



City Council Meeting

Regular Session Minutes

March 25, 2024

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 March 25, 2024 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 Pozel, 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
Vicki McClure, Finance Director
Jason Thomas, Assistant Utilities Director
Amy Blake, Human Resources Director
Heather Massey, Police Captain
BJ Staab, Parks and Recreation Director
Jimmy Gibbs, Assistant Parks and Recreation Director
Chris Young, Assistant Fire Chief
Wade Thomas, Technology and Logistics Director
Dan Libby, I.T. Services System Administrator
Sherri McIntyre, Public Works Director
Sarah Ranes, Deputy City Clerk

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

IV. APPROVE MINUTES AND SUMMARIES

A. REGULAR SESSION MINUTES OF JANUARY 22, 2024

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

V. CITIZENS' PARTICIPATION

Dwayne Holtzclaw – 113 Kevin Street, Excelsior Springs, Mr. Holtzclaw stated he has family members buried in private Block 174 and his uncle John Will Haul sold that property January 6, 1900. Mr. Holtzclaw stated the deed can be found at the Clay County Recorder of Deeds Office in Book 120, Page 36. Mr. Holtzclaw asks the City Council to stop the revestment lawsuit. Mr. Holtzclaw referenced that this was his 87th meeting where he has come to ask City Council to stop the revestment.

Gieselle Fest – 1407 Lynette Street, Ms. Fest thanked City Council for the opportunity to speak and she asks City Council to please stop the lawsuit against the grave marker and the dead local Clay Countians. Ms. Fest stated \$50,000.00 has been spent on this lawsuit and they are expecting to spend at least another \$50,000.00. Ms. Fest believes the money could be spent elsewhere. Ms. Fest made a request to please let the dead rest in peace. Ms. Fest stated that we need to be taking care of each other on a local matter.

Matt Smith – 541 White Oak Lane, Mr. Smith stated he was glad the conversation of “hate speech” was brought up. Mr. Smith stated on March 21st, he and his wife and kids were on their way home from soccer practice and they just happened to be driving through the square because they like the art, the downtown vibe and changes that happen on the square when the seasons change. Unfortunately, Mr. Smith stated they came upon something very disappointing where two teenagers were marking the sidewalk with racial slurs. Mr. Smith stated history repeats itself everyday with not only the ripples felt by inequality families that live among us feel, but also the intentional acts of hate that he and his family saw. Mr. Smith stated he loves the City and he’s passionate about getting the monument removed and he will continue to attend City Council meetings.

Carrie Lonsdale – 1320 Huntington Drive, Ms. Lonsdale stated she isn’t coming up to the podium as a victim as her husband is an immigrant from England, he’s Indian. Ms. Lonsdale stated her focus is on the community center. Ms. Lonsdale stated that voting is extremely important. Ms. Lonsdale asks City Council to emulate the City of Gladstone’s Community Center because it is what she has always wanted in Liberty. Ms. Lonsdale stated the whole reason why she is against a new proposed community center is the lack of functionality. Ms. Lonsdale stated there are 11,058 tax payers that will be responsible for this \$60M bond.

David Sallee – 9531 N. Laurel Avenue, Kansas City, Mr. Sallee stated over the last 87 meetings, he has heard references to the folks buried in Block 174. Mr. Sallee stated they were financial poor and forgotten. Mr. Sallee agreed they were forgotten primarily by the people who claimed to own the monument. Mr. Sallee stated for 116 years the monument sat there without one single name of a person who was buried in Block 174. Mr. Sallee stated in November 2020 that an actual grave marker appeared.

Mark Giddens – 1867 Claywoods Parkway, Mr. Giddens stated he is here to talk about the new proposed community center. Mr. Giddens questioned the sunset of the 20-year bond. Mr. Giddens asked when the 20-year bond gets to the \$60M, does it sunset then or is it still in place? Mr. Giddens asks if the 5.5% tax increase will always remain if the 20-year bond sunsets or will that tax go away?

