



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JANUARY 9, 2012**

The City Council will meet in Closed Executive Session at 5:00 PM, on Monday, January 9, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AMENDED AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the Regular December 12, 2011, City Council Meeting Minutes.
5. PRESENTATION OF BOARDS AND COMMISSIONS APPRECIATION PLAQUES.

6. CONSENT AGENDA

RESOLUTION R-12-1, authorizing the City Manager to execute an agreement with the Northridge Neighborhood Group, in the form of a sign use agreement, for the use of existing street signs within the Northridge Neighborhood Group neighborhood; and authorizing the execution of all necessary requirements by the City of Gladstone to be carried out in conjunction with the sign use agreement.

RESOLUTION R-12-2, authorizing acceptance of a proposal from Joe Machens Ford-Lincoln Dealership, Columbia, Missouri, for the purchase of two (2) Ford Police Interceptor All Wheel Drive Utility Vehicles and emergency vehicle equipment for the total purchase amount of \$57,274.00.

RESOLUTION R-12-3, authorizing execution of a contract with Blue Nile Contractors, Incorporated in the total amount not to exceed \$330,026.00 for the Sewer Manhole Rehabilitation Project.

RESOLUTION R-12-4, authorizing acceptance of work under contract with Rand Construction Company, for the Water Plant Efficiency Upgrades; and authorizing final payment in the amount of \$15,599.25.

RESOLUTION R-12-5, declaring certain City property as surplus and authorizing the sale of such property held by the City to the highest bidder at auction or by sealed bid; and authorizing the donation of surplus items to the Surplus Exchange, and the "Secure the Call Foundation".

RESOLUTION R-12-6, authorizing the City Manager to amend the 457 Deferred Compensation Plan and Trust Agreement to include the associated HEART Plan amendments (including the Increased Benefit Accrual provision) through ICMA Retirement Corporation.

RESOLUTION R-12-7, authorizing the City Manager to execute an amendment to the Antenna Site Lease with T-Mobile Central LLC, for the Linden Water Tower Site.

APPROVAL OF THE NOVEMBER 2011 FINANCIAL REPORT.

REGULAR AGENDA

7. **Communications from the Audience.**
8. **Communications from the City Council.**
9. **Communications from the City Manager.**
10. **RESOLUTION R-12-8**, authorizing execution of a contract with Site Rite Construction Company, of Kansas City, Missouri, for the emergency installation of stormwater system improvements, in the total amount not to exceed \$33,080.00, for the Old Pike Stormwater Improvements Project CP1250.
11. **RESOLUTION R-12-9**, ratifying and approving the purchase of a tract of land located at 605 Northeast 70th Street.
12. **RESOLUTION R-12-10**, approving the settlement agreement with Clay County, Missouri, for payment of Road and Bridge Fund arrearages for calendar years 2008, 2009, 2010, and 2011, and prospective payments of Road and Bridge revenues beginning in January of 2013.
13. **Other Business.**
14. **Questions from the News Media.**
15. **Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JANUARY 9, 2012**

**ADJOURNMENT TO CLOSED EXECUTIVE SESSION
5:00 PM**

Mayor Barry McCullough opened the City Council Meeting to adjourn to a Closed Executive Session on January 9, 2012, at 5:00 PM. Councilmember Jean Moore 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 610.021(3) for Personnel Discussion. Councilman Brian Hill seconded.

Roll Call Vote: All "aye" – Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (3-0).

Mayor Pro Tem Carol Suter and Councilman Bill Garnos were also present at the Closed Executive Session.

Mayor Barry McCullough adjourned the Closed Executive Session.

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

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the Regular January 9, 2012, 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 DECEMBER 12, 2011, CITY COUNCIL MEETING MINUTES.**

Mayor Pro Tem Carol Suter moved to approve the **REGULAR DECEMBER 12, 2011, CITY COUNCIL MEETING MINUTES** as presented. Councilman Brian Hill seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 5. on the Agenda. **PRESENTATION OF BOARDS AND COMMISSIONS APPRECIATION PLAQUES.**

Mayor McCullough said he did not believe the recipients were present, but he would like to recognize them. Mayor McCullough recognized Linda Smith for her service on the Arts Commission, and said he believed that Ms. Smith had moved out of state. Mayor McCullough recognized Arlene Scgal for her service on the Environmental Management Advisory Committee, and Jenny Scott for her service on the Tax Increment Financing Commission. Mayor McCullough offered appreciation for the service of these former Boards and Commissions members, and said he was sorry their schedules did not allow them to attend the meeting this evening.

Item 6. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Councilman Bill Garnos moved to accept the Consent Agenda as presented. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-1**, authorizing the City Manager to execute an agreement with the Northridge Neighborhood Group, in the form of a sign use agreement, for the use of existing street signs within the Northridge Neighborhood Group neighborhood; and authorizing the execution of all necessary requirements by the City of Gladstone to be carried out in conjunction with the sign use agreement. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-2**, authorizing acceptance of a proposal from Joe Machens Ford-Lincoln Dealership, Columbia, Missouri, for the purchase of two (2) Ford Police Interceptor All Wheel Drive Utility Vehicles and emergency vehicle equipment for the total purchase amount of \$57,274.00. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-3**, authorizing execution of a contract with Blue Nile Contractors, Incorporated in the total amount not to exceed \$330,026.00 for the Sewer Manhole Rehabilitation Project. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-4**, authorizing acceptance of work under contract with Rand Construction Company, for the Water Plant Efficiency Upgrades; and authorizing final payment in the amount of \$15,599.25. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-5**, declaring certain City property as surplus and authorizing the sale of such property held by the City to the highest bidder at auction or by sealed bid; and authorizing the donation of surplus items to the Surplus Exchange, and the "Secure the Call Foundation". Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-6**, authorizing the City Manager to amend the 457 Deferred Compensation Plan and Trust Agreement to include the associated HEART Plan amendments (including the Increased Benefit Accrual provision) through ICMA Retirement Corporation. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-7**, authorizing the City Manager to execute an amendment to the Antenna Site Lease with T-Mobile Central LLC, for the Linden Water Tower Site. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Bill Garnos moved to approve the **NOVEMBER 2011 FINANCIAL REPORT**. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 7. on the Agenda.

COMMUNICATIONS FROM THE AUDIENCE.

Leann King, 516 NW 80th Terrace, Kansas City, Missouri, stated in June 2010, her son was present at the City Hall meeting as a Boy Scout for Troop 495. He led the Pledge of Allegiance, and talked about the North Broadway Construction Project. At that time, he was informed that there would be a voting in August 2010 for a bond to fund North Broadway. It since has been done. Ms. King says she feels like she lives in Johnson County. Her boys came home and told her the project was done. The road is asphalted, the lines are down, and there is even a bike lane, and the barricades are pulled back. Ms. King said she drove through on December 6, 2011, and when she got to the bottom of the hill, where there are only two homes in that area, a farmer and an elderly woman at the top of the hill, a Gladstone policeman met her. Ms. King said she was issued a ticket for \$127.00, and the officer said several complaints had been received regarding people speeding through that area. Ms. King said she asked if she were speeding, and the officer said no, but she did drive around the barricades. Ms. King told the officer the barricades were pulled apart, and the officer replied that the road was closed.

Ms. King said she lives on the Kansas City side and was heading south into Gladstone, and was issued a ticket right at the line. Ms. King said one can drive all around in Kansas City and see signs still up, even after the projects are done. Ms. King said the City of Gladstone issued a notice to the public that the road would be closed through November 2011, and she has a picture of the sign at the project that shows the anticipated date of November 2011. Ms. King said the City of Gladstone also posted on Facebook that the project would be done the first week in December. Ms. King said the officer informed her she was not speeding, and he was sorry, but he just doing his job, and the road would be open the next week. Ms. King stated according to Gladstone, once a road is asphalted, within 24 hours, one is allowed to drive on it. Ms. King said, according to the State of Missouri, a barricade is designed for protection, and it is a road closed, no through street. The barricades should have been closed, and have been closed during the entire time of the project. Ms. King says she knows this, because she has had the pain and the agony of either driving around on North Oak or down I-69 Highway.

Ms. King stated that according to the contractor there were over 30 tickets issued in one hour at \$127.00 each. That is over \$3,000 of revenue generated in a poor economy, and at Christmas time. Ms. King said she understands that traffic tickets are issued to generate revenue – that is obvious – but she feels there are more appropriate places to give out tickets. That was an easy target. According to neighbors, friends and on Facebook, in order to issue over 30 tickets in an hour, there was more than one policeman there. Why not close the barricade and say you cannot go through? There was nothing unsafe about it at all. Ms. King said she was at this meeting for a purpose and a meaning, and could care less that she has to pay the ticket. It is not about the ticket.

Mayor McCullough thanked Ms. King for bringing this to the Council's attention, and said he would like to have one of the City's staff follow up with her, especially regarding the process and procedures relative to keeping road closure signs in place as appropriate and would be necessary to indicate to people to stay off the road, and work through if there was a problem, and that it will be taken into consideration.

Ms. King said her concern was not over the road being closed – it was finished. Her concern is that there over 30 tickets issued, and according to her State Representative's office, if that is true, and she tried to contact someone with the Police Department to get a number of tickets that were issued, it would be a class action lawsuit.

Mayor McCullough said the issue would be looked into to try and obtain additional information.

Pat Muldoon, 7005 North Agnes, Mr. Muldoon said he and his wife have lived at this address for the past 18 ½ years. Mr. Muldoon said he would like to commend the Water Department for their outstanding public policy statement on the website, which, after his discussion with members of the Water Department last Monday, was revised slightly to bring it more in line with actuality. It did read, in part, "during the summer months, the City bills your sewer charges based upon your average usage from the month of December through March". Mr. Muldoon stated he discovered that is not actually what happens. It has been changed to what actually happens, and now reads in part, "during the summer months, the City bills your sewer charges based on the average usage billed in the months of December and March". Mr. Muldoon said another paragraph was added to further clarify that says in part, "these are the bills that are due in January through April".

Mr. Muldoon stated it goes on to say as before in part, "no matter how much water you consume by watering your lawns or washing your car, your sewer rate will not be affected". Mr. Muldoon said this is still misleading. Just before New Year's, he received his bill that will be withdrawn from his account in January. It was for usage from October 7 through December 7. It is true the billing date was December 23, but the water used was mostly for October and November. With the droughty weather, they used a little bit more water in October; in fact, they used 35,000 gallons of water during that period. As explained by the Water Department staff, the bill date is December, so that's a new winter average, and his sewer charge is based on the 35,000 gallons, and amounted to a couple of hundred dollars for just the two of them.

Mr. Muldoon continued by saying that his records show average usage for December 2010 through March 2011 was 8,000 gallons; so apparently, they put 27,000 gallons of water on their lawn in October. It is bad enough to be charged for that for that period, but since it starts a new billing cycle, they will be charged the 27,000 gallons for the rest of the year, every billing period. In total, Kansas City will get a windfall sewer charge of 162,000 gallons from just him and his wife. This never entered the sewer system. Mr. Muldoon said that the current wording is clearer, and with some effort on the part of constituents, they can figure out when they should water and when they should not water.

Mr. Muldoon said he had the perfect solution for making it really clear. The message he suggested would begin mostly like it did before: "What is the winter average rate for sewer billing?" Mr. Muldoon would suggest the message would continue with: "Since flows through the sewer are not metered, sanitary sewer rates are based upon water usage. The City recognizes that during the summer months, residents commonly use water that does not flow back into the sanitary sewer. The City has defined the summer usage months as February through September. For these months, the City bills your sewer charges based upon your water usage for the months of October through January. To prevent the water you use on your yard from being included in

the sewer charge, **do not water your yard during the October through January period.** Watering your yard during the rest of the months of the year will not affect your sewer charge." Mr. Muldoon said you cannot get it any clearer than that. Mr. Muldoon continued by saying that, he and the rest of the constituents who watered their yards in October through November would really appreciate that yard water be backed out of our sewer bills that will be paid this January, March, May, July, September, and November.

Mayor McCullough thanked Mr. Muldoon for bringing forward this potential misunderstanding that has obviously created some confusion. The City is trying to make certain to accommodate all the changes that are to face our City with the sewer rate changes. We certainly don't want it to be any more disruptive than it already is, as a natural state. Mayor McCullough said he would appreciate it if City staff could help clarify this and perhaps correct anything that created the problem.

Terry Sharp, 3101 NE 70th Terrace, stated he was the President of the Northaven Homeowners' Association. Mr. Sharp said he was at this meeting to discuss the trees that border North Prospect and 70th Street. Many of the homeowners in his area believe that the Homeowners' Association owns the trees. They have explained to everyone that they do not own the trees – the pine trees that are dying along the intersection. There are 166 homes in their neighborhood, and 116 that are currently members of the Homeowners' Association. They have been working with the City for the last 16 months about trying to get the trees removed or taken care of in one manner or another. They did find out that notices were sent out across the City to multiple homeowners that their trees need to be taken care of. Mr. Sharp said he found out that is good until April of this year. Mr. Sharp said their concern is, according to City Ordinance, when homeowners have a notice, it should be taken care of in 60 days. After 16 months of working with the City to try to get this, they have many homeowners who are frustrated because they see that their trees will be affected as well, and the trees are dying very fast. Mr. Sharp said they would like to see the City Council push this issue more aggressively than waiting for April to come up, and then give the homeowners a 30-day notice to take care of them after that point. Mr. Sharp said he feels that is more than lenient, but it affects many of the homes in the Gladstone area. Mr. Sharp said he feels that certain individuals are allowed to prolong without taking care of this issue, and he feels this is one of those cases where the issue is being prolonged, and it affects everyone's homes and trees.

Mayor McCullough thanked Mr. Sharp, and said he had discussed this issue with Mr. Sharp a few times. Mayor McCullough asked Assistant City Manager Scott Wingerson to explain the process for this issue.

Assistant City Manager Wingerson replied that on the property adjacent to Northaven Gardens and south of Hy-Vee, there are several pine trees affected by the disease that is affecting over 300 trees in the nine square miles of Gladstone. When the magnitude of the problem was realized, as well as the impact on the overall urban landscape of Gladstone, the removal of 300 pine trees from our community is very significant. Staff thought it was important to eradicate the disease that was affecting the pine trees, and the only way to do that is to make sure which ones are dead. It is important to go through the winter period to see how many trees are affected so that they can be removed in the spring and summer in an effort to get rid of the disease itself in

perpetuity so it does not happen again. At the same time, there is a significant cost impact, not so much to Northaven Gardens, which is part of the scenario, but to the private property owners faced with a \$500 to \$1,500 bill to remove the tree and stump, and to properly dispose of it, so it does not affect other communities. It is a scale issue, which is the reason it is taking so long. As it relates to Northaven Gardens, staff worked with that property owner to donate the land to the Homeowners' Association. The property owner did agree to do that, and for whatever reason, which we respect, the Homeowners' Association chose not to accept the property, probably because of the cost of removing the pine trees and long-term maintenance into perpetuity. Part of the time frame is trying to achieve an agreeable solution, and after that failed, we then went back and understood the magnitude of the pine tree situation, and that is what took extra time. So, it is not the property owner getting extra time, it's the community getting extra time to cope with this bigger problem.

Mayor McCullough asked if there is a period of dormancy with the disease, that, perhaps, with the winter and going into spring, the disease has slowed down or is not spreading?

Building Official Alan Napoli replied that was correct. It is mostly active in June, July and August. After July, the trees begin to die. During the winter months they are dormant and there is not much going on. It is in the summer months that it becomes active, according to all the reading he has done on this issue.

Mayor McCullough asked for clarification if the disease was dormant and not spreading throughout the community.

Mr. Napoli replied that was correct. That is why this is being readdressed in April. This is not to say this will take care of everything. We may still need to reassess the entire City again next fall to see if more trees have been affected.

Mayor McCullough said as wide spread as this is, he feels that Mr. Sharp has a valid point in that we do need to be proactive in making sure that we are addressing this problem so it doesn't continue to spread at the rate that it has.

Mr. Sharp stated that pine trees really do not go dormant in the winter months, so if they are dead, they are dead, and will not come back in the spring.

Mayor McCullough thanked Mr. Sharp and explained that he was referring to the disease being dormant.

Mr. Sharp thanked the Mayor and City Council.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill stated in response to the comments about the water/sewer bills, and since we are looking at revising the verbiage, maybe one way to address the entire issue would

be to revise the verbiage that the sewer rates would apply to an average on winter usage, and instead of using the billing date for the usage, use that the meter readings from the months of December through February or March, so it is not including any time in October when residents may be watering their lawns. That may be one way to resolve this – the key is not the billing date, but the usage dates.

Finance Director Debra Daily stated when discussing addressing the usage months, that can be done, but there are two different sides of the City when billing, and so the usage months will be different for each side of the City. We do bill every month for water – one side of the City one month and the other side of the City the next month. It is not as simple as usage in one month, because it depends on when the customer is billed. There is a month lag time between each one of them.

Councilman Hill asked if the verbiage could then be that the average is based on the billing period that covers usage in two of the four months of, say, December, January, February and March. That way, both sides of the City would be covered, and we would not have to worry about one-half of the City being able to water their lawns and not the other side of the City.

Director Daily explained that the City is not doing anything differently than has been done over the last ten to twenty years. The fact that the rates have changed, gives this issue a lot more scrutiny. Director Daily said she totally understands the consternation of people. Director Daily said staff has been looking at how to approach this from a billing perspective, and meetings have been held over the last two to three weeks regarding concerns of the citizens. Staff works with individuals every day in relation to this issue. This is the average of two billings over four months. It is not just a single billing that would be considered in the average. If staff knows that the water customer has watered excessively, has new sod or so forth, that is taken into consideration and staff works with the customers. Director Daily said she apologized that this was not worded in detail; however, language is always included to please contact the City for more detailed information. Director Daily said she would definitely look at making that information more clear in the future.

Mayor McCullough asked if the burden might be eased as the City moves toward a monthly billing.

Director Daily replied that a monthly billing would definitely improve this issue, because with the bi-monthly billing, everyone is being billed for a specific month. With the two different sides of the City, there are two different billing cycles, so everyone is not the same, which is a concern with people, because they don't feel that they are being treated the same, depending on where they live. This was a dryer summer and people did water later, and with the new sewer cost, it came into play more prevalently than it might have in the past.

Mayor McCullough asked for clarification if we do have the ability to work through an instance where the billing was unfortunately high and try to take some corrective measures on that.

Director Daily replied yes.

City Manager Kirk Davis asked Mayor McCullough if by "corrective measures" he meant correcting the language or adjusting the billing cycles?

Mayor McCullough replied that he did not believe it is practical to anticipate the billing being corrected as long as we are on the bi-monthly billing, but on a case-by-case basis, assess if the usage was for watering the lawn, and possibly review the usage on an individual basis. Mayor McCullough suggested he did not know how practical that would be, as he does not know how widespread watering the lawns was in October and November.

Director Daily stated that what is excessive for one may not be for another – the ruler does not necessarily apply equally to the next person, which is why we have a standard to which we adhere. There are always exceptions to every rule, but we need to be very careful how those are applied, because someone's horrible water bill may be \$20 over what it usually is, and someone else may have a water bill that is \$300 over what it usually is.

Mayor McCullough replied that he understood that where to make that determination gets complicated.

Councilmember Jean Moore had no comments at this time.

Mayor Pro Tem Carol Suter offered kudos to the Community Center staff. Mayor Pro Tem Suter said she always loves to report that almost every time she has direct contact with the front-line staff for the City, it is a wonderful experience. Mayor Pro Tem Suter said she was at the Community Center to swim, and she had a question about the on-line schedule. The front desk person did not know the answer, but she found out, and a young man came out to the swimming pool to tell her the answer before she even finished her swim. Mayor Pro Tem Suter said this was superb customer service, which she very much appreciated.

Mayor Barry McCullough welcomed everyone back after a month's span since the last City Council meeting, and he wished everyone a Happy New Year!

Item 9, on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported that City Hall would be closed Monday for the Martin Luther King holiday, and City Hall will be open for business as usual on Tuesday morning.

Item 10, on the Agenda. **RESOLUTION R-12-8**, authorizing execution of a contract with Site Rite Construction Company, of Kansas City, Missouri, for the emergency installation of stormwater system improvements, in the total amount not to exceed \$33,080.00, for the Old Pike Stormwater Improvements Project CP1250.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-8**, authorizing execution of a contract with Site Rite Construction Company, of Kansas City, Missouri, for the emergency installation of stormwater system improvements, in the total amount not to exceed \$33,080.00, for the Old Pike Stormwater Improvements Project CP1250. Councilmember Jean Moore

seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 11. on the Agenda. **RESOLUTION R-12-9**, ratifying and approving the purchase of a tract of land located at 605 Northeast 70th Street.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-9**, ratifying and approving the purchase of a tract of land located at 605 Northeast 70th Street. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 12. on the Agenda. **RESOLUTION R-12-10**, approving the settlement agreement with Clay County, Missouri, for payment of Road and Bridge Fund arrearages for calendar years 2008, 2009, 2010, and 2011, and prospective payments of Road and Bridge revenues beginning in January of 2013.

Mayor Pro Tem Carol Suter said she gleefully wished to make a motion to adopt **RESOLUTION R-12-10**, approving the settlement agreement with Clay County, Missouri, for payment of Road and Bridge Fund arrearages for calendar years 2008, 2009, 2010, and 2011, and prospective payments of Road and Bridge revenues beginning in January of 2013.

Mayor Pro Tem Suter said this issue has been on the agenda since day one, when she took her seat on the City Council, and she is glad to finally see it resolved.

Councilmember Jean Moore seconded.

Mayor McCullough said he wished to echo Mayor Pro Tem Suter's remarks, and said he has babysat this issue for two and one years and will be glad to see it done.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 13. on the Agenda. **OTHER BUSINESS.**

There was no other business.

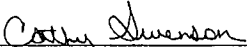
Item 14. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no members of the media present.

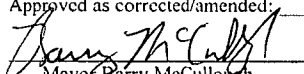
Item 15. on the Agenda. ADJOURNMENT.

There being no further business to come before the January 9, 2012, 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



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JANUARY 23, 2012**

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the Regular January 9, 2012, City Council Meeting Minutes.**
- 5. PRESENTATION OF MAYOR'S CHRISTMAS TREE LIGHTING FUND CHECKS TO:**
 - Ikey Harris for the Northland Christmas Store in the amount of \$9,443.00.
 - Art Hammen for Gladstone Neighbors Helping Neighbors in the amount of \$2,441.00.
 - Parks and Recreation Director Sheila Lillis for the Get Kids Connected Scholarship Fund in the amount of \$2,666.00.
 - Katie Cramer-Eck for Hillcrest Transitional Housing in the amount of \$350.00.
- 6. CITIZEN COMMENDATION PRESENTATIONS BY PUBLIC SAFETY TO LUKE R. WHITLEY AND JARED RAVENSCROFT.**

7. CONSENT AGENDA

RESOLUTION R-12-11, authorizing acceptance of work under contract with Superior Bowen Asphalt Company, LLC, for the 2011 Mill and Overlay Project; and authorizing final payment in the amount of \$500.00 for Project TP1106.

RESOLUTION R-12-12, authorizing acceptance of work under contract with Linaweaver Construction, Incorporated, for the Shady Lane at Wayne Storm Drainage; and authorizing final payment in the amount of \$7,850.17.

RESOLUTION R-12-13, accepting Temporary and Permanent Construction Easements in conjunction with the Old Pike Road Stormwater Improvements Project.

BUILDING PERMIT for the installation of an antenna for T-Mobile on an existing monopole at the Gladstone Water Treatment Plant, 913 NW 44th Terrace.

REGULAR AGENDA

8. **Communications from the Audience.**

9. **Communications from the City Council.**

10. **Communications from the City Manager.**

11. **RESOLUTION R-12-14**, authorizing execution of a contract with Larrison Construction, Incorporated, in the total amount not to exceed \$182,984.00 for the Public Works Storage Facility Project.

12. **RESOLUTION R-12-15**, authorizing execution of a contract with Linaweaver Construction, Incorporated in the total amount not to exceed \$788,560.75 for the 24 Inch Transmission Main Upgrades Project.

13. **RESOLUTION R-12-16**, authorizing 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.

14. **RESOLUTION R-12-17**, authorizing execution of a contract with Playworld Systems, Incorporated, in the total amount not to exceed \$133,820.00 for the Central Park Playground and Shelter; Project CP1253.

15. **FIRST READING BILL NO. 12-1**, revising Water and Sewer Utility Regulations for the City of Gladstone, Missouri, and amending all prior Ordinances inconsistent therewith particularly Ordinance Numbers 1.693 and, 2.615, 2.858, 3.082, 3.555, 3.755, 3. 948, and 4.116

16. Other Business.

17. Questions from the News Media.

18. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JANUARY 23, 2012**

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

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the Regular January 23, 2012, 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 JANUARY 9, 2012, CITY COUNCIL MEETING MINUTES.

Councilman Brian Hill moved to approve the **REGULAR JANUARY 9, 2012, CITY COUNCIL MEETING MINUTES** as presented. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 5. on the Agenda. PRESENTATION OF MAYOR'S CHRISTMAS TREE LIGHTING FUND CHECKS TO:

Mayor McCullough invited Ikey Harris, Chairman of the Northland Christmas Store, to join him at the Council dais, where he presented to Ms. Harris a check in the amount of \$9,443.00, and thanked her for all the good work she does with the Northland Christmas Store.

Ms. Harris thanked the Mayor and the City Council, and said she had very much appreciated the support of the City over the years. This year, the Northland Christmas Store served 780 families.

