



**MINUTES
REGULAR CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, APRIL 25, 2016**

PRESENT: Mayor Jean Moore
Mayor Pro Tem R.D. Mallams
Councilmember Carol Suter
Councilman J. Brian Hill
Councilman Bill Garnos

City Manager Scott Wingerson
City Counselor Chris Williams
City Clerk Ruth Bocchino

Item 2. On the Agenda. ROLL CALL.

Mayor Jean Moore opened the Regular City Council Meeting Monday, April 25, 2016, at 7:35 PM in the Gladstone City Council Chambers. All Councilmembers were present.

Item 3. On the Agenda. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA.

Mayor Jean Moore asked everyone to please rise and join in the pledge of allegiance to the flag of the United States of America.

Item 4. On the Agenda. Approval of the April 11, 2016, Regular City Council Meeting Minutes.

Mayor Pro Tem R.D. Mallams moved to accept the minutes of the April 11, 2016, Regular City Council meeting as presented. **Councilmember Carol Suter** seconded. The Vote: All "aye" – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Item 5. On the Agenda. PROCLAMATION: 47TH ANNUAL MUNICIPAL CLERK'S WEEK MAY 1-MAY 7, 2016

Mayor Jean Moore read the proclamation and presented to Ruth Bocchino, City Clerk.

Item 6. On the Agenda. PROCLAMATION: BUILDING SAFETY MONTH

Mayor Jean Moore read the proclamation and presented to Alan Napoli, Building Official.

Item No. 7. On the Agenda. CONSENT AGENDA.

Following the Clerk's reading, **Councilman J. Brian Hill** moved to approve the Consent Agenda as published. **Councilmember Carol Suter** seconded. The Vote: All "aye" – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Councilman J. Brian Hill moved approval of **RESOLUTION R-16-24** A Resolution declaring certain city property as surplus and authorizing the sale of such property held by the city to the highest bidder via online auction and/or by sealed bid. **Councilmember Carol Suter** seconded. The Vote: All "aye" – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Councilman J. Brian Hill moved approval of **RESOLUTION R-16-25** A Resolution adopting changes to the administration of the City of Gladstone's Flexible Benefits Plan. **Councilmember Carol Suter** seconded. The Vote: All "aye" – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Councilman J. Brian Hill moved approval of **FINANCIAL REPORT FOR MONTH END MARCH 31, 2016**. **Councilmember Carol Suter** seconded. The Vote: All "aye" – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

REGULAR AGENDA.

Item No. 8. On the Agenda. Communications from the audience.

There were no communications from the audience.

Item No. 9. On the Agenda. Communications from the City Council.

Councilman Bill Garnos stated he attended the Parks and Recreation Advisory Board, his first one, last week; they were able to get updates on Hobby Hill, the construction going on with the outdoor pool, Community Center renovations and the status of the Rock Creek Trail project. They also got a preview of the three finalists for the next public art project. Councilman Garnos understands they will be interviewing three artists on May 2, staff and Arts Commission members to interview the art of the three finalists.

Councilmember Carol Suter stated officially for the record welcome to our City Manager to his first City Council meeting and they look forward to working with him in the coming year and years and however long they can manage to keep him here. Councilmember Suter expressed appreciation, because it has been a busy time this past week, especially for the Gladstone Area Chamber of Commerce, they hosted a nice sneak peek for AT&T at the Northland Innovation Center which was a hoot to get to go inside and have a look at that place. They also did the

Home Show over the weekend. Councilmember Suter stopped in on Friday. It was a little quiet but she hoped they had a good Saturday for the Home Show. Friday also gave her the opportunity between the AT&T event and the Clay County EDC event to in person get to express appreciation to some of our elected officials who have done a particularly good job for Gladstone recently. Those particularly would include Representative Nick King, Representative T.J. Berry, State Senator Ryan Silvey and Presiding County Commissioner Jerry Nolte. Councilmember Suter got to thank them in person but she wanted for the record to express her appreciation for the way that they have represented Gladstone and worked on projects for us.

