postpone resumption of the Public Hearing and consideration of the ordinance until January 26, 2015. Council Member Duncan seconded the motion.

Vote: Motion passed 7-0-1

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

No: None

Abstain: Council Member Moore, due to conflict of interest.

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

- A. Ordinance acknowledging vendor payments for the period of December 5 to December 31, 2014.

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

1. Ordinance excluding Westland Landscape payments

Document No. 8014 was read.

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

Roll Call

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10308.

2. Ordinance including Westland Landscape payments.

Document No. 8015 was read.

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

Roll Call

Vote: Motion passed 7-0-1

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

No: None

Abstain: Council Member Jenness due to potential conflict of interest

Approved by the Chair and inscribed in Ordinance No. 10308.

Mayor Brenton resumed as chair of the meeting.

- B. Ordinance amending the Official Zoning Map of the City of Liberty, Missouri by

Rezoning a 21.5 Acre portion of land along N. Forest Avenue approximately 270 feet north of its intersection with 291 Highway, in the City of Liberty, Clay County, Missouri from RP-4, CP-O, to PD, Planned Development District [P&Z Case No. 14-46R&PDP] (2nd reading)

Document No. 8008 was read.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10309.

- C. Resolution approving a Preliminary Plat for Liberty Commons along S. Stewart Road, West of Conistor Street, a subdivision of land in Liberty, Clay County, Missouri (postponed from December 15, 2014)

Action: Council Member Watt moved to postpone consideration of the resolution until January 26, 2015. Council Member Duncan seconded the motion.

Vote: Motion passed 7-0-1

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

No: None

Abstain: Council Member Moore, due to conflict of interest

- D. Ordinance authorizing the Mayor to execute a Development Agreement with Forest Avenue Apartments, LLC, for development of the Forest Avenue Apartment Project (2nd reading)

Document No. 8013 was read.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10310.

- E. Ordinance approving a Contract with Waldinger Corporation in an amount not to exceed \$75,000 for HVAC Preventative Maintenance and On-call Repair Services

Document No. 8016 was read.

Action: Council Member Jenness 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 Phillips seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10311.

- F. Ordinance approving a Contract with Star Signs LLC in an amount not to exceed \$35,000 for City Welcome Sign Design, Fabrication and Installation

Document No. 8017 was read.

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10312.

- G. Ordinance approving a Contract with Burns and McDonnell Engineering Company, Inc. for Engineering Services for Water Treatment Plant Aerator Structural Repairs, Project #UT-001-15 in an amount not to exceed \$70,000.

Document No. 8018 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 Gentrup seconded the motion.

Vote: Motion passed 8-0-0

Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup
No: None
Abstain: None
Approved by the Chair and inscribed in Ordinance No. 10313.

- H. Ordinance approving a Contract with AGC Engineers, Inc. for Engineering Services for the Fire Station #3 Sanitary Sewer Extension Project, Project #UT-004-14 in an amount not to exceed \$13,400.

Document No. 8019 was read.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10314.

- I. Water Treatment Plant

- a. Ordinance Amending Ordinance No. 10216, approving a Contract with Foley Company for the Construction and Installation of Water Treatment Plant Chemical Feed System modifications, Project #UT-001-14 by increasing the amount by \$356.00 from \$254,800.00 to \$255,156.00

Document No. 8020 was read.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10315.

- b. Resolution accepting the Construction and Installation of Water Treatment Plant Chemical Feed System Modifications, Project #UT-001-14

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, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Inscribed in Resolution No. 2723.

J. 2014 Street Maintenance Pavement Restoration Project

1. Ordinance amending Ordinance No. 10224, approving a Contract with Superior Bowen Asphalt Co., LLC for the 2014 Street Maintenance Pavement Restoration Project on an amendment to decrease the agreement by \$143,772.62 from \$837,834.05 to \$694,061.43

Document No. 8021 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 Moore seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10316.

2. Resolution accepting the 2014 Street Maintenance Pavement Restoration Project

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, Jenness, Moore, Hagan, Graham, Watt, Duncan and Gentrup

No: None

Abstain: None

Inscribed in Resolution No. 2724.

- K. Ordinance amending Ordinance No. 10155, Approving a Contract with USIC Locating Services, Inc. for Underground Facilities Locating Services for the City of Liberty

Document No. 8022 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 Gentrup moved to approve the ordinance. Council Member Phillips seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10317.

- L. Ordinance accepting Easements for Public Water and Sanitary Sewer Mains for a Lot Split at 1120 N. Church Road

Council Member Graham recused himself from the meeting.

Document No. 8023 was read.

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

Vote: Motion passed 7-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10318.

Council Member Graham returned to the meeting.

- M. Ordinance amending Chapter 20, "Motor Vehicles & Traffic," of the Code of the City of Liberty, Clay County, Missouri

Document No. 8024 was read.

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

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10319.

- N. Ordinance approving a Grant Funding Agreement with Clay County Senior Services pertaining to Senior Services in an amount not to exceed \$105,000

Document No. 8025 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 Moore seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 10320.

- O. Ordinance approving a Contract with Advanced Exercise Equipment in the amount of \$81,710.00 for the purchase and delivery of fitness center equipment for the Liberty Community Center

Document No. 8026 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 Hagan moved to approve the ordinance. Council Member Gentrup seconded the motion.

Vote: Motion passed 8-0-0

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

No: None

Abstain: None
Approved by the Chair and inscribed in Ordinance No. 10321.

X. OTHER BUSINESS

- A. Motion to approve a Blanket Purchase Order with Mississippi Lime in the amount of \$198,732.00 for lime for water production

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

Vote: Motion passed 8-0-0
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt, Duncan
and Gentrup
No: None
Abstain: None

- B. Motion to approve a Blanket Purchase Order with Brenntag Mid-South in the amount of \$100,000. for water production chemicals

Action: Council Member Gentrup moved to approve the blanket purchase order.
Council Member Hagan seconded the motion.

Vote: Motion passed 8-0-0
Yes: Council Members Phillips, Jenness, Moore, Hagan, Graham, Watt, Duncan
and Gentrup
No: None
Abstain: None

- C. Motion to approve the 2015 Legislative Program

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, Moore, Hagan, Graham, Watt, Duncan
and Gentrup
No: None
Abstain: None

XI. MISCELLANEOUS MATTERS FROM CITY ADMINISTRATOR

XII. MISCELLANEOUS MATTERS FROM MAYOR AND CITY COUNCIL

XIII. ADJOURNMENT

The meeting adjourned at 7:35 p.m.

Mayor

Attest:

Deputy City Clerk