VI. MEETING SCHEDULE

VII. CONSENT AGENDA

A. MOTION TO APPROVE THE PURCHASE OF FITNESS EQUIPMENT FOR THE LIBERTY COMMUNITY CENTER FROM ADVANCE EXERCISE EQUIPMENT, JOHNSON FITNESS & WELLNESS, AND POWER SYSTEMS PS LLC IN AN AMOUNT NOT TO EXCEED \$42,575.55

The Liberty Community Center has used Life Fitness/Hammer Strength equipment since 2002 due to the technological advances, ease of use and overall reliability the brand provides. Advanced Exercise Equipment, the local vendor of Life Fitness/Hammer Strength equipment, is an approved Sourcewell cooperative purchasing provider for fitness equipment. Sourcewell cooperative purchasing is also recognized by the Mid-America Regional Council (MARC) as having met the purchasing standards for this type of fitness equipment.

The total cost of this purchase from Advanced Exercise Equipment is \$31,729.75:

- Replacement Integrity Treadmill w/ 16-inch monitor (\$9,099.30)
- Replacement Multi adjustable bench quantity 4@ \$960.00ea (\$3,840.00)
- New Insignia Triceps Press (\$5,567.10)
- New Insignia Glute Bridge (\$6,103.35)
- New Hammer Strength Plate Loaded Belt Squat (\$4,845.00)
- Freight and Delivery (\$2,275.00)

The Liberty Community Center has used Johnson Fitness & Wellness since 2018 to provide single source specialized fitness equipment. They are approved as an OMNIA/NCPA cooperative purchasing vendor.

The total cost of this purchase from Johnson Fitness & Wellness is \$7,993.70:

- Replacement Concept 2 Rower 2@ \$990.00ea (\$1,980.00)
- New True Stretch 800SS (\$2,238.76)
- Replacement 45# Rubber Weight Plates (\$1,995.40)
- Misc. Smaller equipment (\$894.54)
- Freight and Delivery (\$885.00)

The Liberty Community is working directly with Power Systems to purchase specialized storage equipment at a lower price through the TIPS cooperative purchasing program.

The total cost of this purchase from Power Systems is \$2,852.10:

- Replacement BOSU Ball 3@ \$130.50ea (\$391.50)
- New Wall Rack for foam rollers 3@ \$222.69ea (\$668.07)
- Black Chrome cable bar and accessories rack 2@ \$368.98ea (\$737.96)
- Misc. Studio storage equipment (\$169.57)
- Freight and Delivery (\$885.00)

Action: Council Member Phillips moved to approve the purchase. Council Member Travis 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. MOTION TO APPROVE THE PURCHASE OF NEW TABLES AND CHAIRS FOR THE SILVER CENTER AND LCC FROM MITYLITE, INC. IN AN AMOUNT NOT TO EXCEED \$51,393.94

The Liberty Community Center completed a facility expansion in 2003. Part of the expansion included additional meeting room space. To accommodate the new meeting room space, 14-round banquet tables and 320 banquet chairs were purchased from MityLite Inc. An additional 24 rectangle tables were purchased in 2010. All other meeting room tables and chairs were original to the building.

The tables and chairs are used daily by the Community Services division for Silver Center activities. In 2023, staff determined that many of the tables and chairs were beginning to show significant damage and were reaching the end of their useful lifespan. The staff began planning the replacement of the meeting room tables and chairs. As part of the 2023 Community Services and Community Center operations budgets, staff replaced 10-round banquet tables with a purchase from MityLite Inc.

Numerous other tables and chairs continued to fail during the 2023 calendar year. The Community Services division expressed the need for an expedited replacement plan. The replacement of the tables and chairs was submitted by the Community Services division as a potential project for one-time use funding for 2024 and was approved by the budget committee.

MityLite Inc. submitted a quote for \$51,393.94 which includes the following:

- 300 banquet chairs
- 18 rectangle tables
- 20 round tables
- Freight charges

MityLite Inc. is a member of the Buyboard Coop. The submitted quote includes the Coop pricing.

Action: Council Member Phillips moved to approve the purchase. Council Member Travis 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

C. MOTION TO APPROVE THE PURCHASE OF DELL DATA DOMAIN BACKUP STORAGE FROM THE REDESIGN GROUP IN AN AMOUNT NOT TO EXCEED \$50,385.00

The City's current off-site solution has an annual cost of roughly \$65,000.00 and increases year after year. This solution, while it accomplishes its primary objectives,

does have its limitations. Due to cost, staff is unable to back up all the data. Instead, data is prioritized to ensure the City has a 3-2-1 backup model for all critical and important data. Additionally, while the data is protected and available, recovery of the data is not automatic and will take time to retrieve. It would require extensive bandwidth and an uncompromised network in the event it may be needed.