Mayor Jean Moore stated she had the opportunity to attend the NIC sneak preview for AT&T as well and it was absolutely remarkable. It was breathtaking being on that floor of the innovation center and looking out and seeing it. We have seen it progress as we have driven by but actually being in the building was amazing. It was just remarkable. Mayor Moore is looking forward to more openings like that.

Item 10. On the Agenda. Comments from the City Manager.

City Manager Scott Wingerson stated he would like to start with a big thank you to Ann Alexander for the drawings she left in their places tonight. It is always special to receive those gifts. City Manager Wingerson stated he would also like to use part of his time to bring to Council's attention and the public's attention something special that happens in the organization somehow, somewhere, that represents the values of public service. Tonight the City Manager talked about Public Works and specifically the Street and Stormwater crew. They were working in Gladstone Meadows, on a broken pipe, and what they could have done is use the back hoe, open cut it, dig it, pile the dirt, and have a big trench to fence off, and take a long time to get it put back together. What they did instead was push a pipe through the existing pipe. It saved time, saved money, safer for the residents, cleaner process, better all the way around. City Manager Wingerson thanked Tim Hermann, Danny Shineman, Ryan Collins, Dick Shultz, Steven Jackson, and James Edmonston for their approach to this work and he thinks this really represents what we are all about; innovative ways to get things done. City Manager Wingerson also mentioned Gladstone Shaping Our Future; that is the Citizen Based Strategic Plan. The kick-off meeting is Tuesday, tomorrow, from six pm to nine pm at the Community Center. City Manager Wingerson hoped that public can attend. Citizen based strategic planning only works if citizens participate so we are hoping that happens tomorrow night. City Manager Wingerson stated Spring Beautification takes place April 29th through May 1st at Happy Rock. May 7th will be a busy day with the annual Mother/Son Superhero party and Touch a Truck, both happening in the morning. Finally City Manager Wingerson thanked the City Council for the opportunity to serve as City Manager. It is really humbling and he actually had no idea how humbling until earlier this week. City Manager Wingerson looks forward to working each of them, the residents, the business community, and of course all of the wonderful employees in this new capacity. Thank you very much.

Item No. 11. On the Agenda. **PUBLIC HEARING:** An Ordinance approving a Site Plan Revision for property at 2707 Northeast Brooktree Lane.

Item 12. On the Agenda **FIRST READING BILL NO. 16-18** An Ordinance approving a Site Plan Revision for property at 2707 Northeast Brooktree Lane.

Mayor Jean Moore stated Item No. 11 was to be a Public Hearing for an Ordinance approving a Site Plan Revision for property at 2707 Northeast Brooktree Lane. The applicants were not with us this evening so Mayor Moore entertained a motion to table this item.

Councilman J. Brian Hill moved to table Item No. 11, the Public Hearing, and Item No. 12, the ordinance, and be continued to the next City Council meeting May 9, 2016. **Councilmember Carol Suter** seconded. **Mayor Moore** stated a motion has been made and seconded to postpone the Public Hearing and the First Reading of Bill No. 16-18 directly related to the Public Hearing until the Council meeting on May 9. The Vote: All “aye” – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Item 13. On the Agenda. PUBLIC HEARING: An Ordinance vacating certain easements at The Heights at Linden Square generally located South of and adjacent to Northeast 70th Street, North of and adjacent to Northeast 69th Street and East of and adjacent to North Locust Street.

Mayor Jean Moore opened the Public Hearing at 7:48 pm and welcomed City Manager Scott Wingerson to the podium.

