



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 25, 2013**

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

PRESENT: Mayor Carol Suter
Mayor Pro Tem Jean Moore
Councilman Barry McCullough
Councilman Brian Hill
Councilman Bill Garnos

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 Carol Suter opened the Regular February 25, 2013, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all City Council members were present. Mayor Suter welcomed everyone in the audience, who attended the City Council meeting on this snowy night; their participation is most welcome. Mayor Suter also welcomed those people joining the meeting live, on-line. Mayor Suter said the City Council appreciates everyone's interest in their City government.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

Mayor Carol Suter lead the Pledge of Allegiance, in which all joined.

Item 4. on the Agenda. APPROVAL OF THE FEBRUARY 11, 2013, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the **FEBRUARY 11, 2013, REGULAR CITY COUNCIL MEETING MINUTES** as presented. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

REGULAR AGENDA

Item 5. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

There were no communications from the audience.

Item 6. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos stated he was going to comment about the snow plowing, but it might be premature, as it looks like we may have another “dumping” on the way, so he would wait for his comments until the next meeting.

Councilman Brian Hill had no comments at this time.

Councilman Barry McCullough thanked Public Works Director Tim Nebergall, and said his crews have done an awesome job with snow removal, as always. Councilman McCullough said he knew it was a lot of long hours and long days, and it does not go unnoticed. The Council appreciates their hard work.

Mayor Pro Tem Jean Moore stated she wished to “second” those remarks. The efforts of the Public Works crew are really amazing, and she knows they worked really hard, and she wished to thank them.

Public Works Director Nebergall stated that the Parks and Recreation crew also works very hard with the snow removal.

Mayor Carol Suter stated that everyone works hard, and the Council knows that it is one of our City’s “claims to fame”; people are heard from all the time who say that our City gets it so right with public services. Our City learned a long time ago that when we get it right with basic public services, it is the best way to have a happy community, who is willing to be creative and move forward in lots of other ways. There were lots of great comments on-line from citizens last week. The bad part about that is that it sets the bar high again. Another 12 inches within a week is unheard of, and people will have high expectations. Mayor Suter said she was trying to rearrange her schedule with all of the things she had booked for tomorrow, (due to the heavy snowfall, which began during the Council meeting), and one person said he was able to get out within a few hours with the 12 inches of snow last week, and so he did not want to cancel their meeting. Mayor Suter said she was not that optimistic or that interested in getting dug out that early. Mayor Suter thanked everyone for their good work with snow removal.

Mayor Suter stated that whenever we have consultants, developers, or attorneys come in to work with us on all kinds of projects in the City, it is absolutely heart-warming to hear the compliments and praise that they have for our City staff. City Manager Davis and all the staff “do the Council proud” all of the time, with the most professional, creative, innovative, and hard working staff the Council could ever hope to have. Mayor Suter expressed her thanks, and said it is paying off in big ways.

City Manager Kirk Davis thanked Mayor Suter for her comments.

Item 7. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis encouraged everyone to be safe going home this evening, and he hoped they did not have to get out tomorrow. City Manager said he hoped our friends from

Indianapolis enjoyed their stay in snowy Kansas City. City Manager Davis said that City Hall would be closed tomorrow, due to the pending nature of the storm, and Friday's ribbon cutting for Northeast 76th Street has been canceled. It will be delayed a couple of weeks.

Item 8. on the Agenda. **RESOLUTION R-13-09**, to begin proceedings to vacate sections of North Cherry Street and North Cherry Lane from Northeast 70th Street on the north to Northeast 69th Street to the south located in Gladstone, Clay County, Missouri.

Councilman Barry McCullough moved to adopt **RESOLUTION R-13-09**, to begin proceedings to vacate sections of North Cherry Street and North Cherry Lane from Northeast 70th Street on the north to Northeast 69th Street to the south located in Gladstone, Clay County, Missouri. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 9. on the Agenda. **RESOLUTION R-13-10**, authorizing execution of a contract with Schulte Supply, Incorporated, in the total amount not to exceed \$1,427,919.35 for the purchase of water meters and automatic meter reading equipment for the Automatic Meter Reading (AMR) Project.

Councilman Brian Hill moved to adopt **RESOLUTION R-13-10**, authorizing execution of a contract with Schulte Supply, Incorporated, in the total amount not to exceed \$1,427,919.35 for the purchase of water meters and automatic meter reading equipment for the Automatic Meter Reading (AMR) Project. Mayor Pro Tem Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 10. on the Agenda. **RESOLUTION R-13-11**, amending or adopting the 2013 General Fund, Combined Water and Sewerage System Fund, Transportation Sales Tax Fund, Capital Improvement Sales Tax Fund, Capital Equipment Replacement Fund, Public Safety Sales Tax Fund, and Community Center and Park Fund for the City of Gladstone, Missouri, and authorizing expenditures of funds.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-13-11**, amending or adopting the 2013 General Fund, Combined Water and Sewerage System Fund, Transportation Sales Tax Fund, Capital Improvement Sales Tax Fund, Capital Equipment Replacement Fund, Public Safety Sales Tax Fund, and Community Center and Park Fund for the City of Gladstone, Missouri, and authorizing expenditures of funds. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 11. on the Agenda. **APPROVAL OF THE JANUARY 2013 FINANCIAL REPORT.**

Councilman Bill Garnos moved to approve the **JANUARY 2013 FINANCIAL REPORT**. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 12. on the Agenda. **PUBLIC HEARING:** for consideration of amendments to Chapters 105 and 195, of Title VII, “The Zoning and Planning Ordinance”, of the City of Gladstone, Missouri, Code of Ordinances. File #1376.

