



**MINUTES
REGULAR CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, NOVEMBER 28, 2016**

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

City Manager Scott Wingerson
Assistant City Manager Bob Baer
City Counselor Chris Williams
City Clerk Ruth Bocchino

Item 2. On the Agenda. ROLL CALL.

Mayor Moore opened the Regular City Council Meeting Monday, November 28, 2016, at 8:14 PM in the Gladstone City Council Chambers. Mayor Moore welcomed all present and those participating on-line. All Councilmembers were present.

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

Mayor Moore asked everyone to please rise and join in the pledge of allegiance to the Flag of the United States of America. The Colors were presented by VFW Post 10906. Mayor Moore thanked Stan Stoner, Bill Driscoll, Carla Gleaton and Joe Liles for their presence and presenting the Colors.

Item 4. On the Agenda. Approval of Agenda.

The agenda was approved as presented.

Item 5. On the Agenda. Approval of Closed November 14, 2016, City Council meeting minutes.

Mayor Pro Tem Mallams moved to approve the minutes of the November 14, 2016, Closed City Council meeting as presented. **Councilman 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. 6. On the Agenda. Approval of Regular November 14, 2016, City Council meeting minutes.

Councilman Hill moved to approve the minutes of the November 14, 2016, Regular City Council meeting as presented. **Councilmember 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 No. 7. On the Agenda. CONSENT AGENDA.

Following the Clerk’s reading, **Councilmember Suter** moved to approve the Consent Agenda as published. **Councilman Hill** 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).

Councilmember Suter moved approval of **RESOLUTION R-16-74** A Resolution amending the Employee Handbook for the City of Gladstone, Missouri. **Councilman Hill** 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).

Councilmember Suter moved approval of **RESOLUTION R-16-75** A Resolution authorizing acceptance of work under contract with McConnell and Associates Corporation, for the Happy Rock Parking Lot Seal Coating Project, and authorizing final payment in the amount of \$2,416.39 for Project TP1705. **Councilman Hill** 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).

Councilmember Suter moved to **APPROVE FINANCIAL MONTH END OCTOBER 31, 2016.** **Councilman Hill** 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 Hill stated: *“Mayor Moore I wanted to commend you on the excellent program for the Mayor’s Christmas Tree last week. It was very well planned and executed. You also did a very fine job, under difficult conditions, with the weather.”*

Councilmember Suter stated: *“I echo the sentiments. I know everyone will say the same about the Mayor’s Christmas Tree Program. We wanted to especially thank the staff who worked so*

hard to make that happen. Since our last meeting I wanted to express my support and best wishes for the safety of our Public Safety Officers every day, every one. It is so easy to take what they do for granted as a part of the wallpaper of our existence. We are rudely reminded of how much they risk for our safety. It was my privilege to attend the National League of Cities Convention a week or so ago. I always learn so much, which is a dangerous thing, I know. It really, this time, underscored our planning retreat. We talked a bit about disruptive technologies. After being at this event, we really need to get started on them. Other people all around the country already are. Things like drones, autonomous vehicles and IOT (Internet of Things). There are such great opportunities for cities. Cities are figuring out ways to use these technologies to save money, to be more efficient and effective, to engage citizens, and a lot of other opportunities. We know that for every technology that has a great use, there is misuse. That is another whole policy area where a lot of cities have already gotten involved with trying to figure out what can be regulated, and how best to regulate. I am glad that we mentioned it at our planning retreat. I really think that we need to move with all due diligent haste. I have spoken with Mid America Regional Council in particular on the drone issue about maybe providing a conference this year, or in this coming year, on the drone issue. Drones are aircraft and they are governed by federal law. We have so many airports here that we are in restricted air so there are lots of technicalities to understand about it. I learned a lot. It was really interesting and also challenging for where we need to go. I also wondered if some of these areas of disruptive technology and research might be good things for a CAPS project for next year. Maybe there are some ways that the students could help with; figuring out some of these things and do the research on what other cities are doing."