City Manager Scott Wingerson stated to the Council: *“Mayor and members of the Council, thank you very much. This is really an administrative detail and it has to do with the original planning and development of The Heights apartment project here in downtown Gladstone. When the project was originally platted, there were certain utilities that existed. Part of the redevelopment plan was to relocate those utilities in areas that made sense for redevelopment of the downtown area and specifically The Heights. What these actions do is vacate easements and right-of-ways that are no longer necessary because the utilities have been relocated and new easements and new facilities are in place. It’s really sort of an administrative detail. The developer is seeking permit financing so that is wonderful and it’s one of the things to be cleaned up before that can happen. I’d be glad to answer any questions if you have any at this point and I don’t believe there is anyone on the applicant’s side, Mayor, to discuss.”*

There were no questions for City Manager Scott Wingerson.

There was no one to speak in favor or in opposition.

Mayor Jean Moore closed the Public Hearing at 7:50 pm.

Item No. 14. On the Agenda. FIRST READING BILL NO. 16-19 An Ordinance vacating certain easements at The Heights at Linden Square generally located South of and adjacent to Northeast 70th Street, North of and adjacent to Northeast 69th Street and East of and adjacent to North Locust Street.

Mayor Pro Tem R. D. Mallams moved Bill No. 16-19 be placed on its First Reading. **Councilman Bill Garnos** seconded. The Vote: All “aye” – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0). The Clerk read the Bill.

Mayor Pro Tem R. D. Mallams moved to accept the First Reading of Bill No. 16-19, 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 J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0). The Clerk read the Bill.

Mayor Pro Tem R. D. Mallams moved to accept the Second and Final Reading of Bill No. 16-19, and enact the Bill as **Ordinance 4.346**. **Councilman Bill Garnos** seconded. The Vote: All “aye” – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Item No. 15. On the Agenda. CONSIDER SIGN VARIANCE: PROSPECT STUDIOS

Building Official Alan Napoli approached the Council and stated: “*Mayor and City Council, Prospect Studio Apartments is requesting a sign variance for a couple of signs on their property. The owner, Nevin Dewar, is here and he will come up shortly after me and give a presentation of what they are doing. You should have in your packet a colored elevation that shows the sign with a couple of color chips of what the assigned colors are going to be. They are going to have a rock base around it with some landscaping in there; all that meets our landscaping requirements there. What they are requesting on the variance is they want to use two monument signs. The monument signs themselves will be 50 square feet which is our requirement for one monument sign. The variance is for two of them on that. They are wanting to place one in the Northeast corner of 68th where the existing sign is and the other one would be up in the Southeast corner, the other one would be up in the Northeast corner of the property which is where the second sign, that’s where the variance for two signs; that would also be 50 square feet. Those signs would approximately be 950 feet apart from each other so they are at opposite ends of the property. The second part of the variance is the signs include an electronic reader board which is allowed up to 30%. What they are asking for is to go 40% which would be 20 square feet vs. a 15 square foot. That would be for each sign. With that, they have agreed, though, that, if they do, can have the reader boards at the size they want that they will not request any temporary signs or use any other temporary signage, the electronic messaging boards is what they will use and they are agreeable to that. I will take any questions.*”

Councilman J. Brian Hill stated: “*Mr. Napoli I’ve got some real grave concerns with any type of electronic reader board at the 70th and Prospect location. That is a very dangerous intersection. There are multiple accidents there every year and I think it is bordering on a disaster that could happen at any point in time because there is a Metro bus stop on the East side of Prospect there, and there are numerous pedestrians crossing North Prospect at that location both going from this apartment complex to the bus stop and home and also residents of the apartment complex tend to walk down the walking trail from Wal Mart and Hy Vee and then cross at that intersection. And, it’s not a regulated intersection other than by two stop signs. It is a sufficient distance from 72nd Street to where traffic gets up to speed so it’s normally at least 40*

miles an hour and as Director Hasty can attest it's one of the favorite locations for Public Safety to run radar. So it's dangerous for pedestrians. Any kind of an electronic reader board there that provides any distraction, I think, just increases the danger of that location. I don't have that much of an opposition to a monument sign there provided it did not in any way impact visibility of pedestrians or traffic coming from the West on 70th Street approaching the North Prospect intersection but I just think that the electronic sign is a no-go in any event. I've also got some concerns because the intersection at the south end of their property, there is quite a bit of traffic there too, and any additional distractions such as an electronic reader board I think would be very dangerous."