Mayor Suter opened the Public Hearing, and invited Assistant City Manager Scott Wingerson to provide a City staff report.

Assistant City Manager Wingerson began by saying that this Public Hearing refers to two Bills on the agenda directly following this Hearing – Bill No. 13-06 and Bill No. 13-07. Both Bills do exactly the same thing; they remove sections of the Zoning Ordinance from the Zoning Ordinance, because they will be replaced with the later action, which is the adoption of the Building Code. Basically, these are the same provisions located in two different areas of the City Code, which gets confusing for anyone who uses the City Code. The first Bill is regarding swimming pools. Instead of the provisions being in the Zoning Ordinance and the Building Code, they will simply be in the Building Code, where they are updated every three years. The second Bill has to do with handicap parking – the size, signage and number. When the ADA Act was initially instituted by the Federal government, the right place to put that was in the Zoning Ordinance, where everyone could get used to it. Everyone is used to it now. Those ratios are Federally mandated, and everyone knows what they are, so now it will be put in the Building Code, and it will be made a requirement of a building permit for any kind of parking improvement. Staff is seeking to clean things up a bit with the two Bills. Mr. Wingerson concluded by saying that the Planning Commission recommended their approval unanimously.

There was no one to speak in **Favor** or in **Opposition** to the amendments to Chapters 105 and 195, of Title VII, “The Zoning and Planning Ordinance”, of the City of Gladstone, Missouri, Code of Ordinances.

Mayor Suter closed the Public Hearing.

Item 13. on the Agenda. **FIRST READING BILL NO. 13-06**, amending Section 7.105.020 R-1 Single-Family Dwelling District of the Gladstone City Code relating to private swimming pools within the City of Gladstone.

Councilman Brian Hill moved to place **BILL NO. 13-06** on its First Reading. Councilman Barry McCullough seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Councilman Brian Hill moved to accept the First Reading of **BILL NO. 13-06**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Barry McCullough seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Councilman Brian Hill moved to accept the Second and Final Reading of **BILL NO. 13-06**, and to enact the Bill as **Ordinance 4.228**. Councilman Barry McCullough seconded.

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

Item 14. on the Agenda. FIRST READING BILL NO. 13-07, amending Sections 7.195.010 to 7.195.090 of the Gladstone City Code relating to parking requirements for the handicapped within the City of Gladstone.

Councilman Barry McCullough moved to place **BILL NO. 13-07** on its First Reading. Mayor Pro Tem Jean Moore seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the First Reading of **BILL NO. 13-07**, Waive the Rule and place the Bill on its Second and Final Reading. Mayor Pro Tem Jean Moore seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the Second and Final Reading of **BILL NO. 13-07**, and to enact the Bill as **Ordinance 4.229**. Mayor Pro Tem Jean Moore seconded.

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

Item 15. on the Agenda. FIRST READING BILL NO. 13-08, amending Title IX of the City of Gladstone, Clay County, Missouri, Code of Ordinances by repealing certain provisions contained therein and enacting in lieu thereof new provisions designated as Title IX relating to the construction and maintenance of structures and property within the City and designated as the “Building and Construction Ordinance” for the City of Gladstone, Clay County, Missouri.

Councilman Brian Hill moved to place **BILL NO. 13-08** on its First Reading. Councilman Barry McCullough seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Councilman Brian Hill moved to accept the First Reading of **BILL NO. 13-08**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Barry McCullough seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Councilman Brian Hill moved to accept the Second and Final Reading of **BILL NO. 13-08**, and to enact the Bill as **Ordinance 4.230**. Councilman Barry McCullough seconded.

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

Item 16. on the Agenda. **FIRST READING BILL NO. 13-09**, authorizing the City Manager to enter into a development agreement by and between the City of Gladstone, Missouri and F&C Gladstone Apartments, LLC for the Heights at Linden Square.

Mayor Pro Tem Jean Moore moved to place **BILL NO. 13-09** on its First Reading. Councilman Bill Garnos seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Mayor Pro Tem Jean Moore moved to accept the First Reading of **BILL NO. 13-09**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Bill Garnos seconded. The vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

Mayor Pro Tem Jean Moore moved to accept the Second and Final Reading of **BILL NO. 13-09**, and to enact the Bill as **Ordinance 4.231**. Councilman Bill Garnos seconded.

Mayor Suter stated that this was an exciting vote and an exciting time in the City of Gladstone.

Roll call vote: All “aye” – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). Mayor Suter said she was a very gladly “aye”!

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 questions from the News Media.

Item 19. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the February 25, 2013, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting, and wished everyone a safe travel home.

Respectfully submitted:

Cathy Swenson, City Clerk

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

Mayor Carol Suter