Councilman Garnos stated: *"Thank you, Mayor. I have a couple of things since our last meeting. I know we have a full agenda tonight. On November 15, I sat in on the Parks and Recreation Advisory Board. We received status updates on the Community Center renovations, the Rock Creek Trail, the dedication of the new playground equipment at Little Gully Park, and the issues we discussed earlier that have come up regarding the Hobby Hill Park design. Director Merkey also provided an update on the ice skating program for Linden Square. That was before the announcement of our new promotional campaign on Skate Gladstone. We have our sidewalk on 76th Street. I am really pleased with what we have done there. We have it done on the North side from 76th to North Woodland to Lydia. I have been on City Council for five years now and I think I have whined the entire time about the need for a sidewalk on 76th Street. I'm thrilled we have been able to span about 60% of that gap leading up to Oak Grove Park with existing resources. I'm thrilled to see that. I am also excited to see the construction staging starting for the Quik Trip expansion. That is exciting and it is nice to see that getting started. Finally, I wanted to thank all the attorneys who were involved in providing us with a 184 page packet for tonight's meeting. Going into the Thanksgiving weekend I was concerned that I wasn't going to have enough legal gobble-de-gook to read through the weekend. But, you took care of that. Thank you."*

Mayor Moore stated: *"I just want to say my personal thanks for all the City staff who were involved in the Mayor's Christmas Tree. That doesn't happen without a lot of effort from Parks and Recreation, Public Works, and other City staff who really work hard. I want to give a special shout out to Anthony Sands who has created the light display that is unique and unusual and fun for us this year. Every hour, on the hour, from 5:00 pm to 9:00 pm, during the Holiday Season,*

the light display will happen. We didn't get to see it all during the Mayor's Christmas Tree Lighting but I hope that our residents enjoy that. It is a unique opportunity and a very fun thing to add to the Mayor's Christmas Tree. Just a tidbit, donations are still being accepted for the Mayor's Christmas Tree. These are great charities and we will be receiving donations through the Holiday Season. I hope everybody can be generous with that."

Item No. 10. On the Agenda. Communications from the City Manager.

City Manager Scott Wingerson stated: "Mayor, thank you. I'd like to say no comments tonight, but I have a lot. I'm apologizing in advance. First off, thank all of you for your kind words tonight. It is really important to hear those things from the City Council for our Public Safety Department, our Public Works Department, our Parks Department, and all the staff to know that you're watching and that you care and it is important to you. Thank you for that. Some awards to talk about. Council will remember a few months ago Detective Anthony Consiglio came and talked about the Crisis Intervention Team. Detective Consiglio was recognized as the Crisis Intervention Team Officer of the Year by the Mid America Crisis Intervention Team Association. He is obviously doing good work. We were impressed, I think, during that presentation and he is being rewarded for that. Congratulations to him. Second Award: Police Officer Tyler Garrison was recognized with a Bronze Award for Valor at the 45th Annual Metropolitan Chiefs and Sheriff's Association Valor Award Ceremony. In March, Tyler was faced with a difficult situation encountering a man armed with a knife, threatening suicide. Tyler got on the man's good side and talked him through it and basically saved his life. We are very proud of Tyler Garrison. News and Events: Mayor's Christmas Tree Lighting, of course, was a great success. My thanks also go to Anthony and everybody who worked on it. Anthony is just amazing. It's his thing, I think, if he ever leaves here he is going to go into a career of holiday lighting. Linden Square Skating Rink is officially open through March 5th. Cookies with Santa comes up on December 4th from 2:00 to 4:00 pm. The Sonic reopened on Friday, we are excited about that. Finally, one change in the Leadership Team and two additions. The change is, we all know and love Austin Greer, as Management Analyst. His title changed to Assistant to the City Manager, more in line with the duties he is actually performing and some of the things he will be doing in the coming months and hopefully years. In addition to the Management Team is Nick Pappas, he is here tonight as our new Community Development Director. We are glad to have Nick aboard. He comes to us with a wealth of experience from the public sector as well as experience in the private sector. He is already teaching old planners new tricks. We are pleased to have Nick aboard. Finally, to my left, and to your right to me, is Major Bob Baer who is now the Assistant City Manager for the City of Gladstone. I'd like to thank Mike and Public Safety for allowing Bob to leave, because it's going to leave a void but it will fill a hole in the administration. We are very pleased with those changes and I think you have a strong Leadership Team you can be proud of."

Item No. 11. On the Agenda. **FIRST READING BILL NO. 16-41** An Ordinance approving the Replat of Lot 1, 2, and 3, Block 25, Linden, Gladstone, Clay County, Missouri, commonly known as 405 Northeast 70th Street, and directing the appropriate officials to affix their signatures to said Plat for recording.