The addition of a second Dell Data Domain, purchased through [Re]Design, will be housed off-site but still easily accessible when needed. This would shorten recovery time. It also would allow more comprehensive back up of city data. This would be done through replication of our current copies directly to the secondary data domain.

Below is a synopsis of the new 3-2-1 backup model that will hereafter be in effect:

- Current Veeam Backups (1 yearly, 1 quarterly, 1 monthly with 120 restore points daily)
- Redundant Backups (2 copies of the data)
- Replication to the 3rd datacenter (at a City facility separate from the City's other two datacenters)
- A future option for Cloud Tiering is to ship older data such as quarterly and yearly backups to a GovCloud Tier supported by Dell. This gives an additional offsite and media type for backups. This will be looked at in 2025. Early indications suggest this would provide another layer of protection while still remaining less expensive than our current solution.

Furthermore, the data domain is a one-time purchase with 3 years of maintenance and support included. Maintenance and support can also be extended past the 3 years when it is up for renewal. This is typical as the expected lifespan of data domains are 5 years or so. The annualized savings of this project over 5 years would be, at minimum, \$275,000.00. Realistically, this amount would be higher due to the current solution cost increasing annually. The savings are calculated as follows:

- One-time purchase of a data domain is \$50,000.00
- The annual cost of the current solution is \$65,000.00 X 5 = \$325,000.00
- \$325,000.00 - \$50,000 = \$275,000.00 5-year savings

The I.T. Department received three quotes for this solution, and they are outlined as follows:

- [Re]Design (Dell Titanium Partner) - \$50,385.00
- Dell Technologies - \$55,380.82
- Technology Group Solutions - \$58,459.83

Action: Council Member Phillips moved to approve the purchase. Council Member Travis 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

D. MOTION TO APPROVE THE PURCHASE OF FURNITURE FOR THE FIRE DEPARTMENT FROM DREAMSEAT IN AN AMOUNT NOT TO EXCEED \$22,973.00

Liberty Fire Department crews work and live at their assigned fire stations during their 24-hour shifts. With the normal wear on furniture at the stations, the Fire Department has created a five-year replacement schedule for the recliners at all the fire stations. This year, the City will need to replace a total of 16 recliners. In addition, with the expansion of station 3, two additional recliners will be added, 12 office chairs and four swivel bar stools. The department is providing additional stools, chairs and recliners as the crew members that staff the third ambulance will be transferred to station 3 (currently housed at station 1) once the addition is complete.

Dreamseat is maker of the recliners, chairs and stools that the City has at each of the stations. They were chosen for their construction, wipeable surfaces (an NFPA recommendation) and reliability.

Action: Council Member Phillips moved to approve the purchase. Council Member Travis 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

E. MOTION TO APPROVE THE PURCHASE OF HALLOWELL GEAR LOCKERS FROM COMMERCIAL BUILDING SPECIALTIES FOR THE NEW ADDITION AT FIRE STATION 3 IN AN AMOUNT NOT TO EXCEED \$39,460.00

The Fire Department is needing to purchase gear lockers for each of the 10 new bunk rooms in the new addition to Fire Station 3. Currently, each member has a locker that, depending on the location, maybe in a different part of the building, may be smaller than the others and range in condition. With the new addition, each bunk room will have three gear lockers that have a large locker on top, a seat for changing and a large drawer on the bottom to hold bedding.

Staff received bids from three different vendors, all for similar lockers (some with varying options) and have chosen the Hollowell Lockers from Commercial Building Specialties. These lockers have the most options and are the least expensive for the department.

- Commercial Building Specialties- \$39,460.00
- Southwest Solutions Group- \$59,269.56
- Carroll Seating- \$54,434.00

Staff recommends the purchase of 30 lockers from Commercial Building Specialties in an amount not to exceed \$39,460.00.

Action: Council Member Phillips moved to approve the purchase. Council Member Travis 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

F. SPECIAL SESSION MINUTES OF JANUARY 16, 2024

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

G. REGULAR SESSION MINUTES OF FEBRUARY 12, 2024

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

VIII. PUBLIC HEARINGS

IX. ORDINANCES, CONTRACTS AND RESOLUTIONS

A. ORDINANCE APPROVING VENDOR PAYMENTS FOR THE PERIOD OF MARCH 1, 2024 TO MARCH 15, 2024

Document No. 9740 was read.