Mayor McCullough invited Art Hammen, Executive Director of Gladstone Neighbors Helping Neighbors to join him at the Council dais, where he presented to Mr. Hammen a check in the amount of \$2,441.00, and thanked him for all the good work he does for the community.

Mr. Hammen said on behalf of all the Gladstone residents who will benefit from this donation, he wished to offer special thanks to the Mayor and members of the City Council.

Mayor McCullough invited Parks and Recreation Director Sheila Lillis to join him at the Council dais, where he presented to Director Lillis a check in the amount of \$2,666.00 for the Gladstone Parks and Recreation Get Kids Connected Scholarship Fund, and thanked her and her department for their good work with this program.

Director Lillis remarked that this program helps children who apply for scholarships for the youth sports programs, and swim programs, such as swim lessons, and family swimming at the outdoor pool. This year, there were 25 to 30 requests, and staff tries very hard to not turn anyone away, who is eligible, and they try to find some kind of funding. This contribution will help with this challenge. Director Lillis thanked the Mayor and City Council.

Mayor McCullough invited Katie Cramer-Eck to join him at the Council dais, where he presented to Ms. Cramer-Eck a check in the amount of \$350.00 for Hillcrest Transitional Housing, and thanked her for all she does for our community.

Ms. Cramer-Eck thanked the Mayor and City Council, and said that Hillcrest helps homeless families, and families at high risk in Clay County area. Ms. Cramer-Eck said she works with the North Kansas City School District in identifying families in need in the district. Mayor McCullough and his wife, Anita, are budget counselors for the program, and give their time and their hearts to the families that are served.

Mayor McCullough thanked all the recipients, and said it was an honor to see all the participation and engagement that the Mayor's Christmas Tree Fund generates, and all the involvement in giving to such worthy causes.

Item 6. on the Agenda. CITIZEN COMMENDATION PRESENTATIONS BY PUBLIC SAFETY TO LUKE R. WHITLEY AND JARED RAVENSCROFT.

Mayor McCullough invited Public Safety Director Mike Hasty to step forward to present the Citizen Commendations to Luke R. Whitley and Jared Ravenscroft.

Public Safety Director Hasty invited Mr. Whitley, Mr. Ravenscroft and his family, and Police Officer Austin Reiter to join him in front of the Council Chambers. Director Hasty introduced those who joined him as follows: Jared Ravenscroft, Luke Whitley, Sherry Ravenscroft, Josh Ravenscroft, Robert Ravenscroft and Officer Reiter.

Director Hasty reported that the Public Safety Department provides citizen instruction in CPR (cardiopulmonary resuscitation) through the Fire/EMS (Emergency Medical Services) Division. This instruction is provided twice per month - once at Fire Station Number 2 and once at the Community Center. Director Hasty said this is such a vital part of the City's EMS delivery that staff is looking at ways to expand the program. This is a perfect example where this came into play, because the knowledge of CPR by the citizens of our community is so important, and Mr. Whitley demonstrated that on the night of October 31, 2011.

Mr. Whitley was summoned to the Ravenscroft home, his neighbors, by Mrs. Sherry Ravenscroft, who had found her husband had experienced cardiac arrest. Mrs. Ravenscroft asked her son, Jared, to go next door to get help, and she engaged the 911 system to summon Emergency Medical Services. While that was going on, Mr. Whitley, who knew how to perform CPR, found Mr. Ravenscroft and put him in the proper position to start to perform CPR.

Director Hasty stated that part of the City's EMS delivery, includes the officers in the field responding to these types of EMS calls, and Officer Reiter was close by and was able to respond and pick up the CPR from that point. When paramedics and firefighters arrived at the scene, they began engaging advance life support procedures. Before they left the scene, Mr. Ravenscroft had a measurable pulse and started spontaneous respiration. He was admitted to the hospital and is present at this meeting. Director Hasty read and presented Citizen Commendations to Luke R. Whitley and Jared Ravenscroft. Director Hasty stated that Officer Reiter had also been recognized internally with a Certificate of Commendation, and said he was very proud of Officer Reiter's efforts. Director Hasty offered congratulations and good job to Mr. Whitley and Mr. Ravenscroft.

Mayor McCullough presented Missouri House of Representatives Resolutions to Mr. Whitley and Mr. Ravenscroft on behalf of Missouri State Representative Jerry Nolte. These Resolutions recognized their actions on the evening of October 31, 2011. Mayor McCullough thanked Mr. Whitley and Mr. Ravenscroft, and said their actions make us all proud.

Mr. Whitley commented that Bob (Ravenscroft) is a miracle, and he is so glad to have him as a neighbor. The Adams, the Bonavillias, the Ravenscrofts and he are a close family of friends. Mr. Whitley said he is so glad that Bob is okay and still with our community.

Sherry Ravenscroft said she could not express what the crew did in not giving up on Bob. He had an equivalent of 7,000 compressions, between Luke starting and the crew who finished. They did not give up. They worked on him between 30 and 45 minutes. Ms. Ravenscroft said she could not thank them enough for that.

Mayor McCullough offered thanks to the group and said he and the Council are very proud of them, and were glad they were present this evening.

Note: As there were many guests in the audience for this presentation, Mayor McCullough allowed a break in the meeting for anyone who wished to leave before continuing with the meeting Agenda items.

Item 7. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Mayor Pro Tem Carol Suter moved to accept the Consent Agenda as presented. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-11**, authorizing acceptance of work under contract with Superior Bowen Asphalt Company, LLC, for the 2011 Mill and Overlay Project; and authorizing final payment in the amount of \$500.00 for Project TP1106. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-12**, authorizing acceptance of work under contract with Linaweaver Construction, Incorporated, for the Shady Lane at Wayne Storm Drainage; and authorizing final payment in the amount of \$7,850.17. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-13**, accepting Temporary and Permanent Construction Easements in conjunction with the Old Pike Road Stormwater Improvements Project. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve a **BUILDING PERMIT** for the installation of an antenna for T-Mobile on an existing monopole at the Gladstone Water Treatment Plant, 913 NW 44th Terrace. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 8. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

Anne Alexander, 3121 NE 59 Terrace, stated it was nice to come in and see a crowd like there was present this evening, and they are not mad about something. Ms. Alexander said she was

present this evening to support Mr. Whitley, who is in her business luncheon group. Ms. Alexander thanked the Mayor and Council for a pleasant meeting.

Don Mason, 3700 NE 76th Terrace, began by saying he had a nice little thing to discuss, which is our sewer rates, and he knows from experience that every time Gladstone does any business with Kansas City, we cannot get away without their high prices. Mr. Mason said when he first moved here, the water rates and the sewer rates were exactly the same. Now, they are \$8.00 for every thousand gallons used. To him that is ridiculous because he knows it does not cost that much to produce or to clean up the waste. Mr. Mason said he would like to know what the other cities are paying that go through Kansas City, because we do have to send our waste to Kansas City. What can we do to see what their rates are, and if they are the same as ours, and why should we pay for their infrastructure, because their sewer lines are deteriorating and they have been ordered to spend over one billion dollars to fix it. Why should we fix theirs, when they don't help us fix ours. Mr. Mason asked the Council if they had any questions they wished to ask him.

Mayor McCullough replied that the City has been asking those same questions, and we are in a collaborative effort working with the City of Liberty, who also shares the same situation, looking at facts and assessing the rates, and trying to validate what the rates are that we should be paying.

Mr. Mason inquired into the rates that the Kansas City citizens pay.

Mayor McCullough said he did not have an answer to that this evening.

Mr. Mason said that we need to find out, and why we are getting charged more than what they are. Mr. Mason said at one time, the City Council wanted to build a sewer plant, but Gladstone did not do it. It would have been built by the water treatment plant, and if we had done that, we would not be in this situation. Mr. Mason said he has received calls, because people know he used to work for the City for 30 years, and they want to know why their sewer rate has doubled. Mr. Mason said that was all he had to say.

Mayor McCullough thanked Mr. Mason for his comments.

Item 9. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill had no comments at this time.

Councilmember Jean Moore stated she has had the opportunity on two occasions to take the CPR class offered by Public Safety, and every time she goes there, she thinks everyone should do it. It is such a worthwhile opportunity, and the fact that our City offers it free to our residents, it is truly something that all of us should do every year. Councilmember Moore encouraged anyone thinking about this to go forth and do it. It is one evening of one's time, and we witnessed this evening that it could make a difference in someone's life for always. It is a great program.

Mayor Pro Tem Carol Suter said she had a conversation the other day with someone who asked what makes Gladstone different from other neighborhoods in the metro area. Tonight is a perfect example of when so many people in America do not want to be involved in anybody else's anything, to find citizens who are willing to take the risk and put themselves in the position to help someone else is really gratifying.

Mayor Pro Tem Suter said she wished to pass on kudos to the Public Works Department. She had a nice encounter with a citizen today, who said her grandfather, a long time plumber from Kansas City, whose granddaughter bought a house here and was having a problem with the sewer line, said his immediate assumption was that he needed to call the "powers that be" before he tried to contact City staff. That was his experience with where he is from of what it takes to get any response from Public Works. Mayor Pro Tem Suter gave him the number to call, and told him, to calm his anxiety, to call her back if he was not satisfied, and then she would see if there was anything he needed from her, but she surely knew he did not need anything from her. Sure enough, he called, and someone came out immediately and assessed the situation and explained it all to him, and mapped it out. The gentleman called Mayor Pro Tem Suter back later, and said that part was all resolved, and he received the answers he needed. They needed to work with a neighbor to solve the problem. It was nice to hear from someone whose whole life's experience was that "you never get any help from public services", and who came to Gladstone and received immediate service that satisfied him completely. Mayor Pro Tem Suter offered kudos to staff.

Mayor Barry McCullough read a letter he received this week concerning CPR for Gladstone residents as follows:

Dear Mayor McCullough & City Council members:

Last week we had an incident at our home with our six-week old great grandson. His mother was bathing him when she came rushing in to say he wasn't breathing. No one in our home knew CPR. We managed to get him breathing again and had Great Grandpa call 911 while we were working with him. The Gladstone Fire Department was there in record time (I was told three minutes from dispatch to our home). Thanks to Captain Brent Friday and his crew (a Kansas City crew from North Oak Trafficway also responded as back up and ambulance transportation, but, unfortunately, I don't know names).

While they were in my home, I expressed a desire to get educated in CPR. I was told that Captain Friday was having a class the next night. My granddaughter, my husband, the babysitter, and I all went for the class. I understand this is a City Council project. Thank you for offering this to our community. I am recommending this to others.

Although I hope to never face a situation like this again, I do feel prepared to do all I can do.

*Very truly yours,
Kathy Scott*

Mayor McCullough said this drives it home. We hope we never have that opportunity. Mayor McCullough said he has had the CPR training repeatedly, and may be past due to take it again. Mayor McCullough said we never know when that opportunity could be there, and it is a split second, and we need to be able to perform like these young men here with us this evening did.

Item 10. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis expressed congratulations and kudos to former Councilman and Mayor Les Smith who received the Joe Wally Award the other night from the Gladstone Area Chamber of Commerce. This award recognized all of his efforts throughout the community over a long period of time. City Manager Davis offered again his congratulations to former Councilman and Mayor Les Smith.

Item 11. on the Agenda. **RESOLUTION R-12-14**, authorizing execution of a contract with Larrison Construction, Incorporated, in the total amount not to exceed \$182,984.00 for the Public Works Storage Facility Project.

Councilmember Jean Moore moved to adopt **RESOLUTION R-12-14**, authorizing execution of a contract with Larrison Construction, Incorporated, in the total amount not to exceed \$182,984.00 for the Public Works Storage Facility Project. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 12. on the Agenda. **RESOLUTION R-12-15**, authorizing execution of a contract with Linaweaver Construction, Incorporated in the total amount not to exceed \$788,560.75 for the 24-Inch Transmission Main Upgrades Project.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-15**, authorizing execution of a contract with Linaweaver Construction, Incorporated in the total amount not to exceed \$788,560.75 for the 24-Inch Transmission Main Upgrades Project. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 13. on the Agenda. **RESOLUTION R-12-16**, authorizing 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.

Councilmember Jean Moore moved to adopt **RESOLUTION R-12-16**, authorizing 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. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 14. on the Agenda. **RESOLUTION R-12-17**, authorizing execution of a contract with Playworld Systems, Incorporated, in the total amount not to exceed \$133,820.00 for the Central Park Playground and Shelter; Project CP1253.

Councilmember Jean Moore moved to adopt **RESOLUTION R-12-17**, authorizing execution of a contract with Playworld Systems, Incorporated, in the total amount not to exceed \$133,820.00 for the Central Park Playground and Shelter; Project CP1253. Councilman Bill Garnos seconded.

Mayor Pro Tem Suter stated her appreciation for the neighbors in this area who have put up with a lot as we were all excited about the building of the Community Center. It has been a great addition to the community, but it really was an inconvenience, and robbed some of the local amenities that used to exist in that park area for the local neighborhood. Mayor Pro Tem Suter said she was sure they are quite excited to see this project going, and she is delighted to see that we are going back to replacing amenities for them.

Mayor McCullough said it will certainly round out the area.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 15. on the Agenda. **FIRST READING BILL NO. 12-1**, revising Water and Sewer Utility Regulations for the City of Gladstone, Missouri, and amending all prior Ordinances inconsistent therewith particularly Ordinance Numbers 1.693 and, 2.615, 2.858, 3.082, 3.555, 3.755, 3. 948, and 4.116

Mayor Pro Tem Carol Suter moved to place **Bill 12-1** on its First Reading. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, 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 12-1**, Waive the Rule and place the Bill on its Second and Final Reading. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, 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 12-1**, and to enact the Bill as **Ordinance 4.204**. Councilmember Jean Moore seconded.

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

Item 16. on the Agenda. **OTHER BUSINESS.**

There was no other business.

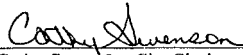
Item 17. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

There were no questions from the news media.


Item 18. on the Agenda. ADJOURNMENT.

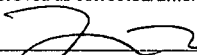
There being no further business to come before the January 23, 2012, Gladstone Regular City Council Meeting, Mayor Barry McCullough adjourned the meeting.

Respectfully submitted:



Cathy Swenson, City Clerk

Approved as submitted: 
Approved as corrected/amended: ____



Mayor Barry McCullough



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 13, 2012**

The City Council will meet in Closed Executive Session at 5:30 PM, on Monday, February 13, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:15 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the Regular January 23, 2012, City Council Meeting Minutes.

5. CONSENT AGENDA.

RESOLUTION R-12-18, authorizing acceptance of a proposal from Shawnee Mission Ford for the purchase of a 2012 Transit Connect Van for the net purchase amount of \$23,479.00.

RESOLUTION R-12-19, accepting Temporary and Permanent Construction Easements in conjunction with the Northeast 67th Street and North Woodland Avenue Drainage Improvement Project.

BUILDING PERMIT: for installation and replacement of antennas on the Antioch Water Tower. Owner: City of Gladstone. Applicant: CLS Group.

BUILDING PERMIT: for installation and replacement of antennas on the Linden Water Tower. Owner: City of Gladstone. Applicant: CLS Group.

Approval of a Class "AR & B" Liquor by the Drink With Sunday Sales License to Suzie Q's Smokehouse LLC, dba Suzie Q's Smokehouse, 6221 North Chestnut Avenue. Managing Officer: Sue Knoblauch.

APPROVAL OF LIMITED ONE-DAY LIQUOR BY THE DRINK LICENSE to Oakhill Day School, 7019 North Cherry, for the annual auction event to be held on Saturday, March 3, 2012. Hours: 6:00 PM - 11:59 PM. Managing Officer: Sarah Jane Van Duser.

APPROVAL OF THE DECEMBER FINANCIAL REPORT.

REGULAR AGENDA

- 6. Communications from the Audience.**
- 7. Communications from the City Council.**
- 8. Communications from the City Manager.**
- 9. FIRST READING BILL 12-2**, amending Title IX of the City Code by repealing Chapter 2800, Abatement of Dangerous Buildings, and enacting in lieu thereof a new Chapter 2800, Abatement of Dangerous Buildings, which includes establishment of a Building Commission.
- 10. RESOLUTION 12-20**, amending or adopting the 2012 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.
- 11. Other Business.**
- 12. Questions from the News Media.**
- 13. Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 13, 2012**

**ADJOURNMENT TO CLOSED EXECUTIVE SESSION
5:30 PM**

Mayor Barry McCullough opened the City Council Meeting to adjourn to a Closed Executive Session on February 13, 2012, at 5:30 PM. Councilmember Jean Moore 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 610.021(3) for Personnel Discussion. Mayor Barry McCullough seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilmember Jean Moore, and Mayor Barry McCullough. (3-0).

Mayor Pro Tem Carol Suter and Councilman Brian Hill were also present at the Closed Executive Session.

Mayor Barry McCullough adjourned the Closed Executive Session.

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

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the Regular February 13, 2012, 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 JANUARY 23, 2012, CITY COUNCIL MEETING MINUTES.**

Councilmember Jean Moore moved to approve the **REGULAR JANUARY 23, 2012, CITY COUNCIL MEETING MINUTES** as presented. Councilman Brian Hill seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 5. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Mayor Pro Tem Carol Suter moved to accept the Consent Agenda as presented. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-18**, authorizing acceptance of a proposal from Shawnee Mission Ford for the purchase of a 2012 Transit Connect Van for the net purchase amount of \$23,479.00. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-19**, accepting Temporary and Permanent Construction Easements in conjunction with the Northeast 67th Street and North Woodland Avenue Drainage Improvement Project. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve a **BUILDING PERMIT**: for installation and replacement of antennas on the Antioch Water Tower. Owner: City of Gladstone. Applicant: CLS Group. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve a **BUILDING PERMIT**: for installation and replacement of antennas on the Linden Water Tower. Owner: City of Gladstone. Applicant: CLS Group. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill

Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve a **Class "AR & B" Liquor by the Drink With Sunday Sales License** to Suzie Q's Smokehouse LLC, dba Suzie Q's Smokehouse, 6221 North Chestnut Avenue. Managing Officer: Sue Knoblauch. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve a **LIMITED ONE-DAY LIQUOR BY THE DRINK LICENSE** to Oakhill Day School, 7019 North Cherry, for the annual auction event to be held on Saturday, March 3, 2012. Hours: 6:00 PM - 11:59 PM. Managing Officer: Sarah Jane Van Duser. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

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

Item 6. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

There were no communications from the audience.

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

Councilman Bill Garnos stated that the Council has been working on an out-reach program with the community, and beginning a week from Wednesday, there will be a "Coffee with Council", where no more than two Council members will be meeting with members of the community over coffee to discuss community issues. This will be held at Starpoint Café at 10:00 AM, on Wednesday, February 22. Councilman Garnos said he has the privilege of doing the first one, along with Mayor Pro Tem Suter.

Councilman Brian Hill had no comments at this time.

Councilmember Jean Moore had no comments at this time.

Mayor Pro Tem Carol Suter said she had been at a number of meetings in the last few weeks, where a number of interesting things were discussed. Some numbers came to her attention that she wished to share. From the builders' development group, EDC, and their neighborhood study, there is number that says that 58 percent of Gladstone residents have moved here since the year 2000. That is a big number. According to the 2010 census, in the last ten years, the percentage of Hispanic residents in Gladstone has increased by 97 percent. In the last ten years, the percentage of African American residents in Gladstone has increased by 141 percent. The number of people age 65 and older has increased 7 percent. The number of married couples with

children has declined by 21 percent in our community in the last ten years. Households headed by single women with children have increased 12 percent in Gladstone.

Mayor Pro Tem Suter said she feels Gladstone has probably changed more in the past ten years than maybe at any other time in its history, and that rate of change is probably not going to slow down. Mayor Pro Tem Suter said she and Building Official Alan Napoli attended a First Tier Suburbs meeting, where the Mid America Regional Council (MARC) had a fantastic analysis of First Tier Suburbs and the changing demographics, which included what kinds of jobs there are in a community, what kind of work people in the community do, education levels, and all kinds of information. They also have this information available for every city.

Mayor Pro Tem Suter said she felt it would be a good exercise to take advantage of the ten-year census, and invite MARC to give a presentation at one of our City Council Open Study Sessions, and she would like for all the City's Boards and Commission members to be invited to learn how our community is changing. Mayor Pro Tem Suter stated she was at a Northland Chamber meeting where the City of Kansas City Planning Department was discussing their plan for the Nashua/Gashland area, which is basically from the northern edge of Gladstone to Highway I-435, and across to Highway I-29. That section of Kansas City, Missouri is anticipating population growth in the next 30 years of 75,000 to 130,000 people. The changes that are going to come to this part of the universe are just huge, and learning more about these facts and figures will help us know how to better serve our community.

Mayor Barry McCullough offered Kudos to the folks who take care of the snow removal. He received several compliments. One citizen even called him to thank him for the snow removal. The citizen said he knew where the city boundaries were!

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported that City Hall would be closed Monday for the Presidents' Day holiday, and City Hall will be open for business as usual on Tuesday morning.

Item 9. on the Agenda. **FIRST READING BILL 12-2**, amending Title IX of the City Code by repealing Chapter 2800, Abatement of Dangerous Buildings, and enacting in lieu thereof a new Chapter 2800, Abatement of Dangerous Buildings, which includes establishment of a Building Commission.

Councilman Brian Hill moved to place **Bill 12-2** on its First Reading. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter, and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Councilman Brian Hill moved to accept the First Reading of **Bill 12-2**, Waive the Rule and place the Bill on its Second and Final Reading. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter, and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Councilman Brian Hill moved to accept the Second and Final Reading of **Bill 12-2**, and to enact the Bill as **Ordinance 4.205**. Mayor Pro Tem Carol Suter seconded.

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

Item 10. on the Agenda. **RESOLUTION 12-20**, amending or adopting the 2012 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.

City Manager Davis asked if he might present his comments before the City Council considered action on Resolution 12-20. The City Council deals with three budgets in a year: the annual budget, the re-appropriations budget, and the mid-year budget. Each time there are adjustments, and the last one is the basis for the next one. This is the basis for the annual budget, which the City Council will be considering this spring. The budget was set conservatively due to a recessionary economy, and despite the fact that a number of adjustments were made all of the funds being presented are balanced. Costs continue to increase from current levels for things like, personnel, fuel, operational issues like electricity, supplies, technology, postage, and we are trying to catch up on capital and fleet replacement programs. That impact is seen in this mid-year budget. Although a balanced mid-year budget is presented, we must continue to encourage and seek additional program efficiencies, revenue enhancement, and new investment in our community. We have to be fiscally prudent as we move forward, yet we cannot lose sight of all of these objectives.

City Manager Davis said that in the General Fund, overall, the total operating revenue projection of \$16,304,063 will increase by \$244,081, and accounting adjustments will increase total revenue by \$374,081. An example of an accounting adjustment might be Gladstone on the Move, who said to set aside \$30,000 per year for an ambulance. That has been done out of property tax revenue every year. This is the fifth year, and we bought an ambulance. The money was in savings, but it has to be brought from savings into the General Fund, which is a credit, and then it is paid out when the ambulance is bought, which is a debit to expenses, which raises the budget \$150,000, because that is the cost of an ambulance, even though we have the money. There is roughly \$300,000 in accounting adjustments. Total revenue receipts increased \$618,000 and expenditures increased \$615,000, with about \$300,000 of that in accounting entries.

City Manager Davis said he was pleased to say that sales tax is up about \$100,000, which is the first time we have seen this kind of increase at mid-year in some time. This may be an indication that the economy is starting to turn around. Intergovernmental revenue increased \$80,000. Charges for services are projected to increase by \$53,000. After subtracting the required accounting adjustments, \$241,111 is the actual expenditure increase, and of that \$34,500 is for personnel, and \$128,000 is for operations and capital. There were some increases for the cost of insurance (\$26,000), electricity (\$25,000, and fuel (\$15,000). The \$128,000 operational increases include \$19,500 for fire station upgrades. This is Antioch Station #2. These upgrades

were needed and had not been done for about 20 years. It is a lot better environment there now. Funds in the amount of \$30,000 are budgeted for recreation programs, which are offset by revenue increases, so it balances. Funds in the amount of \$30,000 were budgeted for an additional police car. As revenues are up a little bit, we are able catch up the fleet that was deferred the past three or four years. Funds in the amount of \$27,300 are budgeted for historic preservation, which is primarily for the cemetery, which is head stone restoration, locating graves and so forth. Funds in the amount of \$10,000 are budgeted for repairs for Public Safety vehicles. We have three aging Crown Victoria vehicles that we need to keep in service until we catch up. The garage budget had to be increased a little bit, because the repairs are fairly significant to keep those cars running, and they are used on the street.

City Manager Davis continued by saying that personnel increases are \$34,500, and include a person who will eventually be the curator at the Farm, and as the Council knows, we are awaiting the approval of tax credits. Once those tax credits are approved, we can begin the process of making the museum ready, and we need someone who is an expert in that field. City Manager Davis said he is suggesting since the tax credits have not yet been approved, that this person not be hired until May 1, as there is no point in hiring them now, if we do not yet have that approval. That is another Council communication, as we need to push for those tax credits as the Council mentioned in a Study Session. A couple of people are being moved from part time to full time; one in Public Works at the counter to help with customer service issues, and the other one would be a part time Court Clerk moving to full time. Over the last couple of years, our dockets have grown substantially, and we need some more time at the counter to reduce lines and to handle the number of tickets that are being processed through the Municipal Court. The General Fund is balanced, with a net income of about \$75,000 and exceeds the 20 percent required fund balance by \$4,558.

