



**MINUTES  
CITY COUNCIL MEETING  
GLADSTONE, MISSOURI  
MONDAY, APRIL 25, 2011**

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

**PRESENT:** Mayor Barry McCullough  
Mayor Pro Tem Carol Suter  
Councilman Les Smith  
Councilmember Jean Moore  
Councilman Brian Hill

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 Barry McCullough opened the Regular April 25, 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 Barry McCullough led the Pledge of Allegiance, in which all joined.

**Item 4. on the Agenda.      APPROVAL OF THE REGULAR APRIL 11, 2011,  
CITY COUNCIL MEETING MINUTES.**

Mayor Pro Tem Carol Suter moved to approve the **REGULAR APRIL 11, 2011, CITY COUNCIL MEETING MINUTES** as presented. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

**Item 5. on the Agenda.      RECOGNITION OF LEADERSHIP ACADEMY GRADUATES.**

Mayor McCullough invited all the City Council members to join him in front of the dais to present certificates to the Leadership Academy graduates as follows:

Bill Garnos, Kyle Yarber, Shelly True, Tiarra Norwood, Freddy Cooper, Donald Ward, Michael Holly, Staci Streich, Ronald Guglielmino, and Nicholas Jackalone.

Mayor McCullough expressed appreciation to the graduates by saying this is a wonderful opportunity to thank the many graduates. This is the fifth graduating class, and now these graduates are ready to become involved with City activities, as so many already are. Mayor McCullough said he and the City Council appreciate the graduates giving up their Thursday evenings to attend the classes and learn so much from the City staff. It was a lot of time and commitment, but so rewarding and insightful for the graduates. Mayor McCullough thanked the graduates for participating in the Leadership Academy, which was followed by applause from the audience.

City Manager Kirk Davis pointed out that there are three of the five members of the City Council who have been through the Leadership Academy in the past, and asked those three to please raise their hands. Mayor Barry McCullough, Mayor Pro Tem Carol Suter, and Councilmember Jean Moore raised their hands.

**Item 6. on the Agenda.      PROCLAMATION: recognizing May 2011, as OLDER AMERICANS MONTH.**

Mayor McCullough invited Donald Harper, Chairman of the Board of Clay County Senior Services, to join him in front of the dais. Mr. Harper invited Parks and Recreation Director Sheila Lillis to also join them, and said that the Parks and Recreation Department have been great supporters of Senior activities in this area. People come from everywhere to Gladstone.

Mayor McCullough read and presented the Proclamation to Mr. Harper.

Mr. Harper thanked the Mayor and City Council, and said he did not receive this because he is a Senior, although he is one, but because he is the Chairman of the Board of Clay County Senior Services, and is deeply involved in all of these activities. Mr. Harper said the Board enjoys a wonderful working relationship with the City of Gladstone. Director Lillis and her staff are especially helpful in all the Senior Services activities, and that is very much appreciated. Mr. Harper said there would be a special Senior event, May 10, from 9:00 AM to Noon, at the Liberty Community Center, where there will be a lot of exhibits of interest to Senior Citizens, and also to those who may be Seniors in the not too distant future. Mr. Harper said the City of Gladstone would be one of the exhibitors. Mr. Harper invited everyone to attend this event to see what is going on in the Senior world.

Mr. Harper thanked Mayor McCullough and Director Lillis for all they do for Senior Citizens.

Mayor McCullough thanked Mr. Harper for his leadership and for all he does for the community.

Mr. Harper said he was a member of the Public Safety Citizens' Academy, the predecessor of the Leadership Academy, and it was a great program, and he has not forgotten the many things he learned in it, and he still has his badge of honor from it.

**Item 7. on the Agenda.**        **PROCLAMATION:** recognizing **BUILDING SAFETY WEEK** in the City of Gladstone, Missouri.

Mayor McCullough read and presented the Proclamation to Building Official Alan Napoli, who thanked the Mayor and City Council, which was followed with applause from the audience.