Building Official Napoli stated: *"Currently our ordinance would allow, if they even had one sign, and they were at 50%, they could have the electronic messaging center. Our ordinance currently allows that with the monument signs, so from that, with the variance at 20 square feet is what they are asking so, and the two signs. If one sign were there at 15 square feet, and 50 square feet we wouldn't be here today. So, understand and I don't disagree and I'll let the owner talk to that and say a little more on it but yes."*

Councilmember Carol Suter stated: *"I'm going to second that emotion. I was on the task force that worked on the sign ordinance some years ago. There is a reason why we put the 30% max on it. When you look at the drawings, the reader board is almost as big as the name of the building and reader boards are a distraction. We know that from our own experience, we know it from national experience, reader boards are distractions to drivers. I live in the area, people are running across that street all the time. Any distraction is just going to increase the risk of people being injured there. So I agree for the pedestrian traffic it's not safe and I think we have ordinances and we established ratios for a reason so you have to really, really have a good reason to need something bigger in my book. I really appreciate the move, obviously, to the monument signs. The use of those temporary plastic signs all the time on those buildings is unattractive and undesirable. So I realize that we are trying to do a tradeoff here to get the owner to not use those anymore, but I don't want to risk the safety of the drivers and pedestrians especially in that area."*

Building Official Napoli stated: *"I'll let the owner talk a little bit and he will also kind of explain the modifications and updates they have been doing over at the apartment complex."*

Mr. Nevin Dewar, 3008 West 117th Street, Leawood, Kansas, approached the Council and stated: *"Just to give you a little background about our company. We own 2000 apartment units in the Overland Park and now in your city, Gladstone, Lawrence, Kansas City, Kansas, Olathe, and Mission Kansas. So, we've acquired this property now, it's been about three years and we acquired it on auction, it was sold in a bankruptcy sale which we acquired it. We have been doing drastic renovations to the property. I gave you guys a list of some of the renovations that we have done. I've also brought some pictures to show you some of the renovations that we have done. We have tried to clean up the property with the clientele and the restrictions that we use, what people can do move in there. The previous owners and the management company really had no restrictions or guidelines of income and felonies and stuff so we are trying to make the property better. Being that the property is so large, you know, we have had to have those temporary signs during the renovation period about advertising a special. We have raised the*

rent, you know, a substantial amount, from the previous people, so we weed out some people that you know we don't want or that are not capable of the unit. You know I think the reader board sign, as Mr. Napoli said, we are allowed a certain size according to what you guys agreed and I know you have given it to Walgreens, their sign is bigger, their reader board is bigger than their sign, you've given it to CVS; theirs is the same way. McDonalds is a little bit different. Pete, there used to be a car dealer, a different Drive Time now but he had the same sign there before. You know all we are going to put on that reader board is , hey, you know, this is our special. We are also going to give the weather, we are going to have the time so people can get some information. We have so much square feet on the land and two entrances to go in, that we feel like for the renovations that we've done, almost \$2,000,000.00, that we need some good accessibility of viewing, of seeing the monument sign and the reader will only modernize the property and modernize the look of the property that we want to achieve. We are not going to advertise things for other companies or advertise \$.99 cheeseburgers that we are not going to be selling. Just apartment stuff. Move in special, the date, the time, and you know, come today, and that's about it. Our office there is open seven days a week. The model is open seven days a week. When the previous owner did not have it open seven days a week and we feel that if we had that visibility of people seeing that we are open seven days a week, you know I think it will help. We would like your help in that matter. I did bring some pictures to show you kind of before and after of what we've done. May I approach? These two are the before, these three are during, and these three are completed. We have changed the color scheme of the building, where The Heights one is where they have different colors, so the building was in three sections, so we made one section red, one blue, one light blue, just to kind of make it a different scheme. We also have requested that we are going to change the name of the property, Prospect Studios, from where we come from people think it's Prospect down there, that's not, whatever it is, but we want to change it to City Place Studios of Gladstone, being that we are kind of you know modernizing the property. The reader board is not something that we are going to have a flash color or neon color, it will just be the normal color that you can see there. There is not a stoplight there. It's a stop sign, so you guys know where it is. I don't live there but I do go there twice a week. I've never seen an accident but I don't know the facts, you guys do. So those are the things that we are requesting and we will leave it in your guy's hands."