City Manager Davis stated in the Community Center Fund, which includes the outdoor pool, the outdoor pool needs painting, which is about a \$50,000 adjustment that needs to be made here at mid-year, that was not budgeted in the annual budget. We had intended to fund a family slide, but those bids came in at approximately \$220,000, and we had budgeted approximately \$105,000, based on engineers' estimates. That project is not yet moving forward. The painting does need to be done, and the revenues are such that we have an increase of about \$59,500. There is about the same amount of money in some small expenditures plus the \$50,000 for the painting.

City Manager Davis stated there is about \$890,000 total revenues in the Public Safety Sales Tax Fund, which includes the fund balance left over from last year, which was the first year of collections. We added that to the annual Public Safety Sales Tax, and we also increased that sales tax by roughly \$14,000, consistent with what was done in the General Fund. Expenditures are expected to increase by \$135,000 over the original budget of \$694,000. Those expenditures will be the Public Safety share for the storage facility at Public Works, which is \$100,000, defibrillators in the squad cars, which is \$26,000, and one additional police car for \$30,000. There is one police car in the General Fund and one in this fund, so there will be two squad cars purchased and added to the fleet replacement. The projected ending fund balance for the Public Safety Sales Tax Fund is about \$60,000.

City Manager Davis said the Capital Equipment Replacement Fund "CERF" was discussed at the Goal Setting Session, so he would like to give an update on this fund. When the City did the Certificates of Participation, we originally thought we would fund the Gladstone 18 Project and the senior bus with some of those bond proceeds, but he recommends using CERF money to do that. Some equipment for the Gladstone 18 Project will be leased with the debt service to be paid from CERF. There was about \$1.8 million in the fund to start, and there will be about \$1.8 million at the end of the day. Half of the storage shed is paid through Public Safety, and half will be paid through CERF. It is a \$200,000 building and demolition. The new fire truck that was purchased last year was financed at \$500,000, but the truck came in at \$542,000. There was some sustainability improvements added to the truck that made it appealing. That extra \$42,000 is coming out of CERF, which is a mid-year adjustment. The CERF Fund will provide \$50,000 to fund some Central Park improvements, to be paid back from future Capital Improvement Sales Tax revenues.

City Manager Davis moved to the Combined Waterworks and Sewerage System Fund budget by saying the adjustments are much smaller. We still have a balanced budget. There is an overall increase in budgeted expenses of \$24,500. This does not include a rate increase. In Water Production, we have an increase of \$7,500 for overtime in personnel. To counter this, \$5,000 was cut in personnel for overtime in Water Operations and Maintenance. Water Operations and Maintenance also requested an increase of \$10,000 for supplies to cover the increased costs related to the large number of water line breaks. Sewer Collection has increased the equipment repair line item by \$12,000 to cover the costs of needed repairs to the sewer vacuum truck. This is a balanced budget, which exceeds the 20 percent fund balance reserve requirement, and a net income of about \$1,000.

City Manager Davis said the City Council has a Resolution on tonight's agenda. City Manager Davis said he would be happy to answer any questions from the City Council, and said he would like to thank the Budget Team which includes Assistant City Manager Scott Wingerson, Finance Director Debra Daily, City Counselor Randall Thompson, Human Resources Administrator Charlene Leslie, and Financial Analyst Beth Saluzzi for all their help in putting together this mid-year budget, which has not been easy, but they have done a good job.

There were no questions from the City Council at this time.

Councilman Brian Hill moved to adopt **RESOLUTION 12-20**, amending or adopting the 2012 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. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 11. on the Agenda. **OTHER BUSINESS.**

There was no other business.

Item 12. on the Agenda.

QUESTIONS FROM THE NEWS MEDIA.

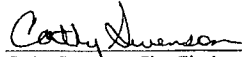
There were no members of the media present.

Item 13. on the Agenda.

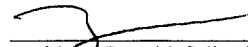
ADJOURNMENT.

There being no further business to come before the February 13, 2012, 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



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 27, 2012**

The City Council will meet in Closed Executive Session at 6:00 PM, on Monday, February 27, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the Regular February 13, 2012, City Council Meeting Minutes.

5. **CONSENT AGENDA**

RESOLUTION R-12-21, authorizing acceptance of a proposal from Landmark Dodge, for the purchase of two (2) 2012 Dodge Police Chargers for the total purchase amount of \$43,826.00.

RESOLUTION R-12-22, authorizing execution of a contract with A.T. Switzer Painting Company, in the total amount not to exceed \$42,571.00 for the Painting Outdoor Swimming Pool Project.

RESOLUTION R-12-23, authorizing acceptance of a proposal from Foremost Equipment, Rochester, New York, for the purchase of twenty (20) Zoll Plus Automatic External Defibrillators (AEDs) for the total purchase amount of \$25,000.00.

RESOLUTION R-12-24, accepting Temporary Construction and Permanent Drainage Easements in conjunction with the Northeast 76th Street Reconstruction Project.

APPROVAL OF A CHANGE IN LOCATION ONLY for End Zone II, LLC, which holds a Class AE Liquor by the Drink License, from 6420 North Prospect to 6583 North Oak Trafficway. Managing Officer: Donna L. Armstrong.

APPROVAL OF THE JANUARY FINANCIAL REPORT.

REGULAR AGENDA

6. **Communications from the Audience.**
7. **Communications from the City Council.**
8. **Communications from the City Manager.**

9. **FIRST READING BILL NO. 12-3**, allowing the "Show Me Green Sales Tax Holiday" to apply to the local sales taxes of the City of Gladstone between April 19 and April 25, 2012.
10. **FIRST READING BILL NO. 12-4**, an Ordinance to opt out of the State imposed Sales Tax Holiday, between August 3 and August 5, 2012.
11. Other Business.
12. Questions from the News Media.
13. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 27, 2012**

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

Councilmember Jean Moore opened the City Council Meeting to adjourn to a Closed Executive Session on February 27, 2012, at 6:00 PM. Councilman Brian Hill 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, and Councilmember Jean Moore. (3-0).

Mayor Barry McCullough was also present at the Closed Executive Session.

Mayor Barry McCullough adjourned the Closed Executive Session.

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

PRESENT: Mayor Barry McCullough
Councilmember Jean Moore
Councilman Brian Hill
Councilman Bill Garnos

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

ABSENT: Mayor Pro Tem Carol Suter

Item 2. on the Agenda. **ROLL CALL.**

Mayor Barry McCullough opened the Regular February 27, 2012, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all Council members were present, except for Mayor Pro Tem Carol Suter, who was on vacation.

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 FEBRUARY 13, 2012, CITY COUNCIL MEETING MINUTES.**

Councilman Brian Hill moved to approve the **REGULAR FEBRUARY 13, 2012, CITY COUNCIL MEETING MINUTES** as presented. Councilmember Jean Moore seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Item 5. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Councilman Brian Hill moved to accept the Consent Agenda as presented. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-21**, authorizing acceptance of a proposal from Landmark Dodge, for the purchase of two (2) 2012 Dodge Police Chargers for the total purchase amount of \$43,826.00. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-22**, authorizing execution of a contract with A.T. Switzer Painting Company, in the total amount not to exceed \$42,571.00 for the Painting Outdoor Swimming Pool Project. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-23**, authorizing acceptance of a proposal from Foremost Equipment, Rochester, New York, for the purchase of twenty (20) Zoll Plus Automatic External Defibrillators (AEDs) for the total purchase amount of \$25,000.00. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-24**, accepting Temporary Construction and Permanent Drainage Easements in conjunction with the Northeast 76th Street Reconstruction Project. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Councilman Brian Hill moved to approve a **CHANGE IN LOCATION ONLY** for End Zone II, LLC, which holds a Class AE Liquor by the Drink License, from 6420 North Prospect to 6583 North Oak Trafficway. Managing Officer: Donna L. Armstrong. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Councilman Brian Hill moved to approve the **JANUARY 2012 FINANCIAL REPORT**. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0)

Item 6. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

Larry Newport, 2002 NE 69 Terrace, thanked the Parks and Recreation Department for the nice breakfast they put on, and thanked the City of Gladstone and Parks and Recreation Director Sheila Lillis for the new Senior bus.

Robert Stover, 1605 NE 67 Street, stated he had visited with the City Attorney about a proposed change in the animal control Ordinance. Mr. Stover said he was in law enforcement and is now disability retired, and back in the old days of law enforcement, when there was domestic violence situations, the police would ask the injured spouse whether or not they wanted to press charges. That did not work, and now the police officers file the charges, so the spouse does not have to put themselves out there. In our City's barking situations, there are numerous times when dogs are barking on a regular basis, and before Animal Control will cite, there has to be a complaint signed by one of the citizens. Mr. Stover said he would like to see, rather than pitting citizens against citizens, because we have had some assault situations happen as a result of that, is some type of change where if there are multiple complaints by parties in the surrounding area of the dog, and people all go together or individually call, that the City would be the one who files the charges against the dog owner and not put neighbor against neighbor. That harbors a lot of resentment and it just does not go away, and lasts for long periods of time.

Mayor McCullough thanked Mr. Stover for his remarks, and asked City Counselor Thompson to follow up with Mr. Stover on this issue.

City Counselor Thompson said as to domestic violence circumstances, there is rather particular legislation that was aimed at a particular problem. Generally speaking, our City Ordinances must track with State Ordinances, and there is no provision in State Ordinances or Statutes that allow an officer to be the complaining party if they did not witness a particular circumstance concerning a dog barking. However, our officers already have that authority and will often times write their own complaint if they are in fact present when the dog is barking, but if they are not

present when the dog is barking, they have to rely upon the witness or the individual who reported it.

Mr. Stover said he understood, but he believed that most of the violations that we are talking about occur in the middle of the night, not during the customary hours of animal control. It also takes the valuable time of the police to respond to these calls, when they could be doing more important things than sitting around a neighborhood waiting for the dogs to bark, before they do a "knock and talk". Mr. Stover said he is the President of his Neighborhood Association and he hears from other Presidents that it is a big problem, and a lot of people don't want to do anything because they do not want to be the one that went against the neighbor. Mr. Stover said he believes in the case of multiple complaints this could be done, so it is not a "he said" "she said" type of thing.

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

Councilman Bill Garnos reported that the first Coffee with Council was held last Wednesday, and Mayor Pro Tem Carol Suter and he were there. There were ten citizens who showed up, all with questions and issues and things to discuss. For limited advertising and a first time, it went well and was well received. Councilman Garnos thanked Public Information Officer Richard King for his support and help with this. The next Coffee with Council is scheduled for a week from Wednesday, at 2:00 PM, at Perkins Family Restaurant on North Oak Trafficway. Councilman Garnos said people are becoming more comfortable coming before Council with issues and questions and problems, and hopefully, this will be an extension of that, and give the Council an opportunity to have a dialogue with citizens, instead of having an issue presented via a one-way communication. This effort is off to a good start. Hopefully, this will be good for everyone in the long run.

Councilman Brian Hill stated there have been swim meets at the Community Center, and he has heard from three different people who are members of the Community Center, who contacted him over the last week or ten days to complain about parking problems. Councilman Hill said it was his understanding that if there was an event such as a swim meet on a weekend, that there would be a staff person monitoring the parking lot, directing people, who are not members and who are attending the event, where to park. All three people said they were at the Community Center on a Friday or Saturday, and a couple ended up parking at the ball field, because the lot was full, and no one was monitoring the parking lot.

Councilman Hill stated he noticed there was some earth moving work on Antioch Road, at about 56th or 57th Street, where the warm tamale stand is on the weekends. The northern part looks like it is becoming a dump. Councilman Hill said he wanted to point that out to the Codes staff to be sure they were aware of this issue.

Councilmember Jean Moore had no comments at this time.

Mayor Barry McCullough said he has enjoyed the trails in the parks. The last two weekends, he and his wife have taken their dogs and enjoyed walking on the trails, along with, he believed, everyone else in the City! There is a lot of activity on the trails, which is fun to see.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis stated in response to the issues that Councilman Hill raised, staff is on top of the trash issue. Staff has talked to the property owners, and that issue is hopefully being resolved, but it is in the process, and folks have been cited at this point in time. City Manager Davis said in regard to the Community Center parking, that will be looked at again to be certain there were people who were monitoring the parking lot. City Manager Davis said he knew there was signage up, and people were in part of the lot at least part of the time, because he experienced the same thing. There are a couple of issues, people may also park at City Hall, especially in the evenings, there is parking around the park, and there are 250 spaces at the Community Center.

City Manager Davis said, as the Council knows, the City is hoping to fund a parking lot that will be next to the Gladstone Area Chamber of Commerce house that will also serve as overflow parking for these big events. These big events are very popular, and are drawing about 600 swimmers per day, and over the course of two to three days, that is usually a capacity crowd. Staff tries to hold spaces in the Community Center parking lot for members, and block that off. City Manager Davis said he knew that staff did that, but he is not sure if people moved the signs, but that will be looked at to make sure people are adequately advised as to where to park. During the big meets, parking is at a premium.

Item 9. on the Agenda. **FIRST READING BILL NO. 12-3**, allowing the "Show Me Green Sales Tax Holiday" to apply to the local sales taxes of the City of Gladstone between April 19 and April 25, 2012.

Mayor McCullough explained that the following Bills that are being considered by the Council always cause confusion because of the way these Bills were legislated. The Council may approve one and not approve the other so the City may participate in both Sales Tax Holidays.

Councilmember Jean Moore moved to place **Bill 12-3** on its First Reading. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0). The Clerk read the Bill.

Councilmember Jean Moore moved to accept the First Reading of **Bill 12-3**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0). The Clerk read the Bill.

Councilmember Jean Moore moved to accept the Second and Final Reading of **Bill 12-3**, and to enact the Bill as **Ordinance 4.206**. Councilman Brian Hill seconded.

Roll call vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (4-0).

Item 10. on the Agenda. **FIRST READING BILL NO. 12-4**, an Ordinance to opt out of the State imposed Sales Tax Holiday, between August 3 and August 5, 2012.

Councilman Brian Hill moved to place **Bill 12-4** on its First Reading. Councilmember Jean Moore seconded. The vote: All "nay" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. (0-4).

Mayor McCullough stated that Bill No. 12-4 was not approved.

Item 11. on the Agenda. **OTHER BUSINESS.**

There was no other business.

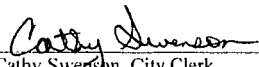
Item 12. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.

Item 13. on the Agenda. **ADJOURNMENT.**

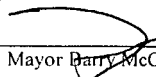
There being no further business to come before the February 27, 2012, Gladstone Regular City Council Meeting, Mayor Barry McCullough adjourned the meeting.

Respectfully submitted:



Cathy Swenson, City Clerk

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



Mayor Barry McCullough



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, MARCH 12, 2012**

The City Council will meet in Closed Executive Session at 5:45 PM, on Monday, March 12, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:15 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the Regular February 27, 2012, City Council Meeting Minutes.

5. CONSENT AGENDA

RESOLUTION R-12-25, authorizing execution of a contract with Lan-Tel, in the total amount not to exceed \$245,260.70 for the 2012 Curb, Gutter and Sidewalk Program.

RESOLUTION R-12-26, authorizing acceptance of work under contract with Site Rite Construction Company, for the Old Pike Stormwater Improvements; and authorizing final payment in the amount of \$3,659.84.

RESOLUTION R-12-27, authorizing acceptance of work under contract with Mega Industries Corporation, for the Shoal Creek Trail Segment 5; and authorizing final payment in the amount of \$10,000.00.

RESOLUTION R-12-28, authorizing an agreement between the City of Gladstone and Brungardt Honomichl & Company, PA for design services in the amount of \$90,822.00 relating to the Mill Creek Stormwater Improvements.

APPROVAL OF PARK FESTIVAL USE PERMITS for the 16th Annual Gladstone Summertime Bluesfest in Oak Grove Park, 76th & North Troost, Friday and Saturday, June 8-9, 2012, including approval of designated smoking areas; and the 33rd Annual Gladfest Celebration on Friday, Saturday and Sunday, October 5-7, 2012, in the Gladstone Central Park area, near 69th & N. Holmes, under the sponsorship of the Gladstone Area Chamber of Commerce and the City of Gladstone.

APPROVAL OF SIX-DAY RESTAURANT BAR (A-R) LIQUOR BY THE DRINK LICENSE for RNB, LLC dba MOJO, 316 NE 72nd Street. Managing Officer: Roy Newman.

REGULAR AGENDA

6. **Communications from the Audience.**
7. **Communications from the City Council.**
8. **Communications from the City Manager.**
9. **PUBLIC HEARING:** for consideration of a Sign Variance to allow installation of a Pole Sign on property located at 90 Northwest Vivion Road, commonly known as Van Subaru. Owner/Applicant: Van Chevrolet-Cadillac, Inc.
10. **MOTION BY CITY COUNCIL:** for a Sign Variance to allow installation of a Pole Sign on property located at 90 Northwest Vivion Road, commonly known as Van Subaru. Owner/Applicant: Van Chevrolet-Cadillac, Inc.
11. **RESOLUTION R-12-29**, authorizing execution of a takeover agreement with the Guarantee Company of North America USA to complete the 2011 Small Water Main Replacement Project WB1194 due to the default of Wilson Plumbing Company.
12. **RESOLUTION R-12-30**, authorizing the City Manager to execute an agreement with the University of Iowa Emergency Medical Services Learning Resource Center to provide clinical field experience training for students in the college's paramedic program.
13. Other Business.
14. Questions from the News Media.
15. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, MARCH 12, 2012**

**ADJOURNMENT TO CLOSED EXECUTIVE SESSION
5:45 PM**

Mayor Barry McCullough opened the City Council Meeting to adjourn to a Closed Executive Session on March 12, 2012, at 5:45 PM. Mayor Pro Tem Carol Suter 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (3-0).

Councilman Brian Hill and Councilmember Jean Moore were also present at the Closed Executive Session.

Mayor Barry McCullough adjourned the Closed Executive Session.

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

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the Regular March 12, 2012, 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 FEBRUARY 27, 2012, CITY COUNCIL MEETING MINUTES.**

Councilman Brian Hill moved to approve the **REGULAR FEBRUARY 27, 2012, CITY COUNCIL MEETING MINUTES** as presented. Councilmember Jean Moore seconded.

Mayor Pro Tem Carol Suter stated she would be abstaining from this vote as she was absent from the February 27, 2012, City Council meeting.

The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, and Mayor Barry McCullough. "Abstain" – Mayor Pro Tem Carol Suter. (4-0-1)

Item 5. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Mayor Pro Tem Carol Suter moved to accept the Consent Agenda as presented. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-25**, authorizing execution of a contract with Lan-Tel, in the total amount not to exceed \$245,260.70 for the 2012 Curb, Gutter and Sidewalk Program. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-26**, authorizing acceptance of work under contract with Site Rite Construction Company, for the Old Pike Stormwater Improvements; and authorizing final payment in the amount of \$3,659.84. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-27**, authorizing acceptance of work under contract with Mega Industries Corporation, for the Shoal Creek Trail Segment 5; and authorizing final payment in the amount of \$10,000.00. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-28**, authorizing an agreement between the City of Gladstone and Brungardt Honomichl & Company, PA for design services in the amount of \$90,822.00 relating to the Mill Creek Stormwater Improvements. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve **PARK FESTIVAL USE PERMITS** for the 16th Annual Gladstone Summertime Bluesfest in Oak Grove Park, 76th & North Troost, Friday and Saturday, June 8-9, 2012, including approval of designated smoking areas; and the 33rd Annual Gladfest Celebration on Friday, Saturday and Sunday, October 5-7, 2012, in the Gladstone Central Park area, near 69th & N. Holmes, under the sponsorship of the Gladstone Area Chamber of Commerce and the City of Gladstone. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor Pro Tem Carol Suter moved to approve a **SIX-DAY RESTAURANT BAR (A-R) LIQUOR BY THE DRINK LICENSE** for RNB, LLC dba MOJO, 316 NE 72nd Street. Managing Officer: Roy Newman. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 6. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

There were no communications from the audience.

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

Councilman Bill Garnos began by saying, as the Planning Commission did not meet last week, he did not have a meeting report. The City Council had decided to report on activities and assignments outside of Monday night City Council meetings. The City Council will not be able to talk a lot about things that happened at the Planning Commission, because a lot of their issues end up with the City Council at the next meeting. Councilman Garnos reported that there was another Coffee with Council last Wednesday afternoon, at Perkins. Attendance was a little sparse, but it was very well received, and the people who were there really appreciated the chance to talk about some of the City issues. The next Coffee with Council is March 21st, at 10:00 AM, at StarPoint Café, if anyone would like to chat with City Council members about any City issues.

Councilman Brian Hill had no comments at this time.

Councilmember Jean Moore stated she was delighted to see the purple Ripple container on Antioch Road. Finally, we have a place for Gladstone residents to go in Gladstone for their glass recycling. Councilmember Moore offered her thanks for this addition to our City.

Mayor Pro Tem Carol Suter stated she wished to pass along some information she received at an interesting session at the Northland Regional Chamber last week. The Kansas City Water Services Department did an overview of the overflow project, which is a \$2 billion project. Mayor Pro Tem Suter said in her experience there has not been much specific information out there about exactly what's going on and when, so they are beginning to reveal some of this information. Sewer rates have been discussed recently, and she learned that their whole plan is to do the capital improvements at the back end of the 20-year project, and raise the rates at the front end, so they do not have to borrow as much money at the end to do the capital projects. Mayor Pro Tem Suter said she thought the major capital projects would be south of the river, and a large number of projects are there, but the Northland is going to be the place of the beginning of the capital projects. They are doing a huge 11-foot diameter pipeline from the Line Creek Basin, which is along the south edge of Gladstone, and it will be 11 miles long, all the way to the Burlington Treatment Plant. They will divert all of that flow across from east to west. This will go through Gladstone, so Mayor Pro Tem Suter said she is curious as to how much we know about it, and how much have we been involved in the planning. Mayor Pro Tem Suter said when she thinks about all the investment our City has been making at the south end of Gladstone, she is concerned about what might be disrupted. One of the first projects at the end of the ten years will be here in the Northland. There will be boring equipment sitting around for years boring the 11-foot pipeline for 11 miles. This certainly brings it much closer to home the impact the project can have here in Gladstone.

City Manager Kirk Davis said that is one of the reasons we hired Bartlett and West and Raftelis to get into that detail in the overflow control plan, because we did not know what it was and how they were going to manage it; although, we had some ideas. Those activities are currently ongoing. City Manager Davis said, to his knowledge, we have not had discussions with them relative to the 11-foot pipe, but how that whole program is managed is still subject for discussion, in his opinion. Certainly, the part that affects us is still subject to discussion, and that is why Bartlett and Raftelis were hired to look at their rate studies and look at their flow control plan so we understand what it is and why it is, because there are a lot of meetings coming up in the future relative to that plan. It is a lot of money and we need to have an understanding of what is going on, and, until recently, we have been kept in the dark.

Mayor Pro Tem Suter said that is the sense she got for the whole project and that it is a work in progress. They are hoping that things will change even in terms of loosening regulations in the first ten years that might save them from some of the projects in the last ten years. Hoping things would change as they go along, was part of the expression. Mayor Pro Tem Suter said they did own or claim that in response to Gladstone and Liberty's issues they did a rate of service study.

Mayor Barry McCullough reported that the Building Commission is coming together after a lot of planning and organizing, and the initial training should be in April. Mayor McCullough announced the appointments as follows:

Shawn Hartman will represent the Planning Commission; **Dan Young** will represent the Board of Zoning Adjustment; **Kathy Timmerman** will represent the Code Board of Appeals; **Dan Green** will represent the Neighborhood Commission; **Brenda Lowe** will serve at large; and alternates at large will be **John Garner** and **Shari Poindexter**.

Mayor McCullough said the Council looks forward to getting this started and making some progress, and they appreciate all these folks volunteering to help out the City.

Mayor McCullough invited everyone to attend a neat event to be held tomorrow at 10:30 AM, at 1904 NE 57 Street, which is going to be the Neighborhood Stabilization Program ground breaking for building a new house. The house previously there was demolished about five years ago. Working with the Builders Development Corporation, BDC, instead of just rehabbing houses like they have in prior projects, this will be a new construction. Congressman Cleaver will be in attendance, along with Chairperson Sutley, who is with the Obama administration. Mayor McCullough said it will be a nice event, and he hoped that folks would attend this event.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis stated to follow up on the Ripple Glass discussion, there is one in town located at the Suzie Q's Smokehouse, which is the former Tommy's restaurant. It is located in the parking lot, for people who wish to recycle glass. City Manager Davis said staff is excited about tomorrow's event that Mayor McCullough mentioned, and the attendance of Congressman Cleaver, Ms. Sutley, and some members of the Housing and Urban Development Department from the State of Missouri, who will be participating with us in the ground breaking tomorrow on an energy efficient home. Staff is excited about the partnerships this has brought to our City, and the fact that we can get that kind of investment in our City's neighborhoods.

Item 9. on the Agenda. **PUBLIC HEARING:** for consideration of a Sign Variance to allow installation of a Pole Sign on property located at 90 Northwest Vivion Road, commonly known as Van Subaru. Owner/Applicant: Van Chevrolet-Cadillac, Inc.

Mayor McCullough opened the Public Hearing, and said that comments would first be heard from staff members, then comments would be heard from the applicant, followed with comments from anyone in favor of the application and finally, comments from anyone opposed to the application.