Mayor Pro Tem Mallams moved Bill No. 16-41 be placed on its First Reading. **Councilman 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 Mallams moved to accept the First Reading of Bill No. 16-41, waive the rule, and place the Bill on its Second and Final Reading. **Councilman 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 Mallams moved to accept the Second and Final Reading of Bill No. 16-41, and enact the Bill as **Ordinance 4.369**. **Councilman 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. 12. On the Agenda. FIRST READING BILL NO. 16-42 An Ordinance authorizing the City of Gladstone, Missouri, to enter into a Base Lease and a Lease Purchase Agreement with First Bank of Missouri related to financing the acquisition of land, the construction of parking facilities and related improvements; authorizing and approving certain actions in connection with the execution and delivery of said Base Lease and Lease Purchase Agreement; and prescribing certain matters in connection therewith.

Councilmember Suter moved Bill No. 16-42 be placed on its First Reading. **Councilman Hill** 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.

Councilmember Suter moved to accept the First Reading of Bill No. 16-42, waive the rule, and place the Bill on its Second and Final Reading. **Councilman Hill** 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.

Councilmember Suter moved to accept the Second and Final Reading of Bill No. 16-42, and enact the Bill as **Ordinance 4.370**. **Councilman Hill** 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. 13. On the Agenda. FIRST READING BILL NO. 16-43 An Ordinance for the City of Gladstone, Missouri, amending Title III Offenses of the Code of Ordinances City of Gladstone, Missouri.

Councilman Hill moved Bill No. 16-43 be placed on its First Reading. **Councilmember 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). The Clerk read the Bill.

Councilman Hill moved to accept the First Reading of Bill No. 16-43, waive the rule, and place the Bill on its Second and Final Reading. **Councilmember 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). The Clerk read the Bill.

Councilman Hill moved to accept the Second and Final Reading of Bill No. 16-43, and enact the Bill as **Ordinance 4.371**. **Councilmember Suter** seconded.

Councilman Garnos stated: *"Mayor Moore, I know it's always dangerous when we open up our Criminal Codes to updating. I've always been kind of fascinated about how we describe some of the prohibited behavior in our Criminal Codes, so I just wanted to double check and make sure that, as I understand it, everything in this Bill is for the purpose of complying with Senate Bill 491. Most of which was not substantive, but any substantive changes in there are as a result of Senate Bill 491. We haven't taken the opportunity to fix or clean up anything beyond what Jefferson City has done?"*

City Counselor Chris Williams responded: *"That is correct."*

There were no further discussions.

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. 14. On the Agenda. FIRST READING BILL NO. 16-44 An Ordinance amending Schedule V of the Model Traffic Code (Code of Ordinances, City of Gladstone, Missouri, Section 4.100.020), to establish a prohibition on parking certain vehicles on city streets.

Councilman Garnos moved Bill No. 16-44 be placed on its First Reading. **Mayor Pro Tem Mallams** 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.

Councilman Garnos moved to accept the First Reading of Bill No. 16-44, waive the rule, and place the Bill on its Second and Final Reading. **Mayor Pro Tem Mallams** 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.

Councilman Garnos moved to accept the Second and Final Reading of Bill No. 16-44, and enact the Bill as **Ordinance 4.372**. **Mayor Pro Tem Mallams** 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. FIRST READING BILL NO. 16-45 An Ordinance authorizing the City Manager to execute an Intergovernmental Agreement between the City of Gladstone and the Mid-America Regional Council (MARC) Solid Waste Management District for the Regional Household Hazardous Waste Collection Program in the amount of \$27,935.44.

Mayor Pro Tem Mallams moved Bill No. 16-45 be placed on its First Reading. **Councilman 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 Mallams moved to accept the First Reading of Bill No. 16-45, waive the rule, and place the Bill on its Second and Final Reading. **Councilman 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 Mallams moved to accept the Second and Final Reading of Bill No. 16-45, and enact the Bill as **Ordinance 4.373**. **Councilman 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. 16. On the Agenda. FIRST READING BILL NO. 16-46 An Ordinance authorizing the City Manager to execute a License Agreement between the City of Gladstone and the Missouri Highways and Transportation Commission for the City Monument located on the West side of Missouri State Route 1 at the North City limits.

Councilmember Suter moved Bill No. 16-46 be placed on its First Reading. **Councilman Hill** 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.

Councilmember Suter moved to accept the First Reading of Bill No. 16-46, waive the rule, and place the Bill on its Second and Final Reading. **Councilman Hill** 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.