**Item 8. on the Agenda.**        **CONSENT AGENDA**

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

Councilman Les Smith moved to adopt **RESOLUTION R-11-29**, authorizing acceptance of work under contract with Miller Paving and Construction, LLC, for the Shoal Creek Bicycle/Pedestrian Bridge, and the Antioch Road/Shoal Creek Bicycle/Pedestrian Connectors Projects; and authorizing final payment in the amount of \$500.00 for Projects TP0609 and TP0671. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to adopt **RESOLUTION R-11-30**, authorizing acceptance of work under contract with Precision Construction and Contracting, LLC, for the M-1 Bicycle/Pedestrian Trail Project; and authorizing final payment in the amount of \$500.00. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to adopt **RESOLUTION R-11-31**, authorizing execution of a contract with Amino Brothers Company, Incorporated, in the total amount not to exceed \$194,292.35 for the 70<sup>th</sup> Terrace and Walnut Street Improvements Project **TP1011**. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to adopt **RESOLUTION R-11-32**, authorizing execution of a contract with Linaweaver Construction, Incorporated, in the total amount not to exceed \$730,284.05 for the North Broadway Reconstruction – Northwest 72<sup>nd</sup> Street to 250 feet beyond the City Limits Project. Mayor Pro Tem Carol Suter seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to adopt **RESOLUTION R-11-33**, accepting a Temporary Construction Easement from certain property owners in conjunction with the North Broadway Avenue Street Reconstruction Project. Mayor Pro Tem Carol Suter seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to adopt **RESOLUTION R-11-34**, accepting Temporary Construction Easements from certain property owners in conjunction with the Northeast 76<sup>th</sup> Street Reconstruction Project. Mayor Pro Tem Carol Suter seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to adopt **RESOLUTION R-11-35**, authorizing the City Manager to enter into an amended agreement with the Mid-America Regional Council (MARC) for professional administrative services for the administration of the Neighborhood Stabilization Program Grant Category #3. Mayor Pro Tem Carol Suter seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Councilman Les Smith moved to approve the **MARCH FINANCIAL REPORT**. Mayor Pro Tem Carol Suter seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

## **REGULAR AGENDA**

### **Item 9. on the Agenda.      Communications from the Audience.**

**Larry Newport, 2002 NE 69 Terrace**, thanked Parks and Recreation Director Sheila Lillis and Senior Programmer Paige Robbins and all the Parks and Recreation Department for a nice Easter breakfast.

### **Item 10. on the Agenda.      Communications from the City Council.**

**Councilman Brian Hill** had no comments at this time.

**Councilmember Jean Moore** had no comments at this time.

**Councilman Les Smith** had no comments at this time.

**Mayor Pro Tem Carol Suter** said City Council members have been receiving many phone calls and e-mails from concerned citizens in regard to the single source waste disposal project. There is a lot of misunderstanding about this, and confusion. Mayor Pro Tem Suter said she received a call from someone who thought that the Council would be voting on this issue this evening. Mayor Pro Tem Suter encouraged people to go to the City's website, where there is a description of the process and the purpose of the project outlined; but of course, the City Council members are always happy to talk to people. It would be helpful if the Leadership Academy graduates would represent the City and the community to encourage people to be well informed and appropriately informed.

Mayor Pro Tem Suter pointed out that some people get upset about things that are not true at all and have no bearing on reality. There is a process, requests for proposals have been issued, the bids should be in next week, and then there will be a selection committee who will decide if there are any bids the City should pursue or consider, if there are, there will be community meetings and people will have the opportunity to hear what the exact proposal is and to express their opinions before it ever gets back to the City Council for a vote. Mayor Pro Tem Suter encouraged everyone to help clear up misconceptions, if they hear them, or if they encounter people who seem upset, to encourage them to contact the City Council or the City Manager, or anyone else at City Hall, who can help give them the straight story.

Mayor Pro Tem Suter said she wished to add her personal thanks to those in the Leadership Academy, because it did take a lot of time, but it was a fun thing. Mayor Pro Tem Suter encouraged the graduates to keep paying attention, as once they are done, they are now prime candidates for some more activity with the City. In the fall, every year, the City Council accepts applications and conducts interviews to fill vacancies on all the Boards and Commissions for the City. It is a great opportunity to get involved in some way. Mayor Pro Tem Suter encouraged the graduates to watch for announcements about this later in the year.

