



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 14, 2011**

**ADJOURNMENT TO CLOSED EXECUTIVE SESSION
6:00 PM**

Mayor Les Smith opened the City Council Meeting to adjourn to a Closed Executive Session on February 14, 2011, at 6:00 PM. Mayor Pro Tem Barry McCullough made a motion to adjourn to Closed Executive Session pursuant to Missouri Open Meeting Act Exemption 610.021(1) for Litigation and Confidential or Privileged Communications with Legal Counsel, and 610.021(2) for Real Estate Acquisition Discussion, and 610.21(3) for Personnel Discussion. Councilmember Carol Suter seconded.

Roll Call Vote: All "aye" – Councilmember Carol Suter, Mayor Pro Tem Barry McCullough, Mayor Les Smith. (3-0)

Councilman Carol Rudi was present at the Closed Executive Session.

Mayor Les Smith recessed the Closed Executive Session to be reconvened following the Regular City Council Meeting.

**REGULAR CITY COUNCIL MEETING
7:30 PM**

PRESENT: Mayor Les Smith
Mayor Pro Tem Barry McCullough
Councilman Carol Rudi
Councilmember Carol Suter

City Manager Kirk Davis
Assistant City Manager Scott Wingerson
City Counselor Randall Thompson
City Clerk Cathy Swenson

Item 2. on the Agenda. ROLL CALL

Mayor Les Smith opened the Regular February 14, 2011, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all Council members were present.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

Mayor Les Smith led the Pledge of Allegiance, in which all joined.

Item 4. on the Agenda. APPROVAL OF THE REGULAR JANUARY 10, 2011, CITY COUNCIL MEETING MINUTES.

Councilmember Carol Suter moved to approve the **Regular January 10, 2011, City Council Meeting Minutes**. Mayor Pro Tem Barry McCullough seconded. The vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0).

Item 5. on the Agenda. APPROVAL OF THE JANUARY 20, 2011, CITY COUNCIL MEETING MINUTES CONVENING A CLOSED EXECUTIVE SESSION.

Mayor Pro Tem Barry McCullough moved to approve the **January 20, 2011, City Council Meeting Minutes convening a Closed Executive Session**. Councilmember Carol Suter seconded. The vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0).

Item 6. on the Agenda. APPROVAL OF THE REGULAR JANUARY 24, 2011, CITY COUNCIL MEETING MINUTES.

Councilman Carol Rudi moved to approve the **Regular January 24, 2011, City Council Meeting Minutes**. Councilmember Carol Suter seconded. The vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0).

Item 7. on the Agenda. APPROVAL OF THE FEBRUARY 8, 2011, CITY COUNCIL MEETING MINUTES.

Mayor Pro Tem Barry McCullough moved to approve the **February 8, 2011, City Council Meeting Minutes**. Councilman Carol Rudi seconded. The vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0).

Item 8. on the Agenda. FIRST READING BILL 11-06, APPOINTING JEAN B. MOORE TO FILL THE CITY COUNCIL SEAT LEFT VACANT BY THE DEATH OF COUNCILMAN MARK REVENAUGH.

Councilmember Carol Suter moved to place **Bill 11-06** on its First Reading. Mayor Pro Tem Barry McCullough seconded. The vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0). The Clerk read the Bill.

Councilmember Carol Suter moved to accept the First Reading of **Bill 11-06**, Waive the Rule and place the Bill on its Second and Final Reading. Mayor Pro Tem Barry McCullough seconded. The vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0). The Clerk read the Bill.

Councilmember Carol Suter moved to accept the Second and Final Reading of **Bill 11-06** and to enact the Bill as **Ordinance 4.177**. Mayor Pro Tem Barry McCullough seconded.

Roll call vote: All “aye” – Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (4-0)

Item 9. on the Agenda. **CITY COUNCIL OATH OF OFFICE TO JEAN B. MOORE.**

Mayor Smith invited Ms. Jean B. Moore to join City Clerk Cathy Swenson at the dais for the City Council Oath of Office, which was followed with applause from the audience, as Councilmember Moore took her seat at the Council dais.

Item 9a. on the Agenda. **CITY COUNCIL COMMENTS.**

Mayor Les Smith welcomed Councilmember Jean Moore to the City Council. Mayor Smith said newly appointed Councilmember Moore has been instrumental in virtually every major task undertaken in this community in the past 7 or 8 years, and there is a lot going on that would not have happened without the efforts that she has put forth. Mayor Smith said that Councilmember Moore was an active member of the community prior to that as well, but since Gladstone on the Move, she has really meant a lot to our community, and it is an honor to serve with her.