Action: Council Member Hagan moved to approve the vendor payments. Council Member Graham 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. 11905.

B. ORDINANCE APPROVING A CONTRACT WITH C & B EQUIPMENT FOR THE PURCHASE OF WELLFIELD SERVICES IN AN AMOUNT NOT TO EXCEED \$60,860.00

In 2014, staff started an annual cleaning program to keep the City wells operating at their greatest capacity. Staff alternate which wells are cleaned every year so that each individual well is cleaned every two years, with odd numbered wells in odd years and even numbered wells in even years. The vendor performing the work will first introduce an acid solution to the well to begin to strip any iron buildup from the pumps and screens, as well as kill any iron bacteria that may be beginning to grow in the well. The acid solution is surged up and down the well shaft by cycling the well pump on and off. The vendor performs two of these acid cleanings per well. After the acid is pumped out, the vendor performs a third cleaning using a bleach solution.

The effect of this cleaning is a well with a much higher yield that can pump more raw water more efficiently. It has also proved helpful to have these routine cleanings because vendors will notice problems with the well that can be addressed before they turn into more costly or detrimental problems.

Three service quote requests were sent and two were received by the Utilities' Production & Treatment Division, with the lowest being that of C & B Equipment in an amount not to exceed \$60,860.00.

Document No. 9741 was read.

Action: Council Member Watt 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 Hagan moved to approve the ordinance. Council Member Watt 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. 11906.

C. **ORDINANCE APPROVING A CONTRACT WITH AMERICAN DIGITAL SECURITY FOR EQUIPMENT AND INSTALLATION SERVICES FOR ACCESS CONTROL CARD READERS AND STRIKE KITS ON THE MAIN ENTRY DOORS AT THE LIBERTY COMMUNITY CENTER IN AN AMOUNT NOT TO EXCEED \$24,521.68**

The Liberty Community Center opened in February 1992. Discussions in 2023 identified the need for upgraded security and access control at the Liberty Community Center.

Staff from IT and Parks & Recreation Departments met with American Digital Security to discuss the best options to meet the current security needs of the Liberty Community Center. Access control throughout the facility will be a large project. Staff worked with ADS to begin adding access control to the facility that could be included in the 2024 operations budget. A quote was received for the purchase and installation of four access control card readers on two administrative office doors, child watch doors and a main entry door, as well as installation of strike kits on the remaining three main entry doors.

American Digital Security is the preferred vendor for this project due to their history and knowledge of security products throughout the City of Liberty. They have installed access control readers at other City of Liberty buildings and the new access control readers can be integrated with the current program. It will be more cost-effective to continue with their solution for access control rather than "start from scratch" with another vendor. Additionally, they are a local Liberty company that has provided expedited service and equipment.

The project is budgeted and will be funded through operations. The products come with a 3-year standard manufacturer warranty.

Document No. 9742 was read.

Action: Council Member Pozel 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 Hagan 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. 11907.

D. ORDINANCE APPROVING A CONTRACT WITH MCCONNELL AND ASSOCIATES FOR CONCRETE REPLACEMENT AND DRAINAGE REPAIRS AT THE LIBERTY COMMUNITY CENTER IN AN AMOUNT NOT TO EXCEED \$58,455.00

The Liberty Community Center opened in February 1992. The concrete in the main entryway to the facility and adjacent sidewalks is deteriorating. Liberty Community Center maintenance staff completes annual entryway and sidewalk repairs. Significant repairs were made to areas of the main entryway in 2012. Repairs made are failing, creating navigational challenges. Additionally, drainage repairs need to be made under the concrete of the main entryway. Standing water is an issue any time there is significant precipitation, including rain and melting snow.

Staff requested a quote from McConnell & Associates for removal of existing concrete, making drainage repairs and replacing concrete at the main entryway at the Liberty Community Center. The quote also includes an alternate for concrete sidewalk replacement (North Side) at the front of the building.

McConnell is a member of the TIPS National Purchasing Cooperative. The City of Liberty previously used McConnell & Associates for the pickleball court expansion in 2023 with satisfactory results.

Document No. 9743 was read.