Mayor Jean Moore asked if there were any questions for Mr. Dewar.

Mayor Pro Tem R.D. Mallams stated: "I've listened to the concerns about safety and I'm just going to throw this out. Have you thought about keeping the electronic sign on the south end of M1 and then at the north end, up closer to Hy Vee where the bus stop is, have a regular monument sign?"

Mr. Dewar replied: *What if we did the larger sign that we are proposing on the 68th side, I believe that is the side that is the main entrance, and then did the smaller sign, that would be in the code that we had on that side, would that be something that would be appealing to you?"*

Mayor Pro Tem Mallams stated: "And both signs would be electronic?"

Mr. Dewar replied: "Right, one would be the bigger sign on the area which is the main entrance, and then the other side could be the smaller sign which would be in the code that we can receive."

That way we would just be kind of like a half-variance. Reason we are asking for two signs is that our land, our visibility, and our frontage on Antioch Road, which turns from Prospect, is so large and the property sits on a hump, you know it sits below, people don't even know what it is, when I bought it I didn't even know where I was, I didn't even know what I was buying. So you know the other, I did mention in the paper that I gave you was the next thing is that we are changing the siding of the property. It's now 30 years old, deteriorated, so we want to go with a dark color and white trim and you know that's our job. We don't buy properties to sell them, we've only sold one property in 33 years; so we buy them, we keep them, we fix them up. We are not going to sell it. So, you know, we want to do whatever we can. I think the electronic reader will help us keep our occupancy up. If the police were here today, if I needed to bring them, they will tell you that they work very well with our manager there, she has been working for us for 18 years. We do the inspections, the units pass, and we don't take people that don't, if you have felonies or criminal backgrounds, we don't take those people. And so we need visibility for good people that can afford a nice place for a reasonable price. We were renting, when I bought the building the rent was \$375.00 to \$400.00 a month, I've raised it to \$525.00. We are about 91%, 92% full, I think the reader can take us there to give us more visibility, exposure, that can get us to the 95%, 96% range and you know, I think we really need it."

Mayor Pro Tem Mallams stated: *"I want to thank you for the improvements that you are making."*

Mr. Dewar replied: *"Thank you for having us."*

Councilmember Carol Suter stated: *"If you are amenable to monument signs that comply with the ordinance, then I wouldn't be so opposed to the half-variance as you call it to have two. The more it is electronic and it shouts at people, the more people are going to turn and look and that is dangerous. And I know we have some other ones farther south, I voted against those too, but they are in places where it is totally commercial and we don't have people running across the streets so where you are located unfortunately I guess because you are a residence you know we just have too many people out on the street. The bus stops have been very successful there because lots of people need that kind of transportation and that means they are walking from where they live to get on that bus and unfortunately they don't like to walk to the corner and use the crosswalks very much, they like to run across the street wherever they are. So that is my, I just, I appreciate your need to fill your apartment but not at the expense of someone being injured or killed on the street."*