Councilmember Carol Suter said she seconded those comments, and said it is a pleasure to have Councilmember Moore join the City Council, and just for the record, this historic moment cannot go without notice in that this is the first time in the history of the City that a majority of the Council is women!

Mayor Smith jokingly said that he and Mayor Pro Tem McCullough are making history this evening as the first time that men have been in a minority on the City Council!

Councilmember Suter stated that all joking aside, a couple of the things that she found most gratifying about our process was that so many wonderful, talented and capable citizens were interested in serving on this Council. That is a compliment to the current Council, and to the previous City Councils, and to the fabulous staff who makes this a desirable volunteer job. Councilmember Suter said as the City Council made their decision, one could probably hear echoing through the community a loud “Amen”, because Councilmember Moore is a person who is well known and well respected, and well loved by the citizens of Gladstone.

Mayor Smith said there is a gentleman sitting in the audience who wished to go unannounced, Mr. Stu Revenaugh, Mark Revenaugh's father, who thinks very highly of Councilmember Moore, and wanted to be here for this occasion.

Councilmember Jean Moore thanked Mayor Smith and Councilmember Suter, and stated this is the point of time that she is supposed to take the advice of her sister-in-law, the Psychologist, and take a deep breath! Councilmember Moore introduced her husband, Rick Moore, her sister-in-law, Dr. Linda Moore, and her sister, Jo Ann Oakman, who just moved here from Houston, Texas, who is now an official Gladstone resident.

Mayor Smith said he and his father, Everett, are the first father and son to serve on the City Council. For those who may not know, Mr. Moore sat on the City Council previously, so they are the first husband and wife team to serve on the City Council.

Councilmember Moore expressed her deepest thanks to Mayor Smith and to each of the Councilmembers for the confidence and support they have shown in her in giving her this appointment. Councilmember Moore said she was honored and humbled to fill the vacancy created by Mark's untimely death. He loved our City and he was loved by the City, and he served it very well. Councilmember Moore said it is her honor to try to step into that position. Councilmember Moore thanked Stu Revenaugh for being here this evening; it means so much to her.

Councilmember Moore stated she accepts this position as a real responsibility and a challenge, and she hopes that as we go forward, that people will be patient with her, and will help her as she understands her new role as a City Councilmember.

Item 10. on the Agenda. CITIZEN COMMENDATION PRESENTATION BY PUBLIC SAFETY TO ROBERT CARTER.

Mayor Smith invited Mr. Carter and Public Safety Director Mike Hasty to step forward.

Director Hasty stated he wished to make the City Council aware of an incident that occurred on January 24, 2011, at about 11:30 PM. Our department firefighters, members of the Fire Division "A" Shift, who were present this evening, arrived at the scene of a structure fire at the Morningside Apartment complex, 109 NE 59th Street. When the firefighters arrived, they found smoke in the apartment and two adult occupants suffering from the effects of smoke inhalation.

Firefighters determined that the fire originated in the apartment when a purse was left on a hot stovetop in the kitchen. A citizen, Robert Carter, was visiting an occupant in an apartment in the same building when he detected the odor of smoke. He investigated and found that the smoke was coming from the apartment, and he heard the sound of a smoke detector coming from inside. After receiving no response from pounding on the apartment door, he forced the door open and found two adult occupants asleep inside. He assisted both occupants from the apartment building and then retrieved a fire extinguisher and extinguished the fire just prior to the arrival of the firefighters, and before it spread to the

rest of the apartment and the structure. Director Hasty said, in his estimation and the estimation of the fire fighters who were there that night, Mr. Carter saved not only the occupants of the apartment, but all the people in the entire building.

Director Hasty said because of Mr. Carter's courageous actions, it was his distinct honor to present a Citizen Commendation to Mr. Carter. Director Hasty presented the Citizen Commendation to Mr. Carter, which was followed by a standing ovation from the audience.

Mr. Carter thanked the Gladstone Fire Department for their quick response, and said he was very glad when they arrived, and he is very glad that the apartment complex had a fire extinguisher. Mr. Carter thanked Director Hasty for the Commendation.

Item 10a. on the Agenda. PROCLAMATION: RECOGNIZING ROBERT CARTER, WHO ASSISTED TWO PEOPLE FROM A BURNING APARTMENT.