Staff Report

Assistant City Manager Scott Wingerson began by saying that Van Chevrolet is the applicant this evening, and, as the City Council knows, they are building a new Subaru building on the Van Chevrolet property at Vivion Road and Old Pike Road. The applicant comes before the City Council this evening with a Sign Variance to allow construction of a free-standing pylon sign very close to where the new Subaru building is being located. There are lots of options for this, but, ultimately, the applicant is requesting that the Council approve their Sign Variance to provide highway visibility to Van Chevrolet and the new Subaru dealership that is on the property. Assistant City Manager Wingerson stated that the applicant was present, and a representative would like to give a brief presentation.

Applicant Presentation

David Ramsay began by saying he was the attorney for Van Chevrolet-Cadillac in this instance. Mr. Ramsay said this was a site that has had the retail auto sales facility since 1978. It encompasses over 20 acres, and there currently exists on the site two pole signs; one advertising Cadillacs and one advertising Chevrolets. The Van Company has arranged to obtain a Subaru dealership, and they are in the process of completing the building for that project. Subaru has approved the location of a pole sign, which is going to be moved from North Kansas City to up here. It is about 25 feet high, which is some 20 feet shorter than the other two signs. It will be near the building, and it will be oriented the way the other two signs are, east and west, so there would not be a direct view of it from residential areas to the north. Mr. Ramsay shared with the City Council a photograph of the area. The façade will be a soft gray to match the Chevrolet building.

Mr. Ramsay pointed out on the photograph that at the front, near the parking lot, there is a pile of what appears to be gravel – that will be the location for the sign. The sign probably is a little shorter than the light pole in the picture. Mr. Ramsay said in this Vivion Road commercial strip area, which is located in the city limits of Kansas City, are pole signs for Home Depot, the Lincoln Mercury dealership, and a used car dealership where Jack Miller used to be. Pole signs in this area are consistent with the commercial development that has arisen there. Mr. Ramsay said the applicant is simply asking to be allowed to add one more to the two that already exist, and they do not believe that it will interfere with anyone's use of their property or sight lines from residential areas. Mr. Ramsay reported that Jim Marshall, the architect who designed the building and did the work on the sign location, was present this evening, and he and Mr. Ramsay would be happy to answer any questions from the City Council.

Mayor Pro Tem Suter pointed out that it appeared in the photograph that there was a monument sign on the Old Pike Road entrance, asked if that was correct, and asked if that would be changed.

Mr. Ramsay replied that would not be changed. It is an entrance identifier for the property.

Mayor McCullough thanked Mr. Ramsay and said it was good to have him at the meeting this evening.

Mayor McCullough asked if there was anyone who wished to speak in favor of the application. There being none, Mayor McCullough asked if there was anyone who wished to speak in opposition of the application. As there were no comments in Favor or in Opposition to the application, Mayor McCullough closed the Public Hearing.

Item 10. on the Agenda. **MOTION BY CITY COUNCIL:** for a Sign Variance to allow installation of a Pole Sign on property located at 90 Northwest Vivion Road, commonly known as Van Subaru. Owner/Applicant: Van Chevrolet-Cadillac, Inc.

Mayor Pro Tem Carol Suter moved to approve a Sign Variance to allow installation of a Pole Sign on property located at 90 Northwest Vivion Road, commonly known as Van Subaru. Owner/Applicant: Van Chevrolet-Cadillac, Inc. Councilman Bill Garnos seconded.

Mayor McCullough said he did have concerns with the sign; although he does feel it is appropriate, but he certainly would not want to see such a sign placement any further to the north in the future. This is a new building and a new location, and it fits in well for the area, but we are encroaching a residential area, and he would hope that the applicant would keep that in mind in the future that this is as far north as such signage should go.

Councilman Hill said he wished to echo the Mayor's sentiments, and also questioned given the size of the sign and the location, what it really adds to the site over signage that probably will be going on the building anyway. However, given the location and the pole signs up and down Vivion Road and all the auto dealerships there and the visibility of the highway, he does not find it that objectionable, but he does not know what the added value is to the applicant, but the sign is about the same height of the building.

Mayor Pro Tem Suter said she has expressed similar sentiments, and she would not want to see pole sign variances any further north, and her question, too, is that it is a car dealership and one can see the cars, so we don't really need to tell people they can buy cars there. The building will say Subaru, so she also questions the need for additional signage, but given that it is in an area that is mostly Kansas City and not Gladstone, it seems to fit there. Mayor Pro Tem Suter said she would be less amenable to something that was further north in Gladstone.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 11. on the Agenda. **RESOLUTION R-12-29**, authorizing execution of a takeover agreement with the Guarantee Company of North America USA to complete the 2011 Small Water Main Replacement Project WB1194 due to the default of Wilson Plumbing Company.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-29**, authorizing execution of a takeover agreement with the Guarantee Company of North America USA to complete the 2011 Small Water Main Replacement Project WB1194 due to the default of Wilson Plumbing Company. Councilmember Jean Moore seconded.

Mayor McCullough asked Public Works Director Tim Nebergall about the outstanding portion of this project.

Director Nebergall replied that there is about \$300,000 outstanding on this contract. The project included 13 sites, and there are 6 sites that have not been touched, and about 3 sites that need surface restoration.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 12. on the Agenda. **RESOLUTION R-12-30**, authorizing the City Manager to execute an agreement with the University of Iowa Emergency Medical Services Learning Resource Center to provide clinical field experience training for students in the college's paramedic program.

Councilmember Jean Moore moved to adopt **RESOLUTION R-12-30**, authorizing the City Manager to execute an agreement with the University of Iowa Emergency Medical Services Learning Resource Center to provide clinical field experience training for students in the college's paramedic program. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 13. on the Agenda. **OTHER BUSINESS.**

There was no other business.

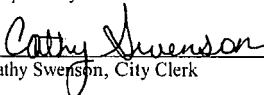
Item 14. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.

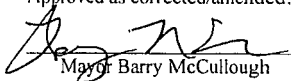
Item 15. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the March 12, 2012, 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



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, MARCH 26, 2012**

The City Council will meet in Closed Executive Session at 6:00 PM, on Monday, March 26, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the Regular March 12, 2012, City Council Meeting Minutes.**
- 5. PROCLAMATION:** recognizing **MARCH FOR MEALS** and **MAYORS FOR MEALS** and the generous work of the **NORTHLAND MEALS ON WHEELS** in providing nutritious meals for our community's senior citizens.

6. **PROCLAMATION:** designating April 6, 2012, as **ARBOR DAY** in Gladstone, Missouri, and urging residents to support efforts that focus on environmental betterment and the planting of trees.
7. **PROCLAMATION:** recognizing April 8-14, 2012, as **GLADSTONE ANIMAL CONTROL OFFICER APPRECIATION WEEK** and encouraging the community to express their appreciation to these dedicated professionals for their many hours of outstanding and valuable service to our City.

8. **CONSENT AGENDA**

RESOLUTION R-12-31, authorizing execution of a contract with Amino Brothers Company, Incorporated, in the total amount not to exceed \$2,149,048.70 for the Northeast 76th Street Reconstruction – North Brooklyn to City Limits Project.

RESOLUTION R-12-32, authorizing execution of a contract with Deco Companies, in the total amount not to exceed \$16,090.00 for the demolition of a single family residential structure at 605 Northeast 70th Street and the property barn at 7010 North Holmes Street.

RESOLUTION R-12-33, declaring certain additional City property as surplus and authorizing the sale of such property to the highest bidder via an online auction.

APPROVAL OF BEER LICENSE for the Gladstone Summertime Bluesfest in Oak Grove Park, 76th & North Troost, (2-day license), June 8-9, 2012, Managing Officer: Amy Harlin; and the Gladfest Celebration in the Gladstone Central Park area, near 69th & N Holmes, (3-day license) October 5-7, 2012, Managing Officer: Amy Harlin.

APPROVAL OF THE FEBRUARY 2012 FINANCIAL REPORT.

REGULAR AGENDA

- 9. Communications from the Audience.**
- 10. Communications from the City Council.**
- 11. Communications from the City Manager.**
- 12. RESOLUTION R-12-34**, ratifying and approving the purchase of a portion of a tract of land situated on/adjacent to 1500 Northaven Drive.
- 13. RESOLUTION R-12-35**, ratifying and approving the purchase of a portion of a tract of land situated on/adjacent to 1501 Northaven Drive.
- 14. RESOLUTION R-12-36**, authorizing execution of a restaurant lease between the City of Gladstone, as lessor, and Espresso Yourself @ Gladstone 18, LLC, as lessee, to operate a restaurant/coffee shop at 504 Northeast 70th Street, Gladstone, Missouri.
- 15. FIRST READING BILL 12-5**, an annual Ordinance establishing a procedure for certain Gladstone municipal officials to disclose potential conflicts of interest and comply with the personal financial disclosure requirements pursuant to the State of Missouri "Ethics Law".
- 16. Other Business.**
- 17. Questions from the News Media.**
- 18. Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, MARCH 26, 2012**

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

Mayor Barry McCullough opened the City Council Meeting to adjourn to a Closed Executive Session on March 26, 2012, at 6:00 PM. Councilman Brian Hill 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill and Mayor Barry McCullough. (3-0).

Mayor Pro Tem Carol Suter and Councilmember Jean Moore were also present at the Closed Executive Session.

Mayor Barry McCullough adjourned the Closed Executive Session.

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

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the Regular March 26, 2012, 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 MARCH 12, 2012, CITY COUNCIL MEETING MINUTES.**

Councilman Brian Hill moved to approve the **REGULAR MARCH 12, 2012, CITY COUNCIL MEETING MINUTES** as presented. Mayor Pro Tem Carol Suter seconded.

The vote: "Aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 5. on the Agenda. **PROCLAMATION:** recognizing **MARCH FOR MEALS** and **MAYORS FOR MEALS** and the generous work of the **NORTHLAND MEALS ON WHEELS** in providing nutritious meals for our community's senior citizens.

Mayor McCullough invited Sharon Pemberton to join him in front of the City Council dais, where he read and presented to her the Proclamation.

Ms. Pemberton said on behalf of her Board, she wished to thank the Mayor, the City Council and the City of Gladstone for this recognition.

Mayor McCullough said he had the opportunity last week to go with Ms. Pemberton and other volunteers to take meals to a local resident. The volunteers do an amazing job, and they knew everything about the resident, including her dog's name. It was so nice that the volunteers had that history.

Ms. Pemberton stated the resident had been a client for five or six years, and they do have a lot of wonderful clients, who appreciate their services. Ms. Pemberton stated that Northland Meals on Wheels always needs volunteer drivers, and invited anyone interested to please contact them. Their drivers are getting older and gasoline is getting more expensive.

Mayor McCullough thanked Ms. Pemberton for attending tonight's meeting and for all her good work.

Item 6. on the Agenda. **PROCLAMATION:** designating April 6, 2012, as **ARBOR DAY** in Gladstone, Missouri, and urging residents to support efforts that focus on environmental betterment and the planting of trees.

Mayor McCullough invited Parks and Recreation Director Sheila Lillis to join him at the Council dais, where he read and presented to her the Proclamation.

Director Lillis thanked the Mayor and City Council, and reported that the Arbor Day celebration will be held on April 6, at 2:00 PM, at Oakwood Manor Elementary School. This is Gladstone's 11th year to be a Tree City USA.

Mayor McCullough said he looked forward to the Arbor Day celebration, and thanked Director Lillis.

Item 7. on the Agenda. **PROCLAMATION:** recognizing April 8-14, 2012, as **GLADSTONE ANIMAL CONTROL OFFICER APPRECIATION WEEK** and encouraging the community to express their appreciation to these dedicated professionals for their many hours of outstanding and valuable service to our City.

Mayor McCullough invited Animal Control Supervisor Angie Deras to join him at the dais, where he read and presented to her the Proclamation.

Ms. Deras thanked the Mayor and City Council.

Mayor McCullough said he could personally attest to the great care that Angie and her staff provide, as when his little blind beagle managed to find his way out from under the fence, Angie came to the rescue and checked the beagle out, and called him to tell him he could pick up his dog. He was safe and sound thanks to the efforts of Angie and her staff.

Ms. Deras said this means a lot to all the Animal Control Officers of Gladstone.

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

Following the Clerk's reading, Councilman Brian Hill moved to accept the Consent Agenda as presented. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-31**, authorizing execution of a contract with Amino Brothers Company, Incorporated, in the total amount not to exceed \$2,149,048.70 for the Northeast 76th Street Reconstruction – North Brooklyn to City Limits Project. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-32**, authorizing execution of a contract with Deco Companies, in the total amount not to exceed \$16,090.00 for the demolition of a single-family residential structure at 605 Northeast 70th Street and the property barn at 7010 North Holmes Street. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-33**, declaring certain additional City property as surplus and authorizing the sale of such property to the highest bidder via an online auction. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Brian Hill moved to approve a **BEER LICENSE** for the Gladstone Summertime Bluesfest in Oak Grove Park, 76th & North Troost, (2-day license), June 8-9, 2012, Managing Officer: Amy Harlin; and the Gladfest Celebration in the Gladstone Central Park area, near 69th & N Holmes, (3-day license) October 5-7, 2012, Managing Officer: Amy Harlin. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Councilman Brian Hill moved to approve the **FEBRUARY 2012 FINANCIAL REPORT**. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 9. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

There were no communications from the audience.

Item 10. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill invited everyone to a ribbon cutting this Saturday, March 31, at 10:30 AM, for the Shoal Creek Trail Dedication. Councilman Hill reminded everyone to vote at the April 3rd municipal election.

Councilmember Jean Moore had no comments at this time.

Mayor Pro Tem Carol stated she wished to relate how many good conversations she has had recently in the City and the region about the investments our city is making with our Village Center and Linden Square areas. Mayor Pro Tem Suter said that Item Number 14, on tonight's agenda is a true joy to her in which to participate. While so many cities have been cutting, cutting, it is a privilege for us to be able to keep improving the quality of life in Gladstone, and bringing some new business and recreational amenities to this area is a fun thing.

Mayor Barry McCullough encouraged everyone to vote on April 3rd, and said, in addition, the City will host an Art Opening at the Community Center on April 3rd, from 5:30 PM to 7:30 PM. As Director Lillis mentioned, there will be the Arbor Day celebration at Flora Park with Oakwood Manor Elementary School on Friday, April 6, at 2:00 PM.

Mayor McCullough stated he was sorry to report that unfortunately, this past week we lost a long-term supporter of our City, as well as a long time Planning Commission member, Ms. Mary Abbott. Ms. Abbott was a very dedicated community member, and always was in touch with the City Council and very supportive of making sure that the Council was doing the right thing. Mary will be missed, and we appreciate everything she did for our City.

Item 11. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis said a fun event coming up on Friday, March 30, is the Flashlight Easter Egg Hunt, at 7:00 PM, in Happy Rock Softball Complex. There is an underwater Easter Egg Hunt on Saturday at the Community Center. City Manager Davis encouraged everyone to vote on April 3rd.

Item 12. on the Agenda. **RESOLUTION R-12-34**, ratifying and approving the purchase of a portion of a tract of land situated on/adjacent to 1500 Northaven Drive.

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-34**, ratifying and approving the purchase of a portion of a tract of land situated on/adjacent to 1500 Northaven Drive. Councilmember Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 13. on the Agenda. **RESOLUTION R-12-35**, ratifying and approving the purchase of a portion of a tract of land situated on/adjacent to 1501 Northaven Drive.

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-35**, ratifying and approving the purchase of a portion of a tract of land situated on/adjacent to 1501 Northaven Drive. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Mayor McCullough explained, for the benefit of the audience, that these actions pertain to the signs at the corner of North Flora and Northaven Drive that go into the Northaven community, where the entrance signs have been damaged in the past. The City is working with the neighborhood to rebuild the signs and restore them to their former glory.

Item 14. on the Agenda. **RESOLUTION R-12-36**, authorizing execution of a restaurant lease between the City of Gladstone, as lessor, and Espresso Yourself @ Gladstone 18, LLC, as lessee, to operate a restaurant/coffee shop at 504 Northeast 70th Street, Gladstone, Missouri.

Councilmember Jean Moore moved to adopt **RESOLUTION R-12-36**, authorizing execution of a restaurant lease between the City of Gladstone, as lessor, and Espresso Yourself @ Gladstone 18, LLC, as lessee, to operate a restaurant/coffee shop at 504 Northeast 70th Street, Gladstone, Missouri. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 15. on the Agenda. **FIRST READING BILL 12-5**, an annual Ordinance establishing a procedure for certain Gladstone municipal officials to disclose potential conflicts of interest and comply with the personal financial disclosure requirements pursuant to the State of Missouri "Ethics Law".

Councilmember Jean Moore moved to place **Bill 12-5** on its First Reading. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Councilmember Jean Moore moved to accept the First Reading of **Bill 12-5**, Waive the Rule and place the Bill on its Second and Final Reading. Mayor Pro Tem Carol Suter seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0). The Clerk read the Bill.

Councilmember Jean Moore moved to accept the Second and Final Reading of **Bill 12-5**, and to enact the Bill as **Ordinance 4.207**. Mayor Pro Tem Carol Suter seconded.

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

Item 16. on the Agenda. **OTHER BUSINESS.**

There was no other business.

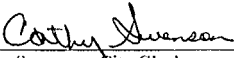
Item 17. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.

Item 18. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the March 26, 2012, Gladstone Regular City Council Meeting, Mayor Barry McCullough adjourned the meeting.

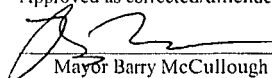
Respectfully submitted:



Cathy Swenson, City Clerk

Approved as submitted: ☒

Approved as corrected/amended: ☐



Mayor Barry McCullough



**CITY COUNCIL SPECIAL MEETING
GLADSTONE, MISSOURI**

3:00 PM

Wednesday, April 4, 2012

Gladstone City Hall

North Conference Room

7010 North Holmes

Gladstone, Missouri 64118

AGENDA

- 1. MEETING CALLED TO ORDER.**
- 2. ROLL CALL.**
- 3. RESOLUTION R-12-37**, rescinding Resolution No. R-12-10 and approving a settlement agreement with Clay County, Missouri, for payment of Road and Bridge Fund arrearages for calendar years 2008, 2009, 2010, and 2011, and prospective payments of Road and Bridge Fund revenues beginning in January of 2013.
- 4. OTHER BUSINESS.**
- 5. QUESTIONS FROM THE NEWS MEDIA.**
- 6. ADJOURNMENT.**



**MINUTES
CITY COUNCIL SPECIAL MEETING
GLADSTONE, MISSOURI
WEDNESDAY, APRIL 4, 2012**

**CITY COUNCIL SPECIAL MEETING
3:00 PM**

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the April 4, 2012, City Council Special Meeting at 3:00 PM in the Gladstone City Hall Conference Rooms, and noted that all Council members were present.

Item 3. on the Agenda. RESOLUTION R-12-37, rescinding Resolution No. R-12-10 and approving a settlement agreement with Clay County, Missouri, for payment of Road and Bridge Fund arrearages for calendar years 2008, 2009, 2010, and 2011, and prospective payments of Road and Bridge Fund revenues beginning in January of 2013.

Mayor Pro Tem Carol Suter moved to adopt **RESOLUTION R-12-37**, rescinding Resolution No. R-12-10 and approving a settlement agreement with Clay County, Missouri, for payment of Road and Bridge Fund arrearages for calendar years 2008, 2009, 2010, and 2011, and prospective payments of Road and Bridge Fund revenues beginning in January of 2013. Councilman Brian Hill seconded. The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

City Manager Kirk Davis stated that what the City Council just approved is slightly different from what Liberty approved. City Manager Davis asked City Counselor Randall Thompson to update the City Council on this settlement agreement.

Counselor Thompson began by saying the settlement that was just approved was exactly as the City Council members reviewed, except for a date in the document. The date was changed from February 1, 2014 to May 30, 2014, for terminating the agreement if the sales tax legislation is not passed. That was a request of the Clay County Commission. It did not seem to be an issue over which to wait another couple of weeks to be resolved. This legislation is the sales tax payment to us above \$7 million. Counselor Thompson said last Friday a Bill was filed with the legislature. The last time a Bill could be filed was at 4:00 PM, on Friday. State Representative Jerry Nolte's office filed the Bill in the format we had approved to authorize what we are doing in our agreement. It authorizes a 14-cent levy, and it authorizes using other revenues in addition to the Road District levy to pay the \$7 million sales tax, which is part of the agreement.

Counselor Thompson continued by saying that provided that everything goes well, we could go ahead and have the Statute passed this session, and we will not have to worry about the May 30, 2014, date, because it would already be taken care of by the Statute.

Mayor Pro Tem Suter inquired into the differences between our settlement and the settlement with Liberty.

Counselor Thompson replied the difference is that Liberty does not have the termination paragraph. It just says that they only receive the \$7 million pay out if the legislature approves it. In ours, we have added the paragraph that provides that we may terminate the agreement if we do not get that, and we can go back and try to receive our 24 cents.

Mayor Suter asked if Kansas City's agreement is the same as Liberty's agreement.

Counselor Thompson said he did not know.

City Manager Davis said that we still do not know what Kansas City is doing.

Mayor McCullough agreed that there were no new updates.

City Manager Davis said Kansas City may be considering having a Road District, and they may have the ability to establish a Road District within their Charter. City Manager Davis said he did not know if they would need State statutory authority beyond that or not.

Counselor Thompson said the settlement agreement would be signed by the County on Monday, since they wanted to change the date, they have not yet signed it. The County will also authorize the payment on Monday. They will sign the Resolution to authorize payment. It should take one to two weeks to get the money. Counselor Thompson said the Road District was meeting on this same day, at 5:00 PM, to approve this settlement.

Councilman Bill Gamos asked for clarification if our settlement agreement had to be the same as Liberty's; there is no requirement that everyone sign the same settlement.

Counselor Thompson said if Liberty wants to adopt that language as an addendum to their contract, they could.

Mayor McCullough said he talked to Jeff Moore and he does expect that will be something from which they will benefit in their contract.

Counselor Thompson invited the City Council to attend the signing by the County on Monday.

Mayor Pro Tem Suter said we have worn out the patience of so many people. When former Mayor Les Smith and Mayor Barry McCullough picked it up, she was amazed at their patience, and the patience of Counselor Thompson to keep going.

Mayor Pro Tem Suter asked if Kansas City knows about the legislation.

City Manager Davis replied not to his knowledge, and Counselor Thompson said he had not notified them.

Mayor Pro Tem Suter said we should inform Kansas City.

Mayor McCullough said he would make contact with Kansas City.

Item 4. on the Agenda. OTHER BUSINESS.

There was no other business.

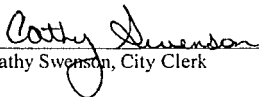
Item 5. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

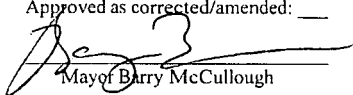
There were no questions from the News Media.

Item 6. on the Agenda. ADJOURNMENT.

There being no further business to come before the April 4, 2012, 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



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, APRIL 9, 2012**

REGULAR MEETING: 7:30 PM

A G E N D A

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of Regular March 26, 2012, City Council Meeting Minutes.
5. **PROCLAMATION:** recognizing the many contributions of the **ROTARY CLUB OF GLADSTONE** and their 35 years of service to our community.
6. **MAYOR'S STATE OF THE CITY ADDRESS.**
7. **FIRST READING BILL 12-6**, declaring the results of the Tuesday, April 3, 2012, Gladstone General Municipal Election as certified by the Clay County Board of Election Commissioners that City Council Candidates Barry McCullough and Jean Moore have been elected to three year terms on the Gladstone City Council, and Bill Garnos has been elected to a one year term on the Gladstone City Council.
8. **CITY COUNCIL OATH OF OFFICE: BARRY McCULLOUGH, JEAN MOORE, AND BILL GARNOS.**

9. ELECTION OF MAYOR AND OATH OF OFFICE.

10. ELECTION OF MAYOR PRO-TEM.

REGULAR AGENDA.

- 11.** Communications from the Audience.
- 12.** Communications from the City Council.
- 13.** Introduction of the Past Mayors and City Council members.
- 14.** Communications from the City Manager.
- 15. RESOLUTION R-12-38**, authorizing execution of a contract with Electronic Technologies, Inc. in an amount not to exceed \$167,014.00 for the Security Camera Project.
- 16.** Other Business.
- 17.** Questions from the News Media.
- 18.** Adjournment.

Following the Adjournment
of the Regular City Council Meeting,
you are cordially invited to a Reception
in the North and South Conference Rooms
honoring Past and Present City Council Members



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, APRIL 9, 2012**

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

PRESENT: Mayor Barry McCullough
Mayor Pro Tem Carol Suter
Councilmember Jean Moore
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 Barry McCullough opened the April 9, 2012, 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 MARCH 26, 2012, CITY COUNCIL MEETING MINUTES.

Councilman Brian Hill moved to approve the **REGULAR MARCH 26, 2012, CITY COUNCIL MEETING MINUTES** as presented. Mayor Pro Tem Carol Suter seconded.

The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0)

Item 5. on the Agenda. PROCLAMATION: recognizing the many contributions of the ROTARY CLUB OF GLADSTONE and their 35 years of service to our community.

Mayor Barry McCullough invited the Rotary Club of Gladstone President Scott Fricke to join him at the Council dais. Mayor McCullough said that he has known Mr. Fricke for many years, and the Rotary Club does many amazing things, and it is wonderful to have them as a part of our community, following which, Mayor McCullough read and presented the Proclamation to Mr. Fricke. Mayor McCullough invited all the Rotarians present at this meeting to join him for a group photo.

Item 6. on the Agenda.

MAYOR'S STATE OF THE CITY ADDRESS.