**Mayor Barry McCullough** reported that one of the Leadership Academy graduates, Kyle Yarber, is being appointed to the Planning Commission. Mayor McCullough congratulated Mr. Yarber. Mayor McCullough stated that he would like to announce the Council liaison positions as follows:

Councilman Hill will be serving as the liaison to the Planning Commission, the Code Board of Appeals, and the Industrial Development Authority.

Councilmember Moore will be serving as the liaison to the Parks and Recreation Advisory Board, the Environmental Management Advisory Committee, and the Arts Commission.

Councilman Smith will be serving as the liaison to the Road District, the Tax Increment Financing Commission, and the Neighborhood Commission.

Mayor Pro Tem Suter will be serving as the liaison to the Capital Improvements Program Committee, the Board of Zoning Adjustment, and the Telecommunications Advisory Board.

Mayor McCullough will be serving as the liaison to the Planning Commission, the Capital Improvements Program Committee, and the Gladstone Economic Betterment Council.

**Item 11. on the Agenda.      Communications from the City Manager.**

City Manager Kirk Davis reported that the Beautification event would be held this weekend at Happy Rock Park. On Friday, Saturday and Sunday, dumpsters would be available for disposal of items. The following weekend is the free brush drop-off at the Public Works site. This event will be May 7 and 8. These are two important City events.

Councilman Les Smith asked if the Council should formally appoint Mr. Yarber to the Planning Commission.

Mayor McCullough said that does need to be done.

Councilman Les Smith moved to appoint Kyle Yarber to the Planning Commission for the appropriate term. Mayor Pro Tem Carol Suter seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

**Item 12. on the Agenda.      RESOLUTION R-11-36**, authorizing the City Manager to execute an agreement with Commerce Bank for credit card processing services for the City of Gladstone, Missouri.

**Mayor McCullough stated that Item 12. on the Agenda has been postponed until the next City Council meeting.**

**Item 13. on the Agenda.      FIRST READING BILL 11-15**, repealing Ordinance No. 4.142, and enacting a new Ordinance levying Sewer Service Charges and Commodity Rate Charges in the City of Gladstone, Missouri.

Mayor Pro Tem Carol Suter moved to place **Bill 11-15** on its First Reading. Councilman Les Smith seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Mayor Pro Tem Carol Suter moved to accept the First Reading of **Bill 11-15**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Les Smith seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Mayor Pro Tem Carol Suter moved to accept the Second and Final Reading of **Bill 11-15** and to enact the Bill as **Ordinance 4.187**. Councilman Les Smith seconded.

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

**Item 14. on the Agenda.** **FIRST READING BILL 11-16**, repealing Ordinance No. 4.119 and enacting in its place a new Ordinance governing a “Farmers’ Market” within the City of Gladstone, to be administered by the Director of Community Development.

Councilman Les Smith moved to place **Bill 11-16** on its First Reading. Councilmember Jean Moore seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Councilman Les Smith moved to accept the First Reading of **Bill 11-16**, Waive the Rule and place the Bill on its Second and Final Reading. Councilmember Jean Moore seconded. The vote: All “aye” – Councilman Brian Hill, Councilmember Jean Moore, Councilman Les Smith, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Councilman Les Smith moved to accept the Second and Final Reading of **Bill 11-16** and to enact the Bill as **Ordinance 4.188**. Councilmember Jean Moore seconded.

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

**Item 15. on the Agenda.** **PUBLIC HEARING:** to consider the suspension or revocation of the “Liquor Class AR” License issued to RNB, LLC dba MOJO.

**Mayor McCullough announced that there would be no City Council action this evening on Agenda Items 15 and 16.**

**Item 16. on the Agenda.** **RESOLUTION R-11-37**, revoking the Class AR Liquor License held by RNB, LLC, doing business as MOJO.

**No City Council action taken on this Agenda item.**

**Item 17. on the Agenda.** **Other Business.**

There was no other business.

**Item 18. on the Agenda.** **Questions from the News Media.**

There were no News Media present.

**Item 19. on the Agenda.     Adjournment.**

There being no further business to come before the April 25, 2011, Gladstone Regular City Council Meeting, Mayor Barry McCullough adjourned the meeting.

Respectfully submitted:

\_\_\_\_\_  
Cathy Swenson, City Clerk

Approved as submitted: \_\_\_\_  
Approved as corrected/amended: \_\_\_\_

\_\_\_\_\_  
Mayor Barry McCullough