Action: Council Member Hagan 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 Phillips moved to approve the ordinance. Council Member 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. 11908.

E. ORDINANCE ACCEPTING PUBLIC SANITARY SEWER MAIN EASEMENT, PUBLIC WATER MAIN EASEMENT, STORM DRAINAGE FACILITY EASEMENT, EASEMENT FOR BMP'S AND TWO RIGHT OF WAY DEEDS FOR PEDESTRIAN ACCESS FROM SOUTH WITHERS ROAD DEVELOPMENT, L.L.C.

To facilitate the approval and construction of the Homestead Hills 2nd residential development, a public sanitary sewer main extension, public water main extension, pedestrian paths, storm sewer and storm management facilities are required. The public sanitary sewer and water main extensions require easements. The storm sewer and storm management facilities require easements. The pedestrian paths require dedication of public Right-of-Way.

South Withers Road Development, L.L.C. has dedicated the following:

- Public Sanitary Sewer Main Easement;
- Public Water Main Easement;
- Easement for Storm Drainage Facilities;
- Easement for Best Management Practices;
- Two Right-of-Way deeds for pedestrian access in order to facilitate the construction of the required extensions and improvements.

The easements and Right-of-Way have been obtained at no cost to the City of Liberty.

Document No. 9744 was read.

Action: Council Member Pozel 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 Ponder 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. 11909.

F. ORDINANCE ACCEPTING A PUBLIC SANITARY SEWER MAIN EASEMENT, PUBLIC WATER MAIN EASEMENT AND A RIGHT OF WAY DEED FROM A.L. FARMS, L.L.C.

To facilitate the approval and construction of the Homestead Hills 2nd residential development, a public sanitary sewer main extension, public water main extension and improvements to Campbell Road are required. The public sanitary sewer and water main extensions require dedication of public easements and the improvements to Campbell Drive require dedication of public Right-of-Way. A.L. Farms L.L.C. has dedicated a Public Sanitary Sewer Main Easement, Public Water Main Easement and Public Right-of-Way to facilitate the construction of the required extensions and improvements.

The easements and Right-of-Way have been obtained at no cost to the City of Liberty.

Document No. 9745 was read.

Action: Council Member Watt 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, Ponder, Pozel, Travis, Graham, Watt, Gentrup and Hagan

No: None

Abstain: None

Approved by the Chair and inscribed in Ordinance No. 11910.

G. 2023 ENCUMBRANCES

The City's financial system uses an encumbrance process when purchase orders are issued. An encumbrance reserves the budgeted funds for each open purchase order. The City's purchasing policy requires a purchase order be issued for all projects and individual items in excess of \$5,000 and/or purchases that require a signed contract for any dollar amount.

As part of the year-end accounting process, Finance analyzes all open purchase orders to determine their year-end status. This analysis details which purchase orders need to be canceled (goods received/services complete) and which ones are to be classified as encumbrances.

Encumbrances resulting from an approved 2023 purchase which, due to the timing of the receipt of the goods or service, cannot be paid by the end of the 2023 fiscal year, but will be paid in 2024 when the goods are received or the service completed. To ensure proper budgetary treatment of all encumbrances, open amounts are totaled by fund and reservations on fund balances are made during the 2023 year-end close. In 2024, the bills are actually paid. Therefore, there is a need to appropriate the value of each item encumbered into the 2024 budget. The source of the additional budget appropriation is effectively from the reserved fund balance.

This sort of treatment is prescribed by accounting requirements, is a housekeeping item and does not represent new 2024 funds for departments to use. It only balances prior and current year budgetary actions brought on by the end of the year closeout requirements.

Adoption of this proposed ordinance approves the 2023 year-end open encumbrances in the amount of \$3,507,612.58 to be recorded as part of the 2024 budget.

1. ORDINANCE AMENDING ORDINANCE NO. – 11855 ADOPTION OF THE 2024 BUDGET FOR THE CITY OF LIBERTY, MISSOURI

Document No. 9746 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 Ponder 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. 11911.

2. ORDINANCE AMENDING ORDINANCE NO. – 11856 ADOPTING THE ANNUAL PARK AND PARKS SALES TAX BUDGETS FOR THE CITY OF LIBERTY, CLAY COUNTY, MISSOURI FOR THE FISCAL YEAR 2024

Document No. 9747 was read.