Mayor McCullough began by saying that the State of the City Address would not be the same without recognizing all of our past Mayors and Councilmembers who are with us this evening as follows: C. Milton Wallace; Les Smith; Anita Newsom; Mary Cross, representing former Mayor Bill Cross; Carmelina Smith, representing former Mayor Everett Smith; Carol Rudi; Mike Reinsch; Shirley Smith; Dick Davis, and Stuart Revenaugh, representing former Mayor Mark Revenaugh.

Accompanied by a PowerPoint presentation, Mayor McCullough began his State of the City Address by saying we had a fantastic year this year. We graduated our sixth class of Future Leaders. We have over 100 graduates from over those six years, and four of our City Council members are graduates of this program. Gladstone has been recognized by HUD (U.S. Department of Housing and Urban Development) with a best practices award for our Neighborhood Stabilization Program. The NSP (Neighborhood Stabilization Program) ground breaking for a new home in our City was just last month, and it will be Energy Star Certified, and have a geothermal HVAC, and will be a fantastic project that will take us to the next level.

Mayor McCullough reported that Gladstone assisted in hosting the All America City Award Conference in Kansas City. A big event for our City was when former Mayor Les Smith moved from our City, after many years of leadership. We were all sorry to see former Mayor Smith leave, but we are very fortunate to have Councilman Bill Garnos appointed in his place, and we are glad to have him here with us. A big event for us last fall was A Brush With Kindness, which was a really neat event, where approximately 150 volunteers worked on 15 different houses throughout the community doing everything from yard work, painting and staining, and making our neighborhoods a much better place to live, and retaining the home values in our City.

Mayor McCullough said this past year we saw the Big Shoal Heritage area open to the public, and we hosted nice events at this location. It is exciting to see where this will continue to evolve. The Farmers' Market had a tremendous year, and the attendance doubled this year from the prior year, and hopefully, we will continue to see that increase. Many of the City Council goals were met this past year. We fully implemented the Public Safety Sales Tax, which included hiring six new officers, and equipment was purchased for the officers. The Neighborhood Services Program was strengthened. The City purchased, installed, and began operations of a new interoperable radio system.

Mayor McCullough stated that a fair amount of work was accomplished with the Water and Sewer Bond projects. Those are in fact completed. Road Bond projects were completed, such as

the North Broadway reconstruction, which is an amazing improvement to what it once was. The design is complete on Northeast 76th Street, and the project is ready to get underway, and a lot of progress will be seen over this upcoming summer season. Roadwork in the amount of \$1.7 million has been completed. The new trails and pedestrian bridges are completed and in place, and just last week we hosted an opening for the trails. The 64th Street curve was redone; it is a much safer place without the big ditch on the side. The City's Capital Improvement Projects are well underway. The new Fire Truck, Ambulance, and Senior Bus have been purchased and received. Larry Newport has a new Senior Bus to drive, which is a huge improvement.

Mayor McCullough continued by reporting \$2 million in stormwater improvements are in progress, and are an on-going effort. Following three years, we have seen full implementation of our Smoking Ordinance, which began the end of February this year. A lot of folks were anxiously waiting for that date. The Parks Master Plan has been completed, and Phase 1 is implemented and up and running in Central Park, right across the street. Our City has worked diligently with ongoing efforts with Kansas City, Missouri to address our City's sewer rates. We have heard so many stories and scary tales, and we are trying to minimize the impact that this could have on all of our residents. We are also continuing to explore what our City's sewerage treatment options may be.

Mayor McCullough stated that a successful Mayor's Christmas Tree event was held this year, where over \$15,000 was raised for local charities. The Rotary Club is a huge part of that effort. Mayor McCullough said that some of the most exciting things for him has been to see some of the downtown happen. We have the Gladstone 18 coming on line. A new restaurant and coffee shop will be up and running before we know it, and it is hoped the residents will frequent these businesses. This should be happening in late summer or fall. The Linden Square amenities, right behind City Hall will soon be in place. There will be an amphitheatre, which will be a bit smaller and not take anything away from Oak Grove Park. There will also be a synthetic ice skating rink with a snack bar. In this area will also be a new office building. This will kick off activity in the downtown area for which we have been striving for years. There will soon be a lot of activity in this area.

Mayor McCullough reported our City has performed several functions that are really critical to Gladstone being a community member. We provided assistance at the regional level in Riverside, Parkville, and Joplin during unfortunate events. Everyone knows what happened in Joplin with the tornado last May. Gladstone sent several staff members to help with the clean up. Our crews assisted with flood preparation in Parkville; so much so, that our City was recognized by the Mayor and City Council of Parkville at a Missouri Municipal League event, where Parkville presented to the City of Gladstone their annual Outstanding Leadership Award. Unfortunately, Riverside lost one of their officers who was assisting in Joplin. Our City staff helped in covering their City's needs while they were mourning their loss. Our Police officers and Fire Department were happy to step up and take care of Riverside while they were attending to his family.

Mayor McCullough continued by saying that our City has expanded our regional partnerships. We have increased our Fire and Emergency Management services and partnerships with the local Villages. Our Animal Control is done on a wider basis – it is not just Gladstone. We share our

Street Sweeper that otherwise would sit inactive most often. We send the Street Sweeper to the City of Liberty for additional usage, and our City receives revenue from that. Mayor McCullough stated that our City staff is amazing, and are looked at as leaders with other communities, and he said he could not say enough good things about our staff. They are looked to as leaders with neighborhood management and everything we have done to stabilize and improve our neighborhoods, and see them move forward. Their activities in the First Tier Suburbs and everything we are doing with the Arts is just amazing for a City our size. We are really doing quite well in embracing that, and there is a lot more to come. Our communications and marketing strategies are going to be very important as we continue to see the success that will come from our downtown development, and also with the Big Shoal Development. These will be anchors to our City that really will bring that fresh blood and new life to our City.

Mayor McCullough introduced the subject of single source refuse collection by saying that we survived this issue, and he believes we can all look back and appreciate that there were opportunities to talk to people who we may not have otherwise had the opportunity to visit. There are positives to be had, and there are folks with whom we can work, moving forward, who we had not had contact with before. Mayor McCullough said he could not say enough good things about this City Council. Working together and navigating issues is complicated. There was not seemingly always a right answer, but the Council members did manage to get through it, and hold strong.

Mayor McCullough said some unfortunate events that have happened in our City is that we lost some community leaders. A long time leader, former Mayor Paul Degenhardt, passed away this year. One of dear Rotary friends, who was a leader in the community on many levels, John Michael, passed away recently. Even more recently, we lost a very important member of our Planning Commission and very active community leader, Mary Abbott. Mayor McCullough asked for a brief moment of silence to reflect on all they have done for us.

Mayor McCullough announced that we have reason to celebrate; although, he will wait until we have a check in hand, but we received notice today the Clay County Commissioners did sign the agreement for the Road District. A lot of activity will be seen from that, without financially tying our hands. Mayor McCullough said he feels it has been a huge thing to see our Council come together. There have been struggles and differences, but we are building on that and moving forward. We have three new Council members who bring an awfully lot to the table. Mayor McCullough said it has been fantastic working with the Council members, and he looks forward to them continuing to work together and create new successes for the City.

Mayor McCullough joking said that staff has tried to keep him "between the ditches" this year, and their input has been amazing, and he appreciates their leadership, guidance, and professionalism, and how well staff represents the City and beyond its borders. Staff is well respected by their peer groups, which makes the City Council's job a lot easier.

Mayor McCullough offered a special thank you to his family. It has been a crazy year with a lot of activities that he was not accustomed to having in his life, and his family has been very patient and supportive. Mayor McCullough addressed his wife, Anita, by saying that he could not say enough good things about her - she has been so patient, and she gets him back tomorrow!

Mayor McCullough addressed his daughter, Megan, and her husband, Jason, by saying it was great to have them present this evening. Mayor McCullough joking said that Jason has even joined the Rotary! Mayor McCullough said the staff at his office has been amazing. So many people pitched in and put up with him this year, and he really appreciated that. It is not about him, but it made a big difference in trying to fulfill his role. Mayor McCullough offered his thanks to everyone for listening, and said this brings us up to speed on what has been happening in the City.

Item 7. on the Agenda. **FIRST READING BILL 12-6**, declaring the results of the Tuesday, April 3, 2012, Gladstone General Municipal Election as certified by the Clay County Board of Election Commissioners that City Council Candidates Barry McCullough and Jean Moore have been elected to three year terms on the Gladstone City Council, and Bill Garnos has been elected to a one year term on the Gladstone City Council.

Mayor Pro Tem Carol Suter moved to place **Bill 12-6** on its First Reading. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, 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 12-6**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, 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 12-6**, and to enact the Bill as **Ordinance 4.208**. Councilman Brian Hill seconded.

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

Item 8. on the Agenda. **CITY COUNCIL OATH OF OFFICE: BARRY McCULLOUGH, JEAN MOORE, AND BILL GARNOS.**

City Clerk Cathy Swenson administered the oath of office to **Barry McCullough** and **Jean Moore** for three-year terms on the Gladstone City Council, and to **Bill Garnos** for a one-year term on the Gladstone City Council. The audience applauded the newly elected City Council members.

Item 9. on the Agenda. **ELECTION OF MAYOR AND OATH OF OFFICE.**

Mayor Barry McCullough presided and opened nominations for the office of Mayor of the City of Gladstone.

Councilmember Jean Moore moved to place in nomination the name of **Mayor Pro Tem Carol Suter** as Mayor of the City of Gladstone, Missouri. Councilman Brian Hill seconded.

As there were no further nominations for the office of Mayor to come before the City Council, Mayor McCullough called for a vote.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Mayor Pro Tem Carol Suter and Mayor Barry McCullough. (5-0).

Following applause from the audience, The City Clerk administered the Oath of Office for the position of Mayor of the City of Gladstone, Missouri to **Mayor Pro Tem Carol Suter**. The audience applauded the newly elected Mayor.

Following applause from the audience, Mayor Carol Suter took her place at the City Council dais, and thanked everyone for their support.

Item 10. on the Agenda. ELECTION OF MAYOR PRO-TEM.

Mayor Carol Suter presided and opened nominations for the office of Mayor Pro Tem of the City of Gladstone.

Councilman Brian Hill moved to nominate Councilmember Jean Moore as Mayor Pro Tem of the City of Gladstone, Missouri. Councilman Barry McCullough seconded.

As there were no further nominations for the office of Mayor Pro Tem to come before the City Council, Mayor Suter called for a vote.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilmember Jean Moore, Councilman Barry McCullough and Mayor Carol Suter. (5-0).

Mayor Suter announced that Jean Moore had been elected as Mayor Pro Tem, which was followed with applause from the audience.

REGULAR AGENDA

Item 11. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

There were no communications from the audience.

Item 12. on the Agenda. COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos stated he wished to thank former Mayor Barry McCullough for his service as Mayor. He has had the privilege of serving on the City Council for eight months, and during that period he saw former Mayor McCullough spend countless time and energy representing this City at Chamber luncheons, Rotary breakfasts, neighborhood meetings, and so many events that those who attend the City Council meetings never see. Councilman Garnos thanked former Mayor McCullough for his time, dedication and his wise counsel to him during this period, and for his leadership of the City Council during his term as Mayor.

Councilman Brian Hill stated he wished to echo the thanks to former Mayor McCullough for the countless hours he has spent as Mayor this past year. Councilman Hill offered congratulations to Mayor Suter and Mayor Pro Tem Moore on their new positions, and said he looked forward to working with them.

Councilman Hill inquired into the process of removing the trees infected with the Pine Wilt disease, because the trees are still standing around the City, and he continually receives questions about this issue.

Assistant City Manager Scott Wingerson replied that the re-inspection throughout the City is underway. In regards to the specific trees about which the City Council may be most interested, the negotiations with the property owner have gone very well, and it is hoped those will conclude in the next couple of weeks.

Councilman Barry McCullough congratulated Mayor Suter and Mayor Pro Tem Moore on their new positions.

Mayor Pro Tem Jean Moore said she would like to echo what has been said about former Mayor McCullough. It has been a great thrill working with former Mayor McCullough this year. His energy, efforts, dedication and love for this City has shown on every occasion, and we have been truly blessed by that. Mayor Pro Tem Moore said she appreciates him being a great friend and a great colleague, and she looks forward to working with him on the City Council. Mayor Pro Tem Moore offered congratulations to Mayor Suter, and said she looks forward to her leadership for the new year.

Mayor Pro Tem Moore said she and Councilman McCullough attended a really fun Arbor Day celebration at Flora Park with Oakwood Manor students. The kids were darling. They sang the cutest tree song, and they all had on tree hats, and it was truly fun and a unique experience. It is really a good thing that we are a Tree City. We planted a small leaf Linden tree in the park. It is a good thing when we do this for the City, and it is a great opportunity when we can partner with someone like a school who is close. As former Mayor McCullough pointed out, we planted the tree for the little ones, because, obviously, we will not see it grow to its full extent as they will. Mayor Pro Tem Moore said it was a great experience and she hoped that the next Arbor Day everyone could attend, because it is a very worthwhile experience.

Mayor Carol Suter said she also wished to echo the sentiments of appreciation to former Mayor McCullough. He follows in a long tradition, as everyone in the room could verify, and those shoes must be filled every year, because many of those present have done a wonderful job in leading this City to be All America in terms of competition, but also Number 1 in our hearts and in our region. Mayor Suter said she accepted this responsibility with great humility to try to do justice to all who came before, as we move forward into this next year. In regard to the Road District settlement, Mayor Suter said she wished to say a special thank you to former Mayor Les Smith, former Mayor Barry McCullough, and City Counselor Randall Thompson for their dogged determination this last year. This has been on the agenda ever since she has been on the City Council, so to see it finally resolved is greatly satisfying. It would not have happened without the extraordinary efforts of those three people, so she wished to express appreciation on

behalf of the entire City. Mayor Suter said we already know how we will spend the money, which is improvements to 69th Street.

Mayor Suter reminded everyone that the Home Show is next weekend, April 20 and 21, and Walk "N Wag is the same day. If one is a dog person, we will see you at Happy Rock Park that morning, and hopefully, will see you at the Home Show later.

Item 13. on the Agenda. **INTRODUCTION OF THE PAST MAYORS AND CITY COUNCIL MEMBERS.**

Mayor Suter said this item was covered earlier in the agenda, so the City Council moved on to Item 14. on the agenda.

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

City Manager Kirk Davis offered congratulations to all of the winners, and on behalf of staff, he looks forward to working with everyone again. It will be a great year. City Manager Davis offered "great job" to former Mayor McCullough during this past year. Former Mayor McCullough stepped into the trash issue right off the bat, and steered us through that, and that was a learning experience for everyone, and he did a great job. City Manager Davis thanked former Mayor McCullough and offered congratulations to Mayor Suter. City Manager Davis said he believes this is a historic time in our City, as he believes this is the first time there have been two females in these two leadership positions, and offered congratulations.

City Manager Davis reported that April 27 through April 29 is the Spring Clean Up at Happy Rock Park.

Item 15. on the Agenda. **RESOLUTION R-12-38, authorizing execution of a contract with Electronic Technologies, Inc. in an amount not to exceed \$167,014.00 for the Security Camera Project.**

Councilman Brian Hill moved to adopt **RESOLUTION R-12-38**, authorizing execution of a contract with Electronic Technologies, Inc. in an amount not to exceed \$167,014.00 for the Security Camera Project. Mayor Pro Tem Jean Moore seconded. The vote: All "aye" – Councilman Billarnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (5-0).

Item 16. on the Agenda. **OTHER BUSINESS.**

There was no other business.

Item 17. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

Kathy Edwards, reporter for the Gladstone Dispatch, asked for clarification that the Gladstone City Council is elected and then the Council elects the Mayor?

Mayor Suter confirmed that was correct.

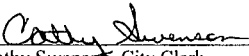
Ms. Edwards asked if this is making history with two females in leadership roles on the City Council.

Mayor Suter said it did take awhile for two women to be on the City Council at the same time. Last year a record was set, when for one meeting, three women were on the City Council at the same time.

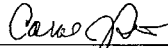
Item 18. on the Agenda. ADJOURNMENT.

There being no further business to come before the April 9, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting, and invited everyone to a reception honoring our newly elected officers.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐


Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, APRIL 23, 2012**

The City Council will meet in Closed Executive Session at 5:30 PM, on Monday, April 23, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:00 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the April 4, 2012, City Council Special Meeting Minutes.
5. Approval of the April 9, 2012, City Council Regular Meeting Minutes.

6. **PROCLAMATION:** recognizing May 2012, as **BUILDING SAFETY MONTH** in the City of Gladstone, Missouri.
7. **PROCLAMATION:** recognizing May 2012, as **OLDER AMERICANS MONTH** in the City of Gladstone, Missouri.
8. **SPECIAL PRESENTATION BY THE GLADSTONE CITY COUNCIL.**

REGULAR AGENDA

9. **Communications from the Audience.**
10. **Communications from the City Council.**
11. **Communications from the City Manager.**
12. **RESOLUTION R-12-39**, authorizing acceptance of work under contract with Heartland Contractors, Incorporated, for the North Oak Enhancement – 69th Street to 71st Street; and authorizing final payment in the amount of \$13,863.20.
13. **RESOLUTION R-12-40**, accepting Temporary Construction Easements in conjunction with the Northeast 69th Street Reconstruction Project.
14. **APPROVAL OF A PACKAGE LIQUOR LICENSE WITH SUNDAY SALES** for XO Corporation dba Worlds Liquors, 6833 North Oak Trafficway. Managing Officer: Sheraz Choudry
15. **APPROVAL OF THE MARCH FINANCIAL REPORT.**
16. Other Business.
17. Questions from the News Media.
18. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, APRIL 23, 2012**

**ADJOURNMENT TO CLOSED EXECUTIVE SESSION
5:30 PM**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on April 23, 2012, at 5:30 PM. Mayor Pro Tem Jean Moore 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (3-0).

Councilman Barry McCullough and Councilman Brian Hill were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session.

**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 Clerk Cathy Swenson

ABSENT: City Counselor Randall Thompson

Item 2. on the Agenda. **ROLL CALL.**

Mayor Carol Suter opened the Regular April 23, 2012, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all Council members were present, and welcomed all the visitors this evening.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

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

Item 4. on the Agenda. **APPROVAL OF THE APRIL 4, 2012, CITY COUNCIL SPECIAL MEETING MINUTES.**

Councilman Brian Hill moved to approve the **APRIL 4, 2012, CITY COUNCIL SPECIAL MEETING MINUTES** as presented. Councilman Barry McCullough seconded.

The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 5. on the Agenda. **APPROVAL OF THE APRIL 9, 2012, CITY COUNCIL REGULAR MEETING MINUTES.**

Councilman Barry McCullough moved to approve the **APRIL 9, 2012, CITY COUNCIL REGULAR MEETING MINUTES** as presented. Mayor Pro Tem Jean Moore seconded.

The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 6. on the Agenda. **PROCLAMATION: recognizing May 2012, as BUILDING SAFETY MONTH in the City of Gladstone, Missouri.**

Mayor Carol Suter read and presented the Proclamation to Building Official Alan Napoli, who thanked the Mayor and City Council.

Mayor Suter said the Council is so glad to have such a fine staff who keeps us safe here in Gladstone.

Item 7. on the Agenda. **PROCLAMATION: recognizing May 2012, as OLDER AMERICANS MONTH in the City of Gladstone, Missouri.**

Mayor Suter invited Clay County Senior Services Board Chairman Donald Harper, who is also a member of the Gladstone Parks and Recreation Advisory Board, to join her, and she said that Mr. Harper represents one of the most important constituencies in our City.

Mr. Harper thanked Mayor Suter.

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

Mr. Harper thanked the Mayor and City Council, and said the Commissioners in Liberty also presented a similar Proclamation to him today. Mr. Harper said he was certain everyone knew what the Gladstone population is, but asked how many knew the Senior population percentage, aged 65 and older?

Councilman Bill Garnos replied 17.6 percent.

Mr. Harper jokingly said that Councilman Garnos read the note he passed out earlier, and asked what that percentage equated to in our population. As no one replied, Mr. Harper said that equates to 4,472.16 Seniors in Gladstone, and we have a higher percentage of Seniors in Gladstone than in any other municipality, than the average in Clay County, and the average in the United States, according to the 2010 Census. We have challenges before us. This percentage will go up to at least 25 percent in future years. Mayor Suter has a lot of statistics on this from her work with Mid America Regional Council and other organizations. There are major problems coming to all the municipalities, and we have to look at transportation and Senior Centers. Mr. Harper continued by saying that Assistant City Manager Scott Wingerson has been working with him very diligently to look for a good location in the Gladstone area for a new Senior Center. Some might call it a Nutrition Center, but he likes to refer to it as a café concept, whereby Seniors may gather for social interactions, which is extremely important. Mr. Harper asked that the City Council please take these numbers into consideration. Mr. Harper said when he read the Council's goals, he did not see much about Seniors, and he would like to see more thinking in that area, and at budget time. Mr. Harper thanked the Mayor and Council for the Proclamation, and asked that the senior citizen population be kept in mind.

Item 8. on the Agenda. SPECIAL PRESENTATION: BY THE GLADSTONE CITY COUNCIL TO CITY MANAGER KIRK DAVIS, 2012 RECIPIENT OF THE JAY T. BELL PROFESSIONAL MANAGEMENT AWARD.

Mayor Suter invited the City Council to join her in front of the City Council dais, along with City Manager Kirk Davis, 2012 recipient of the Jay T. Bell Professional Management Award. Mayor Suter stated that City Manager Davis was recognized as the City Manager of the Year for the State of Missouri. Mayor Suter said we have always known he is the best, and we are glad to see others recognize that as well. Mayor Suter read and presented a Proclamation to City Manager Davis, which was followed by a standing ovation.

City Manager Davis said this Proclamation was a surprise, and he thanked the Mayor and City Council, and said he appreciated very much this recognition. City Manager Davis said the City employees had a reception for him today, and he would repeat what he said to them in that customer service and the service to our citizens by our City employees is the foundation of everything we do. When the employees provide good customer service, we build relationships in our community. Those relationships are what turned into election success; not only election success in electing great Councilmembers who support our City staff, but also election success with ballot issues. In 2009, in the middle of a recession, our City passed a tax increase. Everyone else struggled. We passed a tax increase with 78 percent voter approval. Two years

before that, with the help of a strategic planning process and the involvement of citizens, our City passed the first property tax increase in the City's history – in over 50 years - with a 78 or 80 percent voter approval. This goes back to our foundation of customer service. All City employees do a good job in providing customer service at the basic level in the daily interactions with our citizens. That leads to credibility, trust, good elected officials, and financial stability. That is what we have seen. City Manager Davis said all the credit goes to those staff members who are plowing snow and catching that second flake that comes down, the people who are on patrol, the people who ride in the ambulances who provide great quality health care, and the people who are in Parks and Recreation who provide so many services to our citizens.

City Manager Davis said he could go on and on about each department, and we really owe a debt of thanks to them and the job they do. City Manager Davis said our City has great Directors, and leadership from those folks makes a huge difference, by buying into Council goals, and being aggressive in trying to figure out ways to achieve those goals. That is the leadership our City receives from our Directors. City Manager Davis said thank you to Scott Wingerson, who he knew oversaw this whole connection of activities the last few days. City Manager Davis said Mr. Wingerson is a great assistant who does a great job, and he really does appreciate him. City Manager Davis jokingly said he does not know where Public Information Officer Richard King came up with all the information about him for the nomination, but we were recognized in Gladstone, and the list of people who have been recognized is pretty impressive and it covers the last 30 years, and he is proud to be on it. City Manager Davis thanked the Mayor and City Council.

REGULAR AGENDA

Item 9. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

Larry Larson, Western Commissioner of Clay County, began by saying he and City Manager Davis have been friends for over 20 years, and Gladstone is indeed fortunate to have a City Manager of his caliber. The City Council and staff see it everyday, but the public does not see it everyday, but they see the results of it. Commissioner Larson congratulated City Manager Davis on his award. Commissioner Larson said it was about 15 years ago when his and City Manager Davis's sons were running up and down the soccer field at Happy Rock Park, and that is where they first met. The entire City is very proud of Mr. Davis, as is the County.

Commissioner Larson said the second subject he wished to address was that we now have an agreement between Clay County and the City. This is important and an example of governments working together, and arriving at intergovernmental agreements that make sense, and he presumes that both sides are winners in this. It will ultimately result in the payment of \$1.3 million from Clay County to the City of Gladstone. Commissioner Larson said he was proud to be a part of that; in fact, back six or seven years ago, there were two meetings in the Gladstone City Hall conference rooms, where all the lawyers were present, the Road District representatives, and cities - all of those against him and the County attorney. The objective was to set the stage for continuing discussions. Commissioner Larson congratulated the City Council for their thoughtful work on this issue, because the County also spent a great deal of time in getting this done, and the County is thrilled to get this done and to move along. Commissioner

Larson thanked the Mayor and City Council for allowing him to stand on this side of the podium, which feels a little more uncomfortable than he was used to.

Mayor Suter thanked Commissioner Larson, and said our City is glad to have received the first check from the County.

Tammy Witmer said she was before the City Council on June 13, 2011, when she asked about the pet containment system to be considered by the City. Ms. Witmer said she knows it has been researched by the Police Department. It has been taken to City Counselor Thompson's desk, and was supposed to be on the agenda tonight, and she was wondering when it would come before the City Council. It is acknowledged by the surrounding cities. Each city that surrounds us does allow for this. Ms. Witmer asked if this is something Gladstone is going to look into for the residents, and for the upgrade in technology.