Mayor Smith invited Mr. Carter to remain as Mayor Pro Tem Barry McCullough read and presented to him a **PROCLAMATION RECOGNIZING MR. CARTER, WHO ASSISTED TWO PEOPLE FROM A BURNING APARTMENT**, which was followed by applause from the audience.

Mr. Carter thanked the Mayor, Mayor Pro Tem and the City Council.

Item 11. on the Agenda. CONSENT AGENDA.

Mayor Pro Tem Barry McCullough moved to accept the Consent Agenda as presented. Councilman Carol Rudi seconded. The vote: All "aye" – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Mayor Pro Tem Barry McCullough moved to adopt **RESOLUTION R-11-09**, authorizing execution of a contract with Utility Service Company, Incorporated, in the total amount not to exceed \$54,400.00 for the 5.0 Million Gallon Reservoir Tank Mixer Project. Councilman Carol Rudi seconded. The vote: All "aye" – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Mayor Pro Tem Barry McCullough moved to adopt **RESOLUTION R-11-10**, authorizing acceptance of work under contract with O'Donnell-Way Construction Company, Incorporated, for the 2010 and 2011 Mill and Overlay Projects; and authorizing final payment in the amount of \$1,000.00. Councilman Carol Rudi seconded. The vote: All "aye" – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Mayor Pro Tem Barry McCullough moved to adopt **RESOLUTION R-11-11**, authorizing acceptance of a proposal from Diamond International, received from the metropolitan joint

bid, for the purchase of a 4 x 2 dump truck for the net purchase amount of \$65,507.00. Councilman Carol Rudi seconded. The vote: All “aye” – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Mayor Pro Tem Barry McCullough moved to adopt **RESOLUTON R-11-12**, authorizing execution of a professional service agreement with Tevis Architectural Group, in an amount not to exceed \$32,000.00 for the Animal Control Design – phase 2 consulting services Project. Councilman Carol Rudi seconded. The vote: All “aye” – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Mayor Pro Tem Barry McCullough moved to approve a **TEMPORARY LIQUOR BY THE DRINK LICENSE** to St. Charles Borromeo Church for a fundraising function to be held on March 5, 2011, from 6:00 PM to 11:30 PM. Managing Officer: Lori Creek. Councilman Carol Rudi seconded. The vote: All “aye” – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

REGULAR AGENDA.

Item 12. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

There were no communications from the audience.

Item 13. on the Agenda. COMMUNICATIONS FROM THE CITY COUNCIL.

Councilmember Jean Moore had no comments at this time.

Councilmember Carol Suter jokingly informed Councilmember Moore that she will only be the newest member of the City Council until April, and then it will be someone else’s turn to go first! Councilmember Suter said she is constantly reminded of the many blessings of living in this country, and in this community in particular. Councilmember Suter said she recently had the opportunity to work with a medical team in the backwoods of the mountains of Jamaica, and it is so humbling to work among people who have absolutely nothing and have no resources of any kind, and have no government programs or community organizations, or personal financial resources. Yet, people have hope and love, and family, and they care about each other, and they still have dignity. Councilmember Suter said that always humbles her, and coming back here again and participating in all the advantages that we have in our community is also humbling. Councilmember Suter suggested that we need to count our blessings every day, and she reminds herself, “But for the grace of God, there go I”. It is an accident of our birth sometimes what we have in life. Councilmember Suter said she appreciates Gladstone and life in America.

Mayor Smith offered, “good work” to Councilmember Suter.

Councilman Carol Rudi welcomed Councilmember Moore and said she is very happy to have her here, and said she is looking forward very much to April, and jokingly said things will be well maintained, as someone has to keep track of this particular Mayor, and she knows Councilmember Moore can do that!

Councilman Rudi said she had a story about our City's snow plowing efforts she would like to share, because it shows what kind of customer service we have in Gladstone, and we value that so highly, that she thinks everyone needs to know about it. Councilman Rudi said some people were shoveling out their driveway, and the plow had gone by, and there were cars were buried out in the street. They were trying to "unbury" the two cars that were in the street, when they flagged down the snowplow, and asked him to come by in about 10 minutes, when they would have the cars off the street and in the driveway, so the snow plow could get more snow off the road. There was no sour look or anything, it was "you betcha, we can", and the snowplow was back in 10 minutes, and the road was cleared. Councilman Rudi said she thinks that is wonderful, and she is really proud of the snowplow crew, and she believes they are to be commended.

Councilman Rudi said she had a meeting two or three weeks ago, and Derek Okubo from the National Civic League was there, and he was complimenting the City on our 20 percent reserve policy, because no one else does that. Councilman Rudi says this is a great and unique idea for the City of Gladstone, and we should always continue this policy. We have received national recognition for that!