Action: Council Member Pozel 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 Hagan 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. 11912.

H. ORDINANCE AUTHORIZING A CONTRACT BETWEEN PUBLIC CONSULTING GROUP, INC. AND THE CITY OF LIBERTY FOR 2024 MANDATORY MEDICARE GROUND AMBULANCE DATA COLLECTION SERVICES IN AN AMOUNT NOT TO EXCEED \$35,000.00

The Centers for Medicare and Medicaid Services (CMS) now require all providers of ground ambulance services to collect and report expenditures, revenues, utilization, and other departmental statistics as part of the Bipartisan Budget Act of 2018, and “Failure to sufficiently submit the required information will result in a 10 percent reduction to payments under the Ambulance Fee Schedule (AFS) for one year.”

PCG is the nation’s leader in providing ground emergency medical transport (GEMT) and Medicare cost reporting services. They have generated more than \$600 million for public EMS providers across the country through Medicaid cost recovery programs. They offer an array of services and understand the operations and cost structures of EMS departments, which enables PCG to ensure that the Ground Ambulance Data Collection (GADC) Survey will be completed accurately and properly in accordance with Medicare regulations.

PCG will provide the professional services assigned by the City and more fully described in Attachment A (the “Contracted Services”). PCG acknowledges and agrees that time is of the essence in the value of the Contracted Services and shall render such Contracted Services in a prompt and diligent manner.

PCG will commence performance for the Contracted Services under this Agreement on the Effective Date and will complete performance by June 30, 2026 (the “Term”). Unless otherwise specified by the City in writing, PCG will provide the Contracted Services for the full term.

Upon the expiration or termination of this contract for any reason, all rights granted hereunder shall immediately terminate except for those concerning compensation, confidentiality, intellectual property, or any other provision that, by its terms, is intended to survive the expiration or termination of this contract. Specifically, notwithstanding the expiration or termination of the contract, the City will compensate PCG as set forth herein with respect to any reimbursements the City receives after the expiration or termination of this contract that are the result of the Contracted Services.

Document No. 9748 was read.

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

Approved by the Chair and inscribed in Ordinance No. 11913.

I. RESOLUTION APPROVING THE RENAMING OF CLAY RIDGE PARK TO RUTH EWING PARK

Ruthie Moore Ewing was one of Liberty's first citizens, coming here with her grandfather Andrew Robertson before Liberty was a town. She started one of Liberty's first schools, teaching her own and neighboring children and paying tuition for those who could not afford it. Students of the Ruth Ewing School included some of Liberty's most prominent names, such as Withers, Petty, Rooney and Lightburne.

The school building was destroyed three times over the years, but the school itself continued to thrive until 1950 when it was annexed by the Liberty School District. Its final location was on the northwest corner of Ruth Ewing Road and Claybrooke Drive, directly across the street from the park.

Ruth made another significant contribution to Liberty. She started a Sunday school in the same building that housed the school. Soon she partnered with leaders of the Second Baptist Church to officially form the Ruth Ewing Sunday School, which flourished for over one hundred years. In 1946, it combined with a nearby Bible study group and became the Ruth Ewing Chapel. In 1956, members of the chapel became the founding congregation of South Liberty Baptist Church, which still thrives today. In addition to providing opportunities to learn and worship, the Ruth Ewing School served the close-knit South Liberty community with a gathering place for social and cultural events.

Many Liberty residents drive Ruth Ewing Road regularly without knowing who she was or the contributions she made to our town. A historical marker will bring her story to light, and it should be located in a park that honors her legacy.

Action: Council Member Phillips moved to approve the resolution. Council Member Hagan 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. 3383.

X. OTHER BUSINESS

A. MEMORANDUM ON MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) AUDIT AND GENERAL PROGRAM UPDATE

The City of Liberty operates under State Municipal Separate Storm Sewer System (MS4) permit #MOR04C027. This permit is a compliance requirement of the City of Liberty under the national Clean Water Act - National Pollution Discharge Elimination System (NPDES) program administered by the EPA. Our permit allows discharges into tributaries of Little Shoal Creek, Rush Creek, Town Branch and Fishing River. The permit was issued on November 1, 2021, and expires September 30, 2026.

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

The meeting adjourned at 7:47 p.m.

Mayor

Attest:

Deputy City Clerk