Mayor Suter replied this issue is scheduled for the May 14, 2012, Open Study Session. Items come up first for discussion and education in an Open Study Session, before they would appear on a City Council agenda.

Item 10. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill stated an item he hears about every second or third day is that the trees are still standing along North Prospect, and he inquired into the status of the trees.

Assistant City Manager Scott Wingerson replied the property owner has agreed to cut down the trees, and the trees will be removed. The current discussion involves the property owner, the City, and the Homes Association about future ownership of this strip of land that borders single family homes. It seems like those people may want some control over their destiny, so this does not happen again. That is the status as of today, but it is expected that problem will be resolved in the next 30 to 45 days. The property owner has agreed to have the trees removed, which is a very positive step.

Councilman Hill said he wished to again congratulate City Manager Davis on his award.

Councilman Barry McCullough congratulated City Manager Davis, and said it was very well deserved, and he appreciates all his effort in keeping the City going in the right direction.

Councilman McCullough reported that John Garner phoned him Friday night about 10:30 to let him know that he was going to Omaha to receive a heart transplant. We will miss him in his absence, but we hope to have him back in a few weeks. Councilman McCullough said he visited with him today, and he seems to doing as well as anyone could after having a heart transplant, and is excited to be back with us as soon as possible. Councilman McCullough said he would keep everyone updated on John's status.

Mayor Pro Tem Jean Moore congratulated City Manager Davis, and said it was a proud moment when everyone gathered at Crown Center and surprised him. It was great fun, and it is a great honor for him and for all of us who get to share just a little bit in that honor.

Mayor Pro Tem Moore said she wished to thank everyone who was involved in the Gladstone Home Show this past weekend. Public Information Officer Richard King said there were over 400 people in attendance, and she understands that some of the vendors were very successful in acquiring new clients and showing the services they could provide. That took a lot of effort on the part of a lot of people to make that happen.

Mayor Carol Suter introduced Major Rick Lockhart who was present with a group of students, and asked that he tell everyone about his group.

Mr. Lockhart thanked the Mayor and City Council for allowing them to attend this meeting, and also thanked City Manager Davis for setting everything up for them. Mr. Davis had handouts and various things prepared for them this evening. Mr. Lockhart said he had five students from Park University; four of who are Public Administration students. One of them is a Business major. The students introduced themselves as follows: Kevin Nelson; Jodi Johnson; Daniel Elsrode; Sarah Long; and Kristine Stowell. Mr. Lockhart said in their class they are studying politics and administration, and so what better way to see the two mixing together than coming to a City Council meeting. Mr. Lockhart thanked the Mayor and Council for allowing them to attend the meeting this evening.

Mayor Suter thanked the group for being here this evening.

Mayor Suter stated we have a crystal award in the City Hall lobby trophy case for commemoration of being a Tree City for ten years. Mayor Suter encouraged everyone to stop and take a look at the award.

Mayor Suter said she wished to offer kudos to Public Safety. She had a conversation with the new Manager of the Gladstone Hy-Vee, who was "over the moon" with the response times and the cooperativeness and support of the Public Safety Department for him as a business manager, with a large enterprise. The Manager said that from the time he picks up the phone to get to his car, they are at the store. Mayor Suter said that is pretty good!

Mayor Suter said she received a letter by e-mail from the Shoalbrook 2 Housing Association, which represents houses just on the north side of Happy Rock West Park. They had recent dealings about a tree with our Parks Department. Mayor Suter said they sent a lovely letter to her and Kansas City Councilman Dick Davis, because they are Kansas City residents, not Gladstone residents. They were so impressed with the professionalism, cooperation, courtesy, knowledge, accountability, and accommodation. They were delighted to work with Gladstone, and they said that they were sure that anytime they had an issue, they knew they could count on us in the future. That was very nice.

Mayor Suter offered congratulations to the best City Manager in the State of Missouri, which we have known for a long time. We are privileged to get to work with City Manager Davis, and it shows.

Item 11. on the Agenda. COMMUNICATIONS FROM THE CITY MANAGER.

City Manager Kirk Davis began by saying that he found out in the last few days that we can keep secrets in City Hall, and this is an award that means a lot to him, but it surely does reflect well on the rest of our staff and the Councils, past and present. City Manager Davis said his wife had left, but he was going to introduce her and his oldest son, who were present this evening for the Council's presentation.

City Manager Davis reported the clean up and beautification event would be this weekend, Friday through Sunday, at Happy Rock Park, and he encouraged everyone who wished to get rid of any unwanted items, to participate in this event.

City Manager Davis thanked all the City Council who attended the reception the other day, and all the folks who are in this room who attended. It surprised him, and he is not sure that he made any sense, but he appreciated the support and certainly the support from Scott Wingerson and the leadership team in making all of these things happen.

Item 12. on the Agenda. RESOLUTION R-12-39, authorizing acceptance of work under contract with Heartland Contractors, Incorporated, for the North Oak Enhancement – 69th Street to 71st Street; and authorizing final payment in the amount of \$13,863.20.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-39**, authorizing acceptance of work under contract with Heartland Contractors, Incorporated, for the North Oak Enhancement – 69th Street to 71st Street; and authorizing final payment in the amount of \$13,863.20. Councilman Brian Hill seconded. The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

Item 13. on the Agenda. RESOLUTION R-12-40, accepting Temporary Construction Easements in conjunction with the Northeast 69th Street Reconstruction Project.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-40**, accepting Temporary Construction Easements in conjunction with the Northeast 69th Street Reconstruction Project. Mayor Pro Tem Jean Moore seconded. The vote: "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. APPROVAL OF A PACKAGE LIQUOR LICENSE WITH SUNDAY SALES for XO Corporation dba Worlds Liquors, 6833 North Oak Trafficway. Managing Officer; Sheraz Choudry.

Councilman Barry McCullough moved to approve a **PACKAGE LIQUOR LICENSE WITH SUNDAY SALES for XO Corporation** dba Worlds Liquors, 6833 North Oak Trafficway. Managing Officer: Sheraz Choudry. Mayor Pro Tem Jean Moore seconded. The vote: "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. APPROVAL OF THE MARCH 2012 FINANCIAL REPORT.

Councilman Brian Hill moved to approve the **MARCH 2012 FINANCIAL REPORT**. Mayor Pro Tem Jean Moore seconded. The vote: "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. OTHER BUSINESS.

There was no other business.

Item 17. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

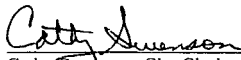
Kathy Edwards, reporter for the Gladstone Dispatch, inquired into the \$1.3 million settlement payment from the County, and asked if the money would be used for roadwork.

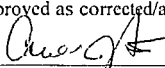
Mayor Suter replied the money would be used for roadwork, and staff would be happy to provide more specifics. As it is Road District money, it is specifically for roadwork.

Item 18. on the Agenda. ADJOURNMENT.

There being no further business to come before the April 23, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐

Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, MAY 14, 2012**

OPEN STUDY SESSION: 5:30 PM

REGULAR MEETING: 7:30 PM

The City Council will hold a Closed Executive Session immediately following adjournment of the Regular Meeting 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 610.021(3) for Personnel Discussion.

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the April 23, 2012, City Council Meeting Minutes.**
- 5. PROCLAMATION: recognizing OUTSTANDING MISSOURIAN RAY BROCK**
- 6. RECOGNITION OF LEADERSHIP ACADEMY GRADUATES.**

7. **PROCLAMATION:** recognizing the week of May 20 - 26, 2012, as **EMERGENCY MEDICAL SERVICES WEEK** in Gladstone, Missouri.
8. **PROCLAMATION:** recognizing the week of May 13 -19, 2012, as **POLICE WEEK**, and May 15, 2012, as **PEACE OFFICERS MEMORIAL DAY** in Gladstone, Missouri.
9. **CONSENT AGENDA**

RESOLUTION R-12-41, authorizing Change Order No. 1 in the amount of \$29,300.00 to the contract with Linaweaver Construction, Incorporated, for construction of an emergency water interconnection to Kansas City, Missouri, as part of the 24 Inch Water Transmission Upgrades Project.

RESOLUTION R-12-42, accepting a Temporary Construction Easement and a Permanent Aerial Utility Easement in conjunction with the Northeast 69th Street Reconstruction Project.

RESOLUTION R-12-43, accepting Temporary Construction Easements and a Permanent Drainage Easement in conjunction with the Northeast 73rd Terrace Bank Stabilization Project.

RESOLUTION R-12-44, accepting Temporary Construction Easements, a Permanent Drainage Easement, and a Quit-Claim Deed in conjunction with the Northeast 76th Street Reconstruction Project.

RESOLUTION R-12-45, authorizing execution of a restaurant lease between the City of Gladstone, as lessor, and Dina Prime, LLC, dba the Peruvian Rose as lessee, to operate a restaurant at 504 Northeast 70th Street, Gladstone, Missouri.

REGULAR AGENDA

- 10. Communications from the Audience.**
- 11. Communications from the City Council.**
- 12. Communications from the City Manager.**
- 13. PUBLIC HEARING:** for consideration of a Special Use Permit subject to certain conditions to Laura A. Gerdes for operation of a Montessori School on residential property at 405 Northeast 73rd Terrace. Applicant: Laura Gerdes and Terry Day. Owner: Terry Day. File #1367.
- 14. FIRST READING BILL 12-7,** approving a Special Use Permit subject to certain conditions to Laura A. Gerdes for operation of a Montessori School on residential property at 405 Northeast 73rd Terrace. Applicant: Laura Gerdes and Terry Day. Owner: Terry Day. File #1367.
- 15. PUBLIC HEARING:** for consideration of Rezoning from R-1 (single family) to MXDP (mixed use development planned), and the Final Development Plan for property legally described as Lots 4, 5, 6, 7, 8, 9, 10 and 11, of Block 22, Linden, a platted subdivision in the City of Gladstone, Clay County, Missouri, together with the west half of vacated Oakley Avenue lying east of adjoining said lots. Applicant/Owner: City of Gladstone. File #1369.
- 16. FIRST READING BILL 12-8,** amending Ordinance No. 3.973 and being an Ordinance relating to Zoning Ordinance Regulations and the establishment of Use Districts within the City of Gladstone, Missouri. Applicant/Owner: City of Gladstone. File #1369.

17. **FIRST READING BILL 12-9**, approving a Final Development Plan for property legally described as; all of lots 4, 5, 6, 7, 8, 9, 10, and 11, of block 22, Linden, a platted subdivision in the City of Gladstone, Clay County, Missouri, together with the west half of vacated Oakley Avenue lying east of adjoining said lots on property commonly known as Linden Square. Applicant/Owner: City of Gladstone. File #1369.
18. Other Business.
19. Questions from the News Media.
20. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, MAY 14, 2012**

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

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

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

ABSENT: Councilman Brian Hill

Item 2. on the Agenda. ROLL CALL.

Mayor Carol Suter opened the Regular May 14, 2012, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all City Council members were present, except for Councilman Brian Hill, who was out of town for this meeting.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

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

Item 4. on the Agenda. APPROVAL OF THE APRIL 23, 2012, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the **APRIL 23, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. Mayor Pro Tem Jean Moore seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

Mayor Suter stated due to the large number of people in attendance, she would like to rearrange the Agenda slightly; whereby items Number 7. and 8. would be renumbered as Items Number 5. and 6., and items Number 5. and 6. would become Items Number 7. and 8.

Item 5. on the Agenda. **PROCLAMATION:** recognizing the week of May 20 - 26, 2012, as **EMERGENCY MEDICAL SERVICES WEEK** in Gladstone, Missouri.

Mayor Carol Suter read and presented the Proclamation to Fire Division Chief Bob Baer, who was accompanied by Captain Brent Friday; Battalion Chief Bret Atkins; Paramedic/Firefighter John Norman; Paramedic/Firefighter Kim Shook; Paramedic/Firefighter Ken Magaha; Paramedic/Firefighter Craig Farley; Firefighter/EMT Matt Frank; Paramedic/Firefighter John Pickard; Paramedic/Firefighter Tim Schmuke; Firefighter/EMT Marc Wachter; and Captain Dave McGee. The presentation was followed by a standing ovation by the audience.

Fire Division Chief Baer said he wished the entire staff could be present, but he was happy these staff members were present, who represent one shift. Fire Division Chief Baer thanked the Mayor and City Council.

Item 6. on the Agenda. **PROCLAMATION:** recognizing the week of May 13 -19, 2012, as **POLICE WEEK.** and May 15, 2012, as **PEACE OFFICERS MEMORIAL DAY** in Gladstone, Missouri.

Mayor Suter read and presented the Proclamation to Fire Division Chief Baer, who was accompanied by Sergeant Brian Boydston and Officer Sabrina Skouritis. The presentation was followed by a standing ovation by the audience.

Fire Chief Division Baer thanked the Mayor and City Council, and said he was very proud of the service of the entire Public Safety Department, who strive very hard to go above and beyond every day for the residents of our community.

Mayor Suter thanked the department for all their hard work and service to our City.

Item 7. on the Agenda. **PROCLAMATION:** recognizing **OUTSTANDING MISSOURIAN RAY BROCK**

Mayor Suter invited Mr. Ray Brock to join her in front of the City Council dais, along with all the City Council members. Mayor Suter said this was such a delight to honor one of the most special people in our community. He cannot claim that he lives here, but he works here, and his business has been here for a long time. Mayor Suter said she thought it was appropriate that we are recognizing the graduates of the Leadership Academy this evening, because Mr. Brock has set the bar. He is the example we all strive for in our lives, and his is truly a life well lived. Mr. Brock has received the highest honor bestowed by the State of Missouri (the Outstanding Missourian Award). Mayor Suter read and presented the Proclamation to Mr. Brock, which was following by a standing ovation from the audience.

Mr. Brock thanked the Mayor and City Council, and said he joined the Gladstone business community over 40 years ago, and they moved their offices to Gladstone a little over 30 years ago. During that length of time he has met and worked with a lot of City Council members, Mayors, City Administrators, and City staff. It has been a wonderful relationship that he has enjoyed and appreciated. Mr. Brock said his company does work all around this area, and quite a bit in Johnson County, and they have been asked why they do not move their office to Johnson County – why do you want to stay in Gladstone. Mr. Brock jokingly said they sometimes just simply smile and say snob appeal!

Item 8. on the Agenda.
GRADUATES.

RECOGNITION OF LEADERSHIP ACADEMY

Mayor Suter stated this recognition is a particularly fun event for those on the City Council, because they are all graduates of the Leadership Academy. Mayor Suter said she was in the very first class, and it has been so much fun for her to see some of the people she has served with move into leadership roles, and also to see some of the work her class did in the very first planning charrette for land development. It is so exciting to see that dirt is being moved and some of the ideas are being implemented that came out of that first session. Each class since has worked on the same kinds of things and reinforced some of the same ideas, and added some new ones. Mayor Suter said she knew the students had a good time learning – learning about each other and about the City.

Mayor Suter said tonight the City Council would like to recognize the Leadership Academy graduates' participation by awarding a Certificate of Completion and a City pin. Mayor Suter and the City Council recognized **David Bussinger** and his sister, **Joyce Turner** – Mayor Suter said these two are Gladstone's legacy. These are the children of one of our most esteemed City leaders, Lee Bussinger, who was a many terms Councilman and Mayor of Gladstone. They are continuing the family tradition that many people remember and respect. Mayor Suter said Lee was a neighbor in Tall Timber, so she got to know him at the end of his life, and he served until the very end, and loved Gladstone until the very end. Mayor Suter said the City Council is particularly pleased and proud to have his children in this group, and offered them congratulations.

Mayor Suter stated that **Michael Feeback** also has an interesting relationship with Gladstone, because he is one of our City's prosecutors, so the City Council is very excited that he has taken the opportunity to focus on his volunteer's side as well, and he was offered congratulations from the Mayor and City Council.

Mayor Suter and the City Council recognized and congratulated **Cassandra and Vernon Noland**, and Mayor Suter said that they are already involved in the Northaven Hills subdivision, which is one of the City's newer neighborhood associations.

Mayor Suter and the City Council recognized and congratulated **Freddy and Shari Poindexter**, and Mayor Suter stated that Shari serves on the City's Tax Increment Financing Commission and on the Building Commission, which is a huge new responsibility in our City, and she is one of those wonderfully talented volunteers that we were happy to recruit.

Mayor Suter and the City Council recognized and congratulated **Adam Richardson**, and said the City Council loves all the mature volunteers, but it is particularly exciting to welcome the next generation and to know that they are learning about the City and making themselves available to serve, so the Council looks forward to lots of years of his service for the City, and hopes that he enjoyed the experience.

Mayor Suter and the City Council recognized and congratulated **Shirley Smith**, and Mayor Suter said she thought that Ms. Smith could write the book about Gladstone, as she is an experienced City leader, and has already served on the City Council, and is also a member of Volunteers in Police Service (VIPS), where she helps Public Safety keep track of all kinds of issues. Ms. Smith jokingly said she had a uniform to wear as a Public Safety volunteer, and when she asked if the hat made her look like a little old woman, someone replied she looked like a little old man!

Mayor Suter and the City Council recognized and congratulated **Debra and David Yazell**, and Mayor Suter said that Debra and David are active in the Northaven 2 subdivision, and are already committed to neighborhood association work, where they also work on the newsletter. Mayor Suter said the City Council is so excited that they are willing to commit to their neighborhood, and they hope that this class inspired them to go on to other things.

Mayor Suter said she hoped these presentations inspired those in the audience to sign up for next year's Leadership Class.

Item 9. on the Agenda. **CONSENT AGENDA**

Councilman Bill Garnos moved to approve the Consent Agenda as presented. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

Councilman Bill Garnos move to adopt **RESOLUTION R-12-41**, authorizing Change Order No. 1 in the amount of \$29,300.00 to the contract with Linaweaver Construction, Incorporated, for construction of an emergency water interconnection to Kansas City, Missouri, as part of the 24 Inch Water Transmission Upgrades Project. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-42**, accepting a Temporary Construction Easement and a Permanent Aerial Utility Easement in conjunction with the Northeast 69th Street Reconstruction Project. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-43**, accepting Temporary Construction Easements and a Permanent Drainage Easement in conjunction with the Northeast 73rd Terrace Bank Stabilization Project. Councilman Barry McCullough seconded. The vote:

All "aye" – Councilman Bill Gamos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

Councilman Bill Gamos moved to adopt **RESOLUTION R-12-44**, accepting Temporary Construction Easements, a Permanent Drainage Easement, and a Quit-Claim Deed in conjunction with the Northeast 76th Street Reconstruction Project. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

Councilman Bill Gamos moved to adopt **RESOLUTION R-12-45**, authorizing execution of a restaurant lease between the City of Gladstone, as lessor, and Dina Prime, LLC, dba the Peruvian Rose as lessee, to operate a restaurant at 504 Northeast 70th Street, Gladstone, Missouri. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0)

REGULAR AGENDA

Item 10. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

Tammy Witmer, said she has been here before on the dog fence, and she was at a neighborhood meeting last week, and they talked about what a front porch community Gladstone used to be. People did not just pull in, shut the garage door, leave, open the garage door and pull out. Ms. Witmer said she lives in a cul-de-sac and most of the neighbors are out. There are ten kids in the three houses who like to stay out in the front. Ms. Witmer said she has had her fence in for many years, and it is nice when friends come over, and the door is inadvertently opened and the dog bursts out, so they can grab him before the police get him.

Ms. Witmer said if we are looking at doing it (electronic fencing) only in the back yard, you need to consider all the side streets in Gladstone, where the side yard is the back yard, and they are on the curb. Would it not be fair to say that is like a front yard? There is not as many, but it is the same as someone going into a front yard. If you have a sign that says there is a fence there, then you are telling people there is a fence. The surrounding communities of Kansas City, Liberty and Riverside do not ask that you have the fence ten feet back from the curb. It is not only the ten feet you are losing of your yard, but you are also losing the three feet from the curb to the sidewalk, then the three feet of the sidewalk, and then another ten feet back – approximately sixteen feet.

Ms. Witmer asked that the Council consider this. Ms. Witmer said as she pulls out with her riding lawn mower, it is nice when her dog can go right out with her, and she could hit the button and they could go around to the back. Ms. Witmer said she feels a sign is great. That is something the surrounding communities do not have. Ms. Witmer said she feels it is a good idea to register with the City to say my dog is out there, but she would like the City Council to consider allowing an electronic fence in the front yard, so there is the security that the dog will not run out of the front yard.

Item 11. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Barry McCullough stated the comments from Shirley Smith reminded him that he had an opportunity to be home at an odd time this past week, and was pleasantly surprised when he saw a couple of people he knows coming out of a van that had "VIPS" written on the side of it, and they were checking on a neighbor's house, who were out of town; of course he was keeping an eye on the house as well, but they did a much more thorough job, and it was neat to see that we are providing that community service. Councilman McCullough said he was visiting with someone from Overland Park at the time, and they were amazed that Gladstone provided that level of extra service to their citizens.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter informed the audience that if they read an article in the Gladstone Dispatch about a Coffee with Council this week, that was written in error. There is no Coffee with Council this week, and we are trying to get that information corrected. Mayor Suter reported there would be a Neighborhood Association Summit meeting tomorrow night, which will be a great event, where we have the opportunity to recognize the successes of our neighborhood associations. Mayor Suter said she looks forward to being there, and she knows some other Council members would be there as well.

Item 12. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis began by saying the Household Hazardous Waste event would be this Saturday at Happy Rock Park, starting at 8:00 AM. Bluesfest will be held June 8 and 9, at Oak Grove Park. This is always a great event. The Municipal Pool opens Memorial Day weekend, on May 26. The June Tunes program will be held every Tuesday, in Oak Grove Park. These concerts are free to the public. On June 5, the Cherry Bombs will be performing, who are a popular group. The City looks forward to providing these concerts through the month of June.

Item 13. on the Agenda. **PUBLIC HEARING:** for consideration of a Special Use Permit subject to certain conditions to Laura A. Gerdes for operation of a Montessori School on residential property at 405 Northeast 73rd Terrace. Applicant: Laura Gerdes and Terry Day. Owner: Terry Day. File #1367.

Mayor Suter opened the Public Hearing, and said first comments would be heard from staff, followed by comments from the applicant, and finally from anyone opposed or in favor of the application.

Staff Comments

Planning Specialist Chris Helmer stated tonight's agenda item is for the renewal of a Special Use Permit. The applicant is not new to this process. The initial permit goes back to 2005. The last

permit renewal was for a five year duration, and staff recommended to the Planning Commission to extend this Special Use Permit to a ten year period, which is consistent with what has been done with other applications for this type of operation. Staff asks that the Council consider a ten year permit as well. There have been no apparent issues brought to the City concerning this childcare operation; as a matter of fact, there was nice article in a Northland magazine about the Montessori School. The Planning Commission voted unanimously in favor of this application, and recommends that the City Council do so as well.

Applicant Comments

Laura Gerdes, 1602 NE 68 Street, stated that her school is the only Montessori School in Gladstone, and they take care of children age 3 through Kindergarten. The staff ratio is one to seven. It is a fantastic program, but there are not a lot of them around, and she loves it.

There were no Comments from anyone in Favor or in Opposition to the Application.

Mayor Suter closed the Public Hearing.

Item 14, on the Agenda. **FIRST READING BILL 12-7**, approving a Special Use Permit subject to certain conditions to Laura A. Gerdes for operation of a Montessori School on residential property at 405 Northeast 73rd Terrace. Applicant: Laura Gerdes and Terry Day. Owner: Terry Day. File #1367.

Councilman Barry McCullough moved to place **Bill 12-7** on its First Reading. Mayor Pro Tem Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the First Reading of **Bill 12-7**, 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 Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the Second and Final Reading of **Bill 12-7**, and to enact the Bill as **Ordinance 4.209**. Mayor Pro Tem Jean Moore seconded.

Roll call vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0).

Item 15, on the Agenda. **PUBLIC HEARING:** for consideration of Rezoning from R-1 (single family) to MXDP (mixed use development planned), and the Final Development Plan for property legally described as Lots 4, 5, 6, 7, 8, 9, 10 and 11, of Block 22, Linden, a platted subdivision in the City of Gladstone, Clay County, Missouri, together with the west half of vacated Oakley Avenue lying east of adjoining said lots. Applicant/Owner: City of Gladstone. File #1369.

Mayor Suter opened the public hearing and said the process for this Public Hearing would be the same as before.

Staff/Applicant Comments

Planning Specialist Chris Helmer began by saying these types of projects are not successful without the type of community support and input that we have for these types of projects. Mr. Helmer said that the overall presentation this evening would be a combination of a brief presentation by him and City staff. Chris Cline of Confluence Landscape Architects was present, as well as Jeff Linmeier of Hollis and Miller, who will be talking about this project in more detail. Mr. Helmer said in this project, there was a lot of good planning occurring during the time of an economic downturn, which was sour for people, but allowed us as a city to get into place the regulatory guidelines to make a project like this a reality. The Council members have all participated in those processes, whether it was from the update or the final adoption of the 2008 Comprehensive Plan, with the subsequent amendments that occurred with that. That really helped to guide this project in what is appropriate in terms of density and how a project like this appeals to someone coming off of North Oak Trafficway onto 70th Street. All of these things are the voices of the City Council and the residents who really said what they wanted to see, and the project speaks loud and clear as to that input.