Mr. Dewar stated: *"We don't want that, I would agree with you too, but we could maybe pull some data to see what the accident ratio is if we can't get it approved this time maybe we can come back with that. But you know I would like, I think, on the 68th side, where you come in, the main entrance, I would definitely like to have the variance for the size there being that that's where people really turn in for the property, the leasing office is there, and I think that they will turn in. The other side is there for visibility, exposure, so then you can turn in to the other side. So if we could maybe compromise, and maybe go with the smaller sign there, and go with the bigger sign there with two monument signs, I would agree to that."*

Councilman Hill stated: *"I appreciate your investment and definitely want you to be successful there. I do have the public safety concerns at 70th and Prospect. And, I would be willing, I'd have to think about if it was just a monument sign with no electronic reader board on it at 70th and Prospect I wouldn't have an issue with that. And, would probably be willing to support a larger sign at 68th Street. I don't know about the larger reader board since it is in a residential area as opposed to commercial. To be honest, I don't know if a larger reader board actually benefits you because I think it cheapens the property as opposed to just a nice monument sign, but you know that is up to you, you are the business person. There is just so much pedestrian traffic and there is no crosswalk at 70th and Prospect and it has literally to where there is some man, and I don't know whether he lives in your apartments or in Gladstone Meadows, but he brings his cart from Wal Mart down there and parks it at the bottom of the hill next to the walking trail and then carries his bags across the street and then the next morning I've seen him go out, take his same cart and go back up the street towards Wal Mart or Hy Vee. It's just, I mean there really, and through the years, various people have come before the City Council and before the Planning Commission and have asked the City to consider putting in a signal at that intersection and we have no control over it. It is MODOT. And so we can't really do anything to control the traffic; where CVS or Walgreens it is a commercial district. There is a signal there that helps to control and probably minimizes the distraction caused by the sign. But my concern, I mean it is, it's difficult from a driver's perspective, from that location, to get out on to North Prospect and if you have pedestrian traffic you are always wondering whether they are going to jump off the median in front of you or they are going to stand, go half way and wait, or whatever, and it's just a dangerous situation and any kind of electronic reader board is a distraction. It's an additional concern for me from a public safety stance."*

Mr. Dewar replied: *"I hear you."*

Mayor Moore recognized **Councilman Garnos**; who stated: *"I guess now I've got a comment. I very much appreciate the improvements that you have been making to the property. I mean I think that's, I really appreciate that, obviously it was, you know, that was an area where there were some improvements needed so I appreciate the work that you have done there. I have come to learn, since getting on City Council, that there are very strong feelings regarding sign variance requests and particularly electronic message boards. I remember arguing about it back in Planning Commission, we had a lot of discussion about electronic reader boards in particular. But I've also been, you know, I think I'm willing to make some reasonable compromises and I guess I don't have a problem with two monument signs, I have the least problems with sign variances I think but it sounds like you have been very responsive and cooperative with the City's efforts to try to do, to make some crime free and anti-crime improvements there and that is important. If you are asking us for some variances and you know you are being cooperative with some of these city initiatives, I think I can see my way around a couple of the sign variances to try to help. I'm not a big fan of electronic reader boards but I'm clearly not the biggest opponent to them. But I wouldn't mind seeing one, whether it's within the sign regulations or a little bit bigger. I don't know that I'm real excited about two but two monument signs I wouldn't have a problem with but I'm not here to negotiate."*

Mr. Dewar replied: *"That's what I do for a living, I negotiate, I'm an attorney, so, you know, I've heard three of the same answers. If you will give me your last opinion I'll tell you what I'm*

thinking. I'm willing to negotiate too but, you know what we'll do, let's get this done. I will agree with your guy's comments to have two monument signs, and as long as we can have the larger sign on the 68th Street side I will take off the monument, the electronic reader, on the 70th side that you both opposed, and you're kind of 50-50, I can see that, I could probably turn you, but this isn't Star Wars so we will let it go. We'll take that and we don't need to table this for the next time. And I don't need to talk to my father. It's fine."