Councilman Rudi thanked Mrs. Carmelina Smith, because she has given a check for the Art Show Fund. We are not having a large art show this year, but we are having art in June, and there will be a total of about 30 fine artists. It will be a juried show, and this money will be used to work on that program and anything that is left over will go forward to working on our City's next large art show and fair. Councilman Rudi said thank you very much to Mrs. Smith, and gave the check to Parks and Recreation Director Sheila Lillis.

Mayor Pro Tem Barry McCullough welcomed Councilmember Jean Moore to the City Council, and said he looks forward to working with her, and it is an honor to have her with the City Council. Mayor Pro Tem McCullough said he would like to echo the customer service efforts of the City staff. He heard from a citizen who had a few things to address, with which he had concerns with the City, and within 24 or 48 hours on the outside, City Manager Kirk Davis and staff had coordinated responses to all of these concerns, and to, he believes, a satisfactory outcome. Mayor Pro Tem McCullough said he really appreciates the effort that the City goes to in providing that level of customer service.

Mayor Les Smith stated that although GEBC (Gladstone Economic Betterment Council) does not have a regularly scheduled meeting until the middle of April, from time to time they have votes and various issues they address. Councilman Revenaugh's passing left a vacancy on the Board of Directors of GEBC. Mayor Smith said he serves as a business representative, and there is also a position for the Mayor or the Mayor's designee.

Councilman Revenaugh filled the Mayor's designee position; however, Mayor Pro Tem Barry McCullough, if the Council should appoint him to the position now, could assume the role once he becomes Mayor.

Mayor Smith said he would entertain a motion for an appointment.

Councilman Carol Rudi moved to appoint Mayor Pro Tem Barry McCullough to the vacant GEBC position. Councilmember Carol Suter seconded. The vote: All "aye" – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Item 14. on the Agenda. COMMUNICATIONS FROM THE CITY MANAGER.

City Manager Kirk Davis reminded the City Council of the Boards and Commission banquet on Tuesday, February 15. City Manager Davis reported that City Hall would be closed on Monday, February 21, for President's Day. City Manager Davis congratulated Councilmember Jean Moore on her appointment, and said he looks forward to working with her

Item 15. on the Agenda. RESOLUTION R-11-13, authorizing execution of a contract with Miller Paving and Construction, LLC, in the total amount not to exceed \$199,830.00 for the 2011 Accelerated Curb, Gutter and Sidewalk Program Project.

Councilman Carol Rudi moved to approve **RESOLUTION R-11-13**, authorizing execution of a contract with Miller Paving and Construction, LLC, in the total amount not to exceed \$199,830.00 for the 2011 Accelerated Curb, Gutter and Sidewalk Program Project. Mayor Pro Tem Barry McCullough seconded. The vote: All "aye" – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Item 16. on the Agenda. RESOLUTION R-11-14, authorizing acceptance of a proposal from Landmark Dodge Chrysler Jeep for the purchase of two (2) Police Interceptor vehicles for the net purchase amount of \$26,699.84 each.

Councilmember Carol Suter moved to adopt **RESOLUTION R-11-14**, authorizing acceptance of a proposal from Landmark Dodge Chrysler Jeep for the purchase of two (2) Police Interceptor vehicles for the net purchase amount of \$26,699.84 each. Councilmember Jean Moore seconded. The vote: All "aye" – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Item 17. on the Agenda. RESOLUTION R-11-15, adopting the 2011 Legislative Program for the City of Gladstone, Missouri.

Mayor Pro Tem Barry McCullough moved to adopt **RESOLUTION R-11-15**, adopting the 2011 Legislative Program for the City of Gladstone, Missouri. Councilmember Jean

Moore seconded. The vote: All “aye” – Councilmember Jean Moore, Councilmember Carol Suter, Councilman Carol Rudi, Mayor Pro Tem Barry McCullough and Mayor Les Smith. (5-0).

Item 18. on the Agenda. Other Business.

There was no other business.

Item 19. on the Agenda. Questions from the News Media.

There were no News Media present.

Item 20. on the Agenda. Adjournment.

There being no further business to come before the February 14, 2011, Gladstone Regular City Council Meeting, Mayor Les Smith adjourned the meeting, to reconvene the Closed Executive Session.

Respectfully submitted:

Cathy Swenson, City Clerk

Approved as submitted: ____
Approved as corrected/amended: ____

Mayor Les Smith