Mr. Helmer said, as the Council knows, there was an appointed Steering Committee on which Councilman (then Mayor) Barry McCullough participated. There were four intense and productive workshop sessions that were held with the group outside of the hundreds of hours that was spent by Assistant City Manager Scott Wingerson and City Manager Kirk Davis, as well as the design team. The other successful part of this is the civic or outdoor amenities portion that is referred to as Linden Square. This was intended to be the anchor for economic development, which was thought would come in a later phase, but happened to really fall in our laps as the project was underway. This speaks loud and clear to the due diligence that this Council has had, as well as the passion of City Manager Davis for quite some time. The overall site that began as the outdoor amenities, being the pavilion and the synthetic ice skating rink, is really what brought us down this course of getting this project started, and what eventually evolved into that private/public partnership that allowed the opportunity to have real discussions about where we would have restroom facilities, as well as where to provide hot chocolate or ice skates rental that would come with this development.

Mr. Helmer said the Council is aware that the old barn by City Hall is going to come down, which allows an opportunity for Parks and Recreation Director Sheila Lillis to have some state of the art storage capacity to house mechanical equipment and so forth that will be needed with the redevelopment site. Staff had an opportunity a couple of years ago to start looking at the final development plan regulation of making mixed use of a redevelopment area a reality. Staff had brought before the Planning Commission and the City Council the new chapter that is embedded in the City's Zoning Ordinance. In that respect, there is historical significance this evening of what the Council is considering, which speaks loud and clear to what we can do in the future if someone wants to work with the City again. Mr. Helmer said in conclusion, he requests that the City Council consider the rezoning of the old tract of land that is behind City Hall to the Mixed Use Plan Zoning classification. In addition to that, the Council is being asked to consider the

Final Development Plan, which would be the approval of the outdoor amenities project, as well as the private building that Dr. Polina is going to construct. Mr. Helmer introduced Mr. Chris Cline.

Chris Cline, Confluence Landscape Architects, said he was representing the design team. Mr. Cline said he has been before the Council before and has shared the progress throughout the planning process, and tonight they were present to share the final plan, and ask for approval for the mixed use zoning for the entire site that allows the site amenities project to move forward as well as the adjacent building. Mr. Cline said this has been an exciting planning process. Mr. Cline began a PowerPoint presentation by sharing pictures of the Steering Committee at work. The Steering Committee began by having conversation as to what they wanted this project to become, to then selecting photos and pictures and giving ideas as to what they wanted the project to look like. Eventually things were painted onto the site, and everyone was walked through the site, so they had a feel as to where everything would be placed, and adjustments were made as a result of that meeting. Mr. Cline said that the Committee has been guiding their pencils and their direction throughout this entire process.

Mr. Cline pointed out a sketch, which showed the orientation of the amenities when the process first began. Public parking is shown along the north side; a small amphitheatre, which will seat 250 to 300 people for an event; and open lawn that turns into an ice skating rink in the winter time; and a pavilion structure on the corner that may be home to numerous events. A future building was shown along North Cherry, with parking in front of it. This was a placeholder at that time. It was discussed that this site would become the heart of the Village Center. What will help that heart is a pulse of programmed events. A number of events occur in this area now, such as Gladfest and others. This will become the centerpiece for those events and festivals. At this time in the planning process, the building was being looked at being placed along North Cherry. A separate facility was being considered for restrooms and concessions, because it was not known when the building would occur, and we needed those amenities to serve the public.

Mr. Cline said through this planning process, the right user for the building was found, and the design has evolved to include an "L" shaped building that addresses the corner. North Cherry and 70th Street is an important corner. There is the clock in the center of the intersection. It was important that the building address that corner well. Jeff Linnmeier will speak a little bit about the building. The restrooms and concessions found a home in the basement of the building. The grade of the site is being used to our advantage. When one parks on North Cherry and in the parking lot, one will come right in on the main floor of the building, and as one works around the building, it is a walkout basement with a plaza space. The plaza and basement elevation is at the same grade. It will provide ease of use for the concession area and the restrooms.

Mr. Cline pointed out terrace seating on the lawn and upper terrace, with opportunities for tents, structures to be placed for events, and for a fence to be placed in the parking lot, all with great views to where the stage will be located. Over time, hard seating may be added for the entire amphitheatre. All of these elements have been incorporated into the bid for the project, and he is looking forward to receiving those bids in the next three to four weeks. The butterfly roof of the pavilion really picks up the architectural features of the Community Center. All the materials being considered are common in park settings and appropriate for this location. Mr. Cline

pointed out different views from the site in the plan. Mr. Cline said his staff has worked very diligently with the design team to work out all the details of where the sewer lines need to be run, where the drain lines need to be run and how they will connect with the building. A lot of coordination efforts went into this to be sure everything is covered, and that it will work and function very well. The top floor of the building has an opportunity for a large deck that opens up over the space. There will be a number of great vantage points looking off over the site.

Mr. Cline said they are getting ready to bid the project in the middle of May, and he is working with staff now to get the finishing touches on the bid package. It is expected to award the project in the middle of June, with completion some time this fall. Mr. Cline said he and his team were honored to be selected to work on this project, and look forward to it being a rousing success. Mr. Cline said he would hand the microphone to Jeff Linnmeier, who will talk about the building.

Jeff Linnmeier, Hollis and Miller Architects, said he was the project architect responsible for the design and collaboration on this project. From an architectural standpoint, Gladstone has done an excellent job in creating this redevelopment concept. This is not seen very often, and for the City Council to understand what the City needs and to be open to doing something like this is really great for the community. Mr. Linnmeier said this was a unique opportunity for his firm to be the cog in this entire development piece. Mr. Linnmeier referred to the PowerPoint presentation as he pointed out the conceptual rendering and how the building tucks into the grade on the site. One of the first things that they saw when looking through the redevelopment concept is the urban feel, and the great image of downtown and brick buildings, and awnings, signage, fountains and landscaping. They wanted the corner to be the beacon from North Oak Trafficway, because this will be seen, as it will be 40 feet in the air. At night, it will be glowing, and it will be right at the corner of Linden Square.

Mr. Linnmeier said they tried very hard to bring a public image with this, so they created a small plaza space in front of the building. It takes a lot from Italian and Roman styles with the nice glowing steps that wrap around landscaping and art, creating a really great cornerstone of the development. Mr. Linnmeier pointed out the view from the building. Mr. Linnmeier pointed out the areas for the dentist, the public area, the concession area, the skate rentals and the restrooms, making a great backdrop for the amphitheatre. The same materials are being used as in the pavilion space, with wood and stone and lots of glass. Mr. Linnmeier shared the architectural model in the PowerPoint presentation that his firm uses as a tool, and said he looks at it all day.

City Manager Davis stated that Chris has done a great job with the amenities project. In the wintertime it is being proposed an ice rink with the synthetic ice, so there are activities in this area 12 months of the year. Public art will be a huge component of our vision, and the fact that we have public spaces that encourage people to get together is a big part of the social plan behind the Village Center project.

Mr. Linnmeier stated that a good feature of the architectural model is that one may see what is actually being built – all the glass and all the brick, which makes it very efficient. Mr. Linnmeier demonstrated, utilizing the architectural model, the various aspects of the building. Mr.

Linnmeier pointed out the area in the building to be used by the dentistry for children, and pointed out the upper floor area that he said may be rented by the City.

Mayor Suter thanked the presenters and said the City Council looks forward to the completion of this project.

There was no one to speak in Favor or in Opposition to the application.

Mayor Suter closed the Public Hearing.

Item 16. on the Agenda. **FIRST READING BILL 12-8**, amending Ordinance No. 3.973 and being an Ordinance relating to Zoning Ordinance Regulations and the establishment of Use Districts within the City of Gladstone, Missouri. Applicant/Owner: City of Gladstone. File #1369.

Mayor Pro Tem Jean Moore moved to place **Bill 12-8** on its First Reading. Councilman Barry McCullough seconded. The vote: All "aye" -- Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0). The Clerk read the Bill.

Mayor Pro Tem Jean Moore moved to accept the First Reading of **Bill 12-8**, 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 Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0). The Clerk read the Bill.

Mayor Pro Tem Jean Moore moved to accept the Second and Final Reading of **Bill 12-8**, and to enact the Bill as **Ordinance 4.210**. Councilman Barry McCullough seconded.

Mayor Suter stated that serving in public service this way takes a lot of time, energy, and effort, and the pay is not much, but this is the kind of night that makes it all worth while, when you get to see the dreams of a community become a reality. Mayor Suter said she wished to speak for some folks who were not present by saying that at her first or second meeting as a Councilmember there were conversations about acquiring property in this area in order to make exactly this kind of thing happen. It was talked through long and hard, because the Council was not always unanimously of one mind, but the Council came to one mind about it, and the process was begun that has turned into this wonderful opportunity for the City. It could not have happened without the Council making the investment on behalf of the citizens. Interestingly, the Council may make decisions they will not live to see, because a lot of what is decided is way down the road. Mayor Suter said she was the only continuing member of that Council, and she knows there are people just as excited at home this evening or wherever they are about this project becoming a reality. Mayor Suter said she knows there is one former Councilman looking down from above, who would love to be here to see this all happen. This is an exciting time for Gladstone.

Roll call vote: All "aye" -- Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0).

Item 17. on the Agenda. **FIRST READING BILL 12-9**, approving a Final Development Plan for property legally described as; all of lots 4, 5, 6, 7, 8, 9, 10, and 11, of block 22, Linden, a platted subdivision in the City of Gladstone, Clay County, Missouri, together with the west half of vacated Oakley Avenue lying east of adjoining said lots on property commonly known as Linden Square. Applicant/Owner: City of Gladstone. File #1369.

Councilman Barry McCullough moved to place **Bill 12-9** on its First Reading. Mayor Pro Tem Jean Moore seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the First Reading of **Bill 12-9**, 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 Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the Second and Final Reading of **Bill 12-9**, and to enact the Bill as **Ordinance 4.211**. Mayor Pro Tem Jean Moore seconded.

Councilman McCullough said it had been exciting to serve on this project committee, and Chris with Confluence has been fantastic. City Manager Davis had a pretty aggressive schedule. This came together very quickly, and fortuitously with staff paying attention and thinking on their feet to be able to fit a building in that just happened to coincide so timely with our plan. Councilman McCullough said it makes him think about it so optimistically. You get what you plan for. Councilman McCullough said he hopes this is the first of many more to come, and he is so excited to see this come together; although, he is not most enthused about public planning, but this is been exciting, and the foresight is really coming together for us. Councilman McCullough said he appreciates the foresight and wisdom and wished to thank everyone whose hard work brought this together.

Roll call vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0).

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 questions from the News Media.

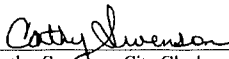
Item 20. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the May 14, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the Regular meeting, and said as the City Council has some items that need attention in Closed Session, following this adjournment of the Regular session, the Council would now proceed to a Closed Executive Session, which is closed 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 610.021(3) for Personnel Discussion.


Councilman Barry McCullough moved 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 610.021(3) for Personnel Discussion. Mayor Pro Tem Jean Moore seconded.

Roll call vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (4-0).

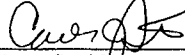
Respectfully submitted:



Cathy Swenson, City Clerk

Approved as submitted: 

Approved as corrected/amended: _____



Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
TUESDAY, MAY 29, 2012**

OPEN STUDY SESSION: 6:00 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the May 14, 2012, City Council Meeting Minutes.
5. SPECIAL PRESENTATION BY MISSOURI STATE REPRESENTATIVE JERRY NOLTE.
6. CONSENT AGENDA

RESOLUTION R-12-46, authorizing execution of a contract with Metro Asphalt, Incorporated, in the total amount not to exceed \$1,073,234.60 for the 69th Street Reconstruction – Oak to Holmes Project.

RESOLUTION R-12-47, authorizing execution of a contract with Vance Brothers, Incorporated, in the total amount not to exceed \$148,544.46 for the 2012 Intermediate Maintenance Program.

RESOLUTION R-12-48, authorizing execution of a contract with Superior Bowen Asphalt Company, in the total amount not to exceed \$727,256.85 for the 2012 Mill and Overlay Program; Project TP1206.

RESOLUTION R-12-49, authorizing Change Order No. 2 in the amount of \$36,064.00 to the contract with A.T. Switzer Painting Company, for painting the three indoor swimming pools at the Gladstone Community Center Natatorium, as part of the Painting Outdoor Swimming Pool Project.

RESOLUTION R-12-50, accepting Temporary Construction Easements in conjunction with the Northeast 73rd Terrace Bank Stabilization Project.

RESOLUTION R-12-51, accepting Temporary Construction Easements in conjunction with the Northeast 63rd Street Storm Improvements Project.

RESOLUTION R-12-52, accepting a Temporary Construction Easement and a Quit-Claim Deed from certain property owners in conjunction with the North Oak at Northeast 76th Street Traffic Signal Improvement Project (025018).

RESOLUTION R-12-53, accepting a Permanent Construction Easement in conjunction with the Northeast 67th Street and North Woodland Avenue Drainage Improvement Project.

RESOLUTION R-12-54, authorizing the City Manager to amend the Retirement Health Savings (RHS) Plan to include mandatory participation and contributions of accrued sick leave.

APPROVAL OF THE APRIL 2012 FINANCIAL REPORT.

REGULAR AGENDA

- 7. Communications from the Audience.**
- 8. Communications from the City Council.**

9. Communications from the City Manager.

- 10. RESOLUTION R-12-55**, ratifying agreements for fire protection and emergency medical services between the City of Gladstone and Villages of Oakwood, Oakwood Park and The Oaks.
- 11. FIRST READING BILL 12-10**, amending Section 1.110.010 of the Code of City Ordinances by repealing Section 1.110.010 (10) and by repealing Title I, Chapter 110, Article 6, relating to the Telecommunications Advisory Board.
- 12. PUBLIC HEARING:** on the proposed Fiscal Year 2013 Annual Operating Budget for the City of Gladstone, Missouri.
- 13. Other Business.**
- 14. Questions from the News Media.**
- 15. Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
TUESDAY, MAY 29, 2012**

**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 May 29, 2012, 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, and invited a Boy Scout in the audience to introduce himself as follows: Andrew Hedrick of Troop 357, who was working on his Communications merit badge, and was accompanied by his father, Allan Hedrick. Mayor Suter also extended a special welcome to John Garner, and said she and the Council were happy to see his return to attending the City Council meetings with a new lease on life!

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

Mayor Carol Suter invited Mr. John Garner and Boy Scout Andrew Hedrick to lead the Pledge of Allegiance, in which all joined.

Item 4. on the Agenda. APPROVAL OF THE MAY 14, 2012, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the **MAY 14, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. 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 5. on the Agenda. **SPECIAL PRESENTATION BY MISSOURI STATE REPRESENTATIVE JERRY NOLTE.**

State Representative Jerry Nolte began by saying he was present at this meeting because of one of Gladstone's primary "movers and shakers", and this person, who makes Gladstone the kind of city we are all very proud to live in, has received an award. State Representative Nolte said at the General Assembly, Resolutions are presented on these types of occasions. City Manager Kirk Davis has been awarded the Jay T. Bell Professional Management Award, which is something of which we can all be proud. This is another one of those accolades that comes Kirk's way because he is such a great person and asset for Gladstone. State Representative Nolte said when he first became involved in politics of the area, Mr. Davis was one of the people on the short list of folks he needed to talk to in order to understand what Gladstone is all about, and what the City of Gladstone needs. State Representative Nolte said he was very grateful that Mr. Davis took the time and showed patience as he was trying to become a better representative for our area. We could not be as good of a City without the hard work and efforts of City Manager Davis. State Representative Nolte presented to City Manager Davis a House Resolution recognizing him as the 2012 recipient of the Jay T. Bell Professional Management Award, which was followed with applause from the audience.

City Manager Davis offered thanks to Mr. Nolte and to all who were a part of his recognition. City Manager Davis said that Jay Bell was the Executive Director of the Missouri Municipal League back in the 1960's, 70's and early 80's, and he developed a reputation as a great representative of good government. He passed away unexpectedly in 1981, and at that time the Missouri City Managers' Association said they wanted to recognize Mr. Bell for all he had done for Missouri cities, so they started the Jay T. Bell Award. This award goes to people primarily from cities such as Kansas City or Springfield, and this time they recognized someone from Gladstone. City Manager Davis said if you are around long enough, you are probably doing something right, and he has been around long enough, and done a couple of things right, so they were kind enough to recognize that.

City Manager Davis said this is the highest award the City Managers' Association gives every year, but they also recognize assistants, and Assistant City Manager Scott Wingerson received the Outstanding Assistant's Award three or four years ago. City Manager Davis said he thought Jay Bell would be proud of some of the things our City has accomplished. City Manager Davis thanked Mr. Nolte and the City Council.

Item 6. on the Agenda. **CONSENT AGENDA**

Councilman Brian Hill moved to accept the Consent Agenda as presented. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-46**, authorizing execution of a contract with Metro Asphalt, Incorporated, in the total amount not to exceed \$1,073,234.60 for the 69th Street Reconstruction – Oak to Holmes Project. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-47**, authorizing execution of a contract with Vance Brothers, Incorporated, in the total amount not to exceed \$148,544.46 for the 2012 Intermediate Maintenance Program. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-48**, authorizing execution of a contract with Superior Bowen Asphalt Company, in the total amount not to exceed \$727,256.85 for the 2012 Mill and Overlay Program; Project TP1206. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-49**, authorizing Change Order No. 2 in the amount of \$36,064.00 to the contract with A.T. Switzer Painting Company, for painting the three indoor swimming pools at the Gladstone Community Center Natatorium, as part of the Painting Outdoor Swimming Pool Project. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-50**, accepting Temporary Construction Easements in conjunction with the Northeast 73rd Terrace Bank Stabilization Project. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-51**, accepting Temporary Construction Easements in conjunction with the Northeast 63rd Street Storm Improvements Project. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-52**, accepting a Temporary Construction Easement and a Quit-Claim Deed from certain property owners in conjunction with the North Oak at Northeast 76th Street Traffic Signal Improvement Project (025018). 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-53**, accepting a Permanent Construction Easement in conjunction with the Northeast 67th Street and North Woodland

Avenue Drainage Improvement Project. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-54**, authorizing the City Manager to amend the Retirement Health Savings (RHS) Plan to include mandatory participation and contributions of accrued sick leave. 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)

Councilman Brian Hill moved to approve the **APRIL 2012 FINANCIAL REPORT**. 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)

REGULAR AGENDA

Item 7. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

There were no comments from the audience.

Item 8. on the Agenda. COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill had no comments at this time.

Councilman Barry McCullough welcomed John Garner back to the City Council meeting, and said everyone is glad to see him again.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter reminded everyone that next weekend, June 8 and 9, is Bluesfest. They are still looking for some volunteers. Volunteering is a fun way to enjoy the event and still hear the music. Anyone wishing to volunteer may check with City Council members or the Gladstone Area Chamber of Commerce. Mayor Suter said she and the City Council look forward to kicking off this event on Friday, June 8.

Item 9. on the Agenda. COMMUNICATIONS FROM THE CITY MANAGER.

City Manager Kirk Davis stated he wished to again express his appreciation to State Representative Jerry Nolte for his recognition. It was nice of him to do that.

Mayor Suter said the recognition was well deserved.

Item 10. on the Agenda. **RESOLUTION R-12-55**, ratifying agreements for fire protection and emergency medical services between the City of Gladstone and Villages of Oakwood, Oakwood Park and The Oaks.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-55**, ratifying agreements for fire protection and emergency medical services between the City of Gladstone and Villages of Oakwood, Oakwood Park and The Oaks. 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 11. on the Agenda. **FIRST READING BILL 12-10**, amending Section 1.110.010 of the Code of City Ordinances by repealing Section 1.110.010 (10) and by repealing Title 1, Chapter 110, Article 6, relating to the Telecommunications Advisory Board.

Councilman Brian Hill moved to place **Bill 12-10** 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 Brian Hill moved to accept the First Reading of **Bill 12-10**, 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 Brian Hill moved to accept the Second and Final Reading of **Bill 12-10**, and to enact the Bill as **Ordinance 4.212**. 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 12. on the Agenda. **PUBLIC HEARING:** on the proposed Fiscal Year 2013 Annual Operating Budget for the City of Gladstone, Missouri.

Mayor Suter stated that this Hearing would be held this evening, with no action on the Agenda.

Mayor Suter opened the Public Hearing.

City Manager Kirk Davis said he was pleased to present the 2012-13 Annual Budget to the Council for their consideration. The all funds budget is approximately \$33 million. Within that budget, all operations are funded, including capital improvements, General Fund operations, Enterprise Fund operations, debt service, Council goals, and capital purchases.

The General Fund Budget is \$16,788,515. This represents a 1.5 percent decrease from the 2012 Expected Budget. Highlights in this budget include a 2 percent merit pay increase for employees, three additional seasonal employees, and one additional Park crewman. Those

positions are primarily to support the Linden Square project. The employees will be paying, on average, 4 percent more for health care coverage this year. The Capital Purchases package is highlighted by the purchase of three squad cars, two motorcycles, two dump trucks for Public Works, lighting and sound equipment for Linden Square, a zero turn mower for Parks, and a new coat of paint for City Hall.

The Waterworks and Sewerage System Fund budget is \$8,322,000. This budget includes a \$.30 cent rate increase to move toward an automated water meter reading system, and monthly bills. This will be the first time since 2008 that the City has implemented a rate increase. In addition, the budget includes a \$.35 cent increase in the administrative fee. It is the first administrative fee increase since 2009, and will offset increased costs for the use of credit cards and on-line transactions. With these increases, our rates remain in the middle when compared with the rates being paid in other metropolitan area cities. The budget also funds \$300,000 in water line replacements, as well as a \$15,000 increase in lime sludge removal.

The City has a very aggressive capital improvement program underway. As the Council knows, this year, we have almost \$25 million in projects being built, designed, or just recently completed. Key road improvements expected for completion this year are 76th Street from Park to Agnes; 69th Street from North Oak Trafficway to North Holmes; and the traditional road maintenance program. Over \$2 million in stormwater improvements are planned, as we continue to make progress with our Stormwater Master Plan. Of the approximately 47 projects, we are in the mid to upper 30's, having completed that many projects in the last seven to eight years. Stormwater improvements include Mill Creek at the Flora Channel, as well as bank stabilization at Antioch Road, and improvements at 6700 and 6800 North Woodland, to name just a few. One can look across the street from City Hall and see improvements to our parks system.

We did a Parks Master Plan last year, and the top priorities were an expansion of our trail system, and some improvements in Central Park, which includes the playground, shelter and parking. Linden Square is funded, and will provide a great public space for our citizens to use year around, with a skating rink, an outdoor amphitheatre, affordable entertainment options, and the economic development tie-in with the new office building that will be part of the project. Combine that with the new Gladstone 18, the new coffee shop and restaurant, and you begin to see some momentum for our downtown project.

With the approval of historic tax credits, we can expect improvements in the Big Shoal Heritage Area, including improvements at the Big Shoal Cemetery and the Atkins-Johnson Farm, as we move toward opening the home as a museum. A curator has been hired, and we are looking forward to having that fully available to the public and all the benefits it brings to our citizens.

The proposed Community Center Fund budget is \$3,078,000. Highlighting this budget is the replacement of approximately \$40,000 in cardio equipment, and the painting of the indoor pools at a cost of \$18,000.

The Public Safety Sales Tax Fund is approximately \$788,000 this year, and is designed to fund six Police Officers, two squad cars, related expenditures, and the debt service for an almost \$2 million radio system. All of these obligations are funded in this budget. Also funded in this

budget are capital purchases that will utilize new technologies, including a move towards e-ticketing and the replacement of four mobile data terminals in squad cars. We are pleased to have this resource available to continue to improve our Public Safety services in the community.

City Manager Davis thanked the City Council for their time and attention in the Open Study Sessions in putting this budget together. City Manager Davis said he wished to thank the entire staff who participated in this budget, including the Department Directors, and the Budget Team, in particular Finance Director Debra Daily, Financial Analyst Beth Saluzzi, City Attorney Randall Thompson, Human Resources Administrator Charlene Leslie, and Assistant City Manager Scott Wingerson. They have been working on this budget since February, and have done a great job of paying attention to the needs of the employees as they brought forward needs from the departments. The Budget adoption is scheduled for the Council meeting of June 11th. City Manager Davis said he would be happy to answer any questions relative to the proposed 2012-2013 Budget.

There were no questions or comments from the City Council. Mayor Suter said she assumes the Council is satisfied with the information and offered "job well done".

City Manager Davis said the Council participated in the process, and has seen this information before, but if a Council member should have any questions, please see him and he would try to get the answer.

There was no one to speak in Favor or Opposition to the proposed Budget.

Mayor Suter closed the Public Hearing.

Item 13. on the Agenda. OTHER BUSINESS.

There was no other business.

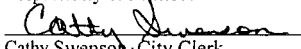
Item 14. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

There were no questions from the News Media.

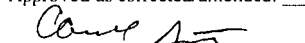
Item 15. on the Agenda. ADJOURNMENT.

There being no further business to come before the May 29, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐


Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JUNE 11, 2012**

The City Council will meet in Closed Executive Session at 6:00 PM, on Monday, June 11, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the May 29, 2012, City Council Meeting Minutes.