Mayor Moore stated: *"We have two issues before us in terms of the two variances. Two signs vs. one, and then the larger size of the reader board."*

Mr. Dewar replied: *"So as Councilman Hill said, what he was thinking was, OK, we will have the size that we requested on 68th Street. The reader board, the way the size that we requested, and the sign that we requested. Then on the 70th side, the whole thing would just be a monument sign. I will agree to that."*

Mayor Moore stated: *"Is that a compromise that this Council is agreeable to?"*

Mayor Pro Tem Mallams stated: *"Do we need a motion?"*

Mayor Moore replied: *"Yes, we need a motion but does that mean that we, then you will just prepare the variance, we don't need to write anything here?"*

Councilmember Suter moved to accept the sign variance as amended.

Mayor Moore stated: *"A motion has been made, is there a second?"*

Mayor Pro Tem Mallams seconded.

Mayor Moore stated: *"A motion has been made and seconded to allow one electronic reader board at the 68th entrance of the larger size, and a monument only sign at the 70th end of the property for the Prospect Studios Apartments."*

Mr. Dewar stated: *"Can I just clarify one question Mayor? Will we be able to have the monument size on the 70th side, will it be able to be the size of the whole thing that it would have been for, which would have had the reader at the top and would have had the monument at the bottom, so can we have the whole size now as a monument sign so we have one size? Would that be agreeable?"*

Mayor Moore stated: *"Mr. Napoli does that fit within our sign ordinance?"*

Building Official Napoli stated: *"Yeah, 50 square foot is the maximum that a monument sign can be so what he is asking is the sign is just a monument sign, no reader board, can be 50 square feet which is our maximum monument sign."*

Mayor Moore stated: *"Which is allowed under ordinance currently anyway."*

Building Official Napoli stated: *"What I might add, though, is maybe a friendly amendment to also the item that we had for the stipulation of no temporary signs, make that part of the ordinance so it all fits together."*

Council thanked Mr. Napoli for reminding them of that.

Mr. Dewar agreed to that statement.

Mayor Moore stated: *"We have a motion and a second."*

Councilman Hill stated: *"And let me add one more thing, I don't care, and I don't think anyone else does, if the sign at 70th and Prospect is illuminated at night. It can be a lighted sign."*

Mr. Dewar replied: *"We would want an LED sign that is the new modern sign. We are not going to build one from 1987. We are going to put LED up there."*

Councilman Hill stated: *"You know it's something, I'm thinking from, you know, having somebody coming at night the signs lit they can see it and they know that's the location."*

Mr. Dewar said he appreciated that.

Mayor Moore asked if there were any further comments or discussion and recognized Councilman Garnos.

Councilman Garnos stated: *"The only other thing that I would add is if you could make it so that your message board sign doesn't flash red."*

Mr. Dewar stated: *"He told us what we can have and not have it will just scroll, it won't flash."*

Councilman Garnos stated: *"Because that was one of the issues with like the message boards at the CVS, at the corner there, you pull up to an intersection and you've got a flashing red light in your peripheral vision so it can scroll, it can do whatever you want as long as somebody isn't going to mistake it for an emergency vehicle."*

Mr. Dewar stated: *"You know if the Royals win this World Series again we are going to congratulate them too."*

The Vote: All "aye" – Councilman Bill Garnos, Councilman J. Brian Hill, Councilmember Carol Suter, Mayor Pro Tem R.D. Mallams, Mayor Jean Moore. (5-0).

Item No. 16. On the Agenda. Other Business.

There was no other business to be brought before the Council

Item No. 17. On the Agenda. Questions from the news media.

There were no questions from the news media.

Item No. 18. On the Agenda. Adjournment.

Mayor Jean Moore adjourned the meeting at 8:20 pm.

Respectfully submitted:

Ruth E. Bocchino
Ruth E. Bocchino, City Clerk

Approved as submitted: ✓
Approved as corrected/amended: _____

Jean B. Moore
Jean B. Moore, Mayor