Councilmember Suter moved to accept the Second and Final Reading of Bill No. 16-46, and enact the Bill as **Ordinance 4.374**. **Councilman Hill** seconded.

Councilman Garnos stated: *“Since Missouri Highways and Transportation Commission wants a twelve-page license agreement for the monument sign that has been there for years, can we sneak some language in that requires them to be more diligent about mowing and picking up trash on their property?”*

Councilman Hill stated: *“And filling pot holes.”*

Councilman Garnos stated: *“Sneak that in there and send it back to them?”*

City Manager Wingerson responded: *“Yes, we will do our best.”*

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. 17. On the Agenda. FIRST READING BILL NO. 16-47 An Ordinance authorizing the City Manager to execute a Program Agreement between the City of Gladstone, Missouri, and the Missouri Highways and Transportation Commission for Federal Transportation Alternative Funds related to the Construction of Shoal Creek Trail Segment 4 from North Antioch Road to North Brighton Avenue; Federal Project #TAP-3323(409).

Councilman Hill moved Bill No. 16-47 be placed on its First Reading. **Councilmember 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). The Clerk read the Bill.

Councilman Hill moved to accept the First Reading of Bill No. 16-47, waive the rule, and place the Bill on its Second and Final Reading. **Councilmember 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). The Clerk read the Bill.

Councilman Hill moved to accept the Second and Final Reading of Bill No. 16-47, and enact the Bill as **Ordinance 4.375**. **Councilmember Suter** seconded.

Councilman Garnos stated: *“Last comment, Mayor. I’m a big supporter of this, but I am still real unclear as to where this trail goes from Happy Rock. I know all that still needs to be worked out, but at some point in the future, if you could give us an update on where this connector is supposed to go and what it’s going to hit at North Brighton. I understand there is also a connection to a trail from North Brighton over to the soccer fields.”*

Public Works Director Tim Nebergall responded: *“Yes. I can give you the synopsis. Basically, it’s going to replace the South loop of the Happy Rock East trail. Where the crosswalk is, right there South of the tennis courts, it’s basically going to replace the South leg of that, go through the woods, meander through the woods, past the Oddfellows, (Knights of Columbus). I can give you a map that will show the trail. It will go over to North Brighton, there is a little bit of a trail along North Brighton. It’s an asphalt trail that was built with movie theaters and other development there. It will connect there. Once that connection is done, there will be a trail basically all the way to 152. If you cross at soccer drive, that trail actually goes all the way up to Shoal Creek Parkway. By the time it’s done, you will actually be able to follow the trail all the way to Hodge Park toward Liberty. At some point, I think, Kansas City is actually planning, Soccer Drive turns in to 76th Street, which turns in to the Flintlock Flyover, there will actually be a trail that will go there too. It will be a connection to Liberty and all that area. This trail is getting to be very extensive in the Northland.”*

Councilman Garnos stated: *“I’ve been trying to figure it out but even the trail things on the web sites that show where the trails are, where they are planned, a lot of that isn’t completely up to date. It’s still hard for me to envision this, even though I fully support it.”*

Public Works Director Nebergall responded: *"We will certainly bring the whole map and the whole plan. As you can tell, with this agreement, we work pretty closely with Kansas City too so it is just a matter of reaching out to them and we can bring the whole map to you to show you what the overall plan is."*

Councilmember Suter stated: *"So they don't yet have access to all the property; acquired all the property rights?"*

Public Works Director Nebergall stated: *"I believe there are actually two properties that still need to be acquired. One would be the Knights of Columbus, tucked in back behind Public Works and just East of Happy Rock. There are two properties in there. We have already got right-of-way clearance, and Kansas City is working on acquiring those. Those two properties are in Kansas City. Our piece is entirely in Happy Rock Park."*

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. 18. Other Business.

There was no other business to be brought before the Council.

Item No. 19. On the Agenda. Questions from the news media.

There were no questions from the news media.

Item No. 20. On the Agenda. Adjournment.

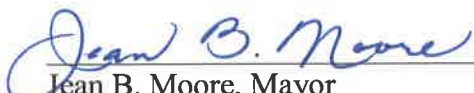
Mayor Moore adjourned the meeting at 8:47 pm.

Respectfully submitted:


Ruth E. Bocchino, City Clerk

Approved as submitted: 

Approved as corrected/amended: _____


Jean B. Moore, Mayor