REGULAR AGENDA

5. **Communications from the Audience.**
6. **Communications from the City Council.**
7. **Communications from the City Manager.**
8. **RESOLUTION R-12-56**, authorizing acceptance of work under contract with Larrison Construction, Incorporated, for the Public Works Storage Facility, and authorizing Final Payment in the amount of \$19,127.90.
9. **RESOLUTION R-12-57**, authorizing acceptance of work under contract with Amino Brothers Company, Incorporated for the 70th Terrace and Walnut Street Improvements; and authorizing final payment in the amount of \$25,009.64.
10. **RESOLUTION R-12-58**, granting a Permanent Easement to Kansas City Power & Light to construct, operate, and maintain a buried electrical line adjacent to Northeast 64th Street in the vicinity of the Atkins-Johnson Farm and Big Shoal Cemetery.
11. **RESOLUTION R-12-59**, adopting changes to address salary contribution limits in the Health Care Reimbursement Plans of the City of Gladstone's Flexible Benefits Plan.
12. **RESOLUTION 12-60**, adopting the 2013 annual operating budget for the City of Gladstone, Missouri, and authorizing the expenditures of funds for municipal services.
13. **Other Business.**
14. **Questions from the News Media.**
15. **Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JUNE 11, 2012**

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

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on June 11, 2012, at 6:00 PM. Mayor Pro Tem Jean Moore 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (3-0).

Councilman Barry McCullough and Councilman Brian Hill were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session.

**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
City Counselor Randall Thompson
City Clerk Cathy Swenson

ABSENT: Assistant City Manager Scott Wingerson

Item 2. on the Agenda. **ROLL CALL.**

Mayor Carol Suter opened the Regular June 11, 2012, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all City Council members were present.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

Mayor Carol Suter invited Boy Scout Sam Rathmann, with Troop 180, sponsored by St. Charles Borromeo Church, to lead the Pledge of Allegiance, in which all joined. Mr. Rathmann introduced his father, Chris Rathmann, who had accompanied him this evening.

Item 4. on the Agenda. **APPROVAL OF THE MAY 29, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Mayor Pro Tem Jean Moore moved to approve the **MAY 29, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. 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)

REGULAR AGENDA

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

Bob Bateman, 7805 NW Bridle Park Lane; Parkville, MO, began by saying he recently received a letter from the City of Gladstone regarding some property he owns, which he uses for agricultural use, which is specifically allowed in the City's zoning Ordinance. Hay baling is specifically stated as an allowable use. Mr. Bateman said the letter stated that his property had some weeds growing on it that are higher than ten inches, and they must be removed. Mr. Bateman said he recently won a very important case in front of the Missouri Court of Appeals. It took six years, and he believes it is going to save property owners in the State of Missouri at least \$50 million per year. Mr. Bateman said within the first two weeks of the decision, Clay County lowered their assessed valuation of property \$11 million, so right there, it has already cost them \$1,100,000.00. The decision applies to all Counties in the State of Missouri.

Mr. Bateman said he is baling hay, and the City's zoning Ordinance allows hay baling. It was determined by the Missouri Court of Appeals, not only in his case, but in a very important case a number of years ago, which is the City of Clinton versus Terra Foundation, which in that case the City of Clinton tried to do a similar thing to the property owner as what Gladstone is trying to do to him. Something that is a crop and is cultivated, and is for man's use, as determined by the Court of Appeals is not going to be a weed. If it was the intention of the drafters of the City's Zoning Code, they would certainly have put something in there that says you can use property for agricultural use or a nursery; however, nothing can be grown there that is taller than ten inches. Mr. Bateman said that was ridiculous. The City's zoning Ordinance also allows the production of corn and a lot of different substances, which grow a lot taller than ten inches. Mr.

Bateman said he is asking the City of Gladstone to abide by the law in the State of Missouri, which they have not been willing to do, and using property for agricultural use in hay production. Mr. Bateman said "Black's Law Dictionary" says that crops are products that are grown, raised, and harvested, and that is what the Missouri Court of Appeals recognized and confirmed in his case. Mr. Bateman said it also states that agriculture also means a science or art of the production of plants and animals useful to man, and in varying degrees of preparation of these products for man's use and their disposal.

Mr. Bateman said when it talks about weeds in the City's Code, Chapter 1000, it specifically states that the definition of a weed is all grasses, annual plants and vegetation other than trees or shrubs, provided, however, this term does not include cultivated flowers and gardens. Mr. Bateman said just like in a garden; when you cultivate something, raise something to be harvested, that is not a weed, which is why cultivated flowers and gardens are exempted from the property maintenance Code. You cannot on one hand recognize hay baling as a crop, and then on the other hand, tell him it is a weed, if it somehow gets over ten inches tall. Mr. Bateman said he just won this case in the Missouri Court of Appeals and he won a very important case in the Missouri Supreme Court against Platte County. That also lasted six years. Mr. Bateman said he seems to run into governments that certainly do not want to abide by the laws in the State of Missouri, and he hopes that Gladstone will, and that was why he was present this evening.

Mayor Suter thanked Mr. Bateman for his input, and said the Council would take this under advisement of the City Counselor and the Codes Enforcement Division.

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

Councilman Bill Garnos said he was very pleased with all the activities at Bluesfest on Friday. It could not have been a nicer evening. To see the park filled up with lawn chairs and everyone listening to music is what it is all about.

Councilman Brian Hill said he agreed with Councilman Garnos, and he wished to thank everyone who worked at Bluesfest. City staff spent a lot of time, and there were a lot of volunteers who made Bluesfest possible. Councilman Hill said he wished to extend his thanks to those folks.

Councilman Barry McCullough said he wished to echo what has already been said. It was a big event. He did not make it to the park Friday, but Saturday was fantastic.

Mayor Pro Tem Jean Moore said she wished to echo all the remarks, and said a lot of effort is expended, especially by the Parks and Recreation Department and all the volunteers. It takes everyone pulling together to make this event a real success, which it was.

Mayor Carol Suter reminded everyone that on Tuesdays in June, the June Tunes programs will be held at Oak Grove Park. We use that facility on an ongoing basis. Mayor Suter informed everyone that the City's \$500,000+ brand new fire truck is sitting in front of City Hall, and when the meeting is over, everyone is invited to take a look at the new truck. Mayor Suter said she had a preview when she took her grandson to the fire station on Saturday. Her grandson got to look

at it and push the buttons. The stories that accompany the new fire truck are absolutely amazing, and she hopes Public Information Officer Richard King and others are able to share some of the side stories that come with this vehicle. Things like the medallion on the side were designed by members of our Public Safety Department, and there are a number of design features that were done by members of our Public Safety Department. They liked it so much they turned it into a badge that they wear on their uniforms. Mayor Suter met the firefighters who drew it, and the pride in the folks in the department is enormous. That doesn't happen in many places where the people using the equipment get to have input directly into the design of the equipment itself.

Mayor Suter said the truck was built by a small firm in central Missouri that had laid off some of its employees, and were down to their last contract, and our contract for this piece of equipment allowed them to call people back to work, and then spurred another Fire Department, who wrecked their equipment to use them to rebuild theirs. Now the company is humming with activity. This is a great story where public funds were used in a way to create jobs in the state and helped a small business to succeed. Mayor Suter said she hopes this story is shared, as taxpayers want to know about the impact our City's financial decisions and investment decisions make, not only on our community, but in the rest of the state as well.

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

City Manager Kirk Davis reported that on Channel 9 on this night and on Saturday, there would be a report about our City working to restore the Big Shoal Cemetery. Part of that is identifying where unmarked graves are and things like that. There will be some ground penetrating radar in this process.

Item 8. on the Agenda. **RESOLUTION R-12-56**, authorizing acceptance of work under contract with Larrison Construction, Incorporated, for the Public Works Storage Facility, and authorizing Final Payment in the amount of \$19,127.90.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-56**, authorizing acceptance of work under contract with Larrison Construction, Incorporated, for the Public Works Storage Facility, and authorizing Final Payment in the amount of \$19,127.90. 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-12-57**, authorizing acceptance of work under contract with Amino Brothers Company, Incorporated for the 70th Terrace and Walnut Street Improvements; and authorizing final payment in the amount of \$25,009.64.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-57**, authorizing acceptance of work under contract with Amino Brothers Company, Incorporated for the 70th Terrace and Walnut Street Improvements; and authorizing final payment in the amount of \$25,009.64. 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-12-58**, granting a Permanent Easement to Kansas City Power & Light to construct, operate, and maintain a buried electrical line adjacent to Northeast 64th Street in the vicinity of the Atkins-Johnson Farm and Big Shoal Cemetery.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-58**, granting a Permanent Easement to Kansas City Power & Light to construct, operate, and maintain a buried electrical line adjacent to Northeast 64th Street in the vicinity of the Atkins-Johnson Farm and Big Shoal Cemetery. 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. **RESOLUTION R-12-59**, adopting changes to address salary contribution limits in the Health Care Reimbursement Plans of the City of Gladstone's Flexible Benefits Plan.

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-59**, adopting changes to address salary contribution limits in the Health Care Reimbursement Plans of the City of Gladstone's Flexible Benefits Plan. 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. **RESOLUTION 12-60**, adopting the 2013 annual operating budget for the City of Gladstone, Missouri, and authorizing the expenditures of funds for municipal services.

Councilman Barry McCullough moved to adopt **RESOLUTION 12-60**, adopting the 2013 annual operating budget for the City of Gladstone, Missouri, and authorizing the expenditures of funds for municipal services. 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 13. on the Agenda. **OTHER BUSINESS.**

There was no other business.

Item 14. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.

Item 15. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the June 11, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting, and reminded everyone to please take a look at the new fire truck parked in front of City Hall.

Respectfully submitted:

Cathy Swenson
Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐

Carol Suter
Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JUNE 25, 2012**

The City Council will meet in Closed Executive Session at 6:00 PM, on Monday, June 25, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the June 11, 2012, City Council Meeting Minutes.**
- 5. PROCLAMATION: recognizing the month of July 2012, as "NATIONAL PARKS AND RECREATION MONTH".**

6. CONSENT AGENDA

RESOLUTION R-12-61, authorizing acceptance of work under contract with R. F. Fisher Electric Company, LLC, for The Building Energy Efficiency Upgrades Project; and authorizing final payment in the amount of \$9,701.50.

RESOLUTION R-12-62, authorizing acceptance of work under contract with Playworld Systems, Incorporated, for the Central Park Playground and Shelter Project; and authorizing final payment in the amount of \$13,292.90.

RESOLUTION R-12-63, authorizing acceptance of a proposal from Vellar Consulting in the amount of \$30,000.00 for Neighborhood Development consulting services for Claywoods and Meadowbrook North #1 Neighborhoods.

RESOLUTION R-12-64, authorizing The City Manager to enter into a Memorandum of Understanding with Northland Neighborhoods, Inc. (NNI) to conduct an Aging in Place Study/Analysis for the sum of \$5,000.00 and to implement Neighborhood Strategic Planning using a standardized template for \$2,500.00 per neighborhood for up to three neighborhoods.

RESOLUTION R-12-65, authorizing acceptance of a proposal from Builders Development Corporation in the amount of \$25,000.00 for Neighborhood Preservation and Sustainability Consulting Services for the City of Gladstone.

RESOLUTION R-12-66, authorizing the City Manager to execute a maintenance agreement with Northaven Neighborhood, for repair and maintenance of two existing neighborhood brick entrance monuments.

APPROVAL OF LIMITED ONE-DAY LIQUOR BY THE DRINK LICENSE for St. Charles Borromeo Church, 804 Shady Lane Drive, for a fundraising event on November 9, 2012.
Hours: 5:00 PM – 10:00 PM. Managing Officer: Lori Creek.

APPROVAL OF ANNUAL LIQUOR LICENSE RENEWALS:

- Applebee's Neighborhood Grill & Bar, 6069 Northeast Antioch Road; Class AR&B Liquor by the Drink License.
- End Zone II, 6583 North Oak Trafficway, Class AE Liquor by the Drink License.
- Hy-Vee Food & Drugstore, 7117 North Prospect Avenue; Class AR&B Liquor by the Drink License.
- The Lost Bar, 7632 North Oak Trafficway; Class AE Liquor by the Drink License.
- Smokehouse BBQ, 6304 North Oak Trafficway; Class AR&B Liquor by the Drink License.
- Tortilla Flats, 5716 Northeast Antioch Road; Class AR Liquor by the Drink License.
- Wasahi, LLC, 328 NE 72nd Street; Class AR&B Liquor by the Drink License.
- Aldi #62, 7604 North Oak Trafficway; Seven-Day Package Liquor License.
- Bubbles Wines & Spirits, 7407 North Oak Trafficway, Seven-Day Package Liquor License.
- CVS Pharmacy, 6129 Northeast Antioch Road; Seven-Day Package Liquor License and Wine Tasting.
- CVS Pharmacy, 7107 North Oak Trafficway; Seven-Day Package Liquor License and Wine Tasting.
- Dollar General Store #2610, 6026 North Antioch Road, Six-Day Package Liquor License.
- Dollar General Store #3241, 6577 North Oak Trafficway, Six-Day Package Liquor License.
- Gladstone Mart & Liquors, 7020 North Oak Trafficway, Seven-Day Package Liquor License.
- Hy-Vee Gas, 7121 North Prospect, Seven-Day Package Liquor License.
- Kwik Shoppe, 7603 North Oak Trafficway; Six-Day Package Liquor License.
- Price Chopper, 6475 North Prospect, Seven-Day Package Liquor License and Wine Tasting.

- Save-A-Lot, 6599 North Oak Trafficway, Seven-Day Package Liquor License.
- Snappy Store, 4901 North Old Pike Road; Seven-Day Package Liquor License.
- Walgreens #1244, 6320 North Oak Trafficway; Seven-Day Package Liquor License.
- Wal-Mart #1120, 7207 North M-1 Highway; Seven-Day Package Liquor License.

APPROVAL OF THE MAY 2012 FINANCIAL REPORT.

REGULAR AGENDA

- 7. Communications from the Audience.**
- 8. Communications from the City Council.**
- 9. Communications from the City Manager.**
- 10. FIRST READING BILL 12-11**, amending Section 2.105.010 and Section 2.105.100 of the Code of City Ordinances to provide for the use of electronic fences or electronic collars to control the movement of non-dangerous dogs.
- 11. FIRST READING BILL 12-12**, repealing Ordinance No. 4.112 (Section 6.110.100 of the City Code) and enacting in lieu thereof a new section to provide for an increase in the water rate charge to \$3.64 per 1,000 gallons of water usage, and to provide for an increase in the service charge to \$6.98 for the City of Gladstone, Missouri.
- 12. Other Business.**
- 13. Questions from the News Media.**
- 14. Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JUNE 25, 2012**

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

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on June 25, 2012, at 6:00 PM. Councilman 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 610.021(3) for Personnel Discussion. Councilman Brian Hill seconded.

Roll Call Vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore and Mayor Carol Suter. (5-0).

Mayor Carol Suter adjourned the Closed Executive Session.

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

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

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 June 25, 2012, 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, and noted that for the very first time we are welcoming people who have joined us on-line, as we are streaming live for the first time this evening. This is part of the City's plan to move toward a full program of being not only live on

computers, but also to move towards broadcasting on Gladstone's Cable Channel 2, and to broadcast all of the City Council sessions live, and perhaps some other Council or Commission events as well. Mayor Suter asked for feedback from those watching the meeting remotely, so the Council may know what the experience is like on the other side.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

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

Item 4. on the Agenda. **APPROVAL OF THE JUNE 11, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Brian Hill moved to approve the **JUNE 11, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. 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 5. on the Agenda. **PROCLAMATION: recognizing the month of July 2012, as "NATIONAL PARKS AND RECREATION MONTH".**

Mayor Suter read and presented the Proclamation to Parks and Recreation Director Sheila Lillis. Director Lillis thanked the Mayor and City Council members, and said she was recently looking at the municipal pool report, which reported that 8,000 people visited the outdoor pool last week. Director Lillis said there are a number of activities scheduled for the month of June, the July 4th celebration will be held on July 4, in Oak Grove Park, Theatre in the Park productions will be coming up soon, and there is a bus driver at this meeting, who will be driving the Senior group to a number of places, so the Parks and Recreation Department addresses the whole gamut of interested people in Gladstone. Director Lillis said she and her department are very proud to do what they do on a day-to-day basis, and feel very blessed to be able to do that in this community. Director Lillis said it takes more than the professional staff to provide all the recreational services; they are also very dependent on the volunteers, such as volunteer coaches. Director Lillis said they are looking forward to July and the rest of the year.

Item 6. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Councilman Brian Hill asked that the annual liquor license renewal for Lost Bar Family, dba The Lost Bar, 7632 North Oak Trafficway, be removed from the Consent Agenda, as he would be abstaining from voting on this matter, due to a business relationship.

Mayor Suter stated this item would be removed from the Consent Agenda to be considered under the Regular Agenda as Item 6a.

Councilman Barry McCullough moved to approve the Consent Agenda as amended. 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)

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-61**, authorizing acceptance of work under contract with R. F. Fisher Electric Company, LLC, for The Building Energy Efficiency Upgrades Project; and authorizing final payment in the amount of \$9,701.50. 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)

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-62**, authorizing acceptance of work under contract with Playworld Systems, Incorporated, for the Central Park Playground and Shelter Project; and authorizing final payment in the amount of \$13,292.90. 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)

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-63**, authorizing acceptance of a proposal from Vellar Consulting in the amount of \$30,000.00 for Neighborhood Development consulting services for Claywoods and Meadowbrook North #1 Neighborhoods. 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)

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-64**, authorizing The City Manager to enter into a Memorandum of Understanding with Northland Neighborhoods, Inc. (NNI) to conduct an Aging in Place Study/Analysis for the sum of \$5,000.00 and to implement Neighborhood Strategic Planning using a standardized template for \$2,500.00 per neighborhood for up to three neighborhoods. 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)

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-65**, authorizing acceptance of a proposal from Builders Development Corporation in the amount of \$25,000.00 for Neighborhood Preservation and Sustainability Consulting Services for the City of Gladstone. 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)

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-66**, authorizing the City Manager to execute a maintenance agreement with Northaven Neighborhood, for repair and maintenance of two existing neighborhood brick entrance monuments. 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)

Councilman Barry McCullough moved to approve a **LIMITED ONE-DAY LIQUOR BY THE DRINK LICENSE** for St. Charles Borromeo Church, 804 Shady Lane Drive, for a fundraising event on November 9, 2012. Hours: 5:00 PM – 10:00 PM. Managing Officer: Lori Creek. 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)

Councilman Barry McCullough moved to approve the following **ANNUAL LIQUOR LICENSE RENEWALS**:

- Applebee’s Neighborhood Grill & Bar, 6069 Northeast Antioch Road; Class AR&B Liquor by the Drink License.
- End Zone II, 6583 North Oak Trafficway, Class AE Liquor by the Drink License.
- Hy-Vee Food & Drugstore, 7117 North Prospect Avenue; Class AR&B Liquor by the Drink License.
- Smokehouse BBQ, 6304 North Oak Trafficway; Class AR&B Liquor by the Drink License.
- Tortilla Flats, 5716 Northeast Antioch Road; Class AR Liquor by the Drink License.
- Wasahi, LLC, 328 NE 72nd Street; Class AR&B Liquor by the Drink License.
- Aldi #62, 7604 North Oak Trafficway; Seven-Day Package Liquor License.
- Bubbles Wines & Spirits, 7407 North Oak Trafficway, Seven-Day Package Liquor License.
- CVS Pharmacy, 6129 Northeast Antioch Road; Seven-Day Package Liquor License and Wine Tasting.
- CVS Pharmacy, 7107 North Oak Trafficway; Seven-Day Package Liquor License and Wine Tasting.
- Dollar General Store #2610, 6026 North Antioch Road, Six-Day Package Liquor License.
- Dollar General Store #3241, 6577 North Oak Trafficway, Six-Day Package Liquor License.
- Gladstone Mart & Liquors, 7020 North Oak Trafficway, Seven-Day Package Liquor License.
- Hy-Vee Gas, 7121 North Prospect, Seven-Day Package Liquor License.
- Kwik Shoppe, 7603 North Oak Trafficway; Six-Day Package Liquor License.
- Price Chopper, 6475 North Prospect, Seven-Day Package Liquor License and Wine Tasting.
- Save-A-Lot, 6599 North Oak Trafficway, Seven-Day Package Liquor License.
- Snappy Store, 4901 North Old Pike Road; Seven-Day Package Liquor License.
- Walgreens #1244, 6320 North Oak Trafficway; Seven-Day Package Liquor License.
- Wal-Mart #1120, 7207 North M-1 Highway; Seven-Day Package Liquor License.

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)

Councilman Barry McCullough moved to approve the **MAY 2012 FINANCIAL REPORT**. 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 6a. on the Agenda. **APPROVAL OF AN ANNUAL LIQUOR LICENSE RENEWAL FOR:** The Lost Bar, 7632 North Oak Trafficway; Class AE Liquor by the Drink License.

Councilman Barry McCullough moved to approve the **ANNUAL LIQUOR LICENSE RENEWAL** for **The Lost Bar**, 7632 North Oak Trafficway; Class AE Liquor by the Drink License. Mayor Pro Tem Jean Moore seconded. The Vote: "Aye" - Councilman Bill Garnos, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. "Abstain" – Councilman Brian Hill. (4-0-1).

Item 7. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

Anthony Mitchell, Napoleon, Missouri, stated he was an advocate for Delivering America. As many have heard in the news, the postal service is in a financial situation, and there is a House Resolution that is coming up for discussion – H.R. 2309. This will impact the community. Mr. Mitchell said he believed that this is a bad Resolution. The reason is that it takes house delivery off, and puts it in a neighborhood cluster box. They want to get rid of Saturday delivery. A lot of older adults cannot get to cluster boxes. The main problem that the postal service is facing today is pre-funding. The postal service has to pre-fund 75 years in advance for their retirees' health care. No other organization, public or private, does this. This Resolution does not address this at all. All they are looking to do in the Resolution is to cut services. Mr. Mitchell said he did not believe that cutting services was the way to go. This Resolution would also cut post offices in communities. In smaller communities, people would have to drive further. It is cutting services and not looking at what needs to be done. Mr. Mitchell said he thinks something does need to be done as far as a reform Bill, so he is asking everyone to contact their congressman. Mr. Mitchell said that Congressman Sam Graves is on our side, and he wants to keep him on our side, as far as six-day delivery -- delivering to everyone in America. Realtors have specific mailings delivered to houses on a Friday or Saturday for an open house on Sunday. With a cluster box, they will not get that coverage. Mr. Mitchell said he would provide handouts to the Council after this meeting.

Donna Hoover, 7211 North Highland, said they moved into their home 33 years ago in August. Her children have grown up in their home, and her grandson has now grown up in her home, and she totally appreciates the City of Gladstone for the beautiful parks and walking trails, on which she walks, along with her grandson and two dogs; however, she cannot walk out of her front door. Ms. Hoover said she has a very bad cat problem in her neighborhood. Ms. Hoover said she has spoken with the Gladstone Animal Control Department, and they have told her that there is nothing they can do. Ms. Hoover said it is a problem, but the City does not regulate cats, but does regulate her dogs, and her dogs are licensed and have all of their shots. Because of these

cats, she has been forced to put up a privacy fence along her back yard, because she does not like barking dogs, and her dogs will bark at the cats. Unfortunately, the cats like to walk across the top of the fence and harass her dogs. Ms. Hoover said she is not talking about one or two cats, she was talking about at least 30 cats. It has become a terrible problem. The neighbor next door to her said she was going to start taking care of the stray cats, and the neighbor said she and her husband were very fortunate, and they were going to pick the cats up and take them to a low cost spay and neuter facility, where they would also take care of their shots. Ms. Hoover said that has not happened, because the number of cats over the years has been increasing. Ms. Hoover said she has talked to the neighbor, who keeps saying she will take care of it, but she doesn't. The neighbor feeds the cats on her front porch.

Ms. Hoover shared pictures with the City Council. Ms. Hoover said the food the neighbor puts out on her porch is attracting other animals besides the cats. The cats are sick, and some of them have died in the neighborhood, and Animal Control has had to pick them up. Ms. Hoover said she has had to take her dogs to the emergency Vet, because they have picked up something from these cats. Her dogs have to be bathed at least twice per week, because the cats come into her yard. The biggest thing is that she cannot bring her grandchildren out into her front yard, because of all the cat feces that is in her front yard. Ms. Hoover said you would not believe the stench from this. Ms. Hoover said she has had to go to a farm and home place to get something called horse sweep, that is used in horse stalls, to put on the side of her house, because of the stench from the cats.

Ms. Hoover said she has talked with Animal Control and they do not seem to want to do anything about this, and these cats are feral cats, and they are increasing in numbers. Ms. Hoover said she has to have licenses for her dogs, but the City of Gladstone does not do anything about all these cats. Something has to be done to address the fact that cats have to be taken care of; this woman thinks she is doing a wonderful service for the cats, but she is not. The cats are suffering, they are sick and malnourished, and it is a pathetic situation. Ms. Hoover said she has lived in her home for 33 years, and she is putting her house on the market, because she is not going to live next to this anymore. Ms. Hoover said she feels badly for her neighbors, and she feels badly for the person who buys her house, because she cannot handle this anymore. This is the house in which her children grew up, but they cannot do this anymore. It is disgusting.

Ellen Henderson, 7208 North Highland, who provided handouts to the City Council, began by saying her husband was sitting behind her. Ms. Henderson said she lives between Ms. Hoover and the lady who feeds all the cats. Ms. Henderson said she counted the cats about one week ago, and counted 24 to 26 cats, but that was not including the two new litters of kittens, so there are a horrific number of cats. In the afternoons, when the lady comes home, they know her car and the cats come from everywhere. Ms. Henderson said they rent their house, and when they moved in, it looked like a rental. They have put a lot of time, their own money, and sweat equity to make this house nice. It is a nice neighborhood, with nice neighbors for the most part, but they have one neighbor who is causing the entire neighborhood to want to pull out their hair and move. Ms. Henderson said they were thinking about buying the house they live in, because what they thought was going to be a short-term situation is turning into a longer term. Ms. Henderson said they would not now do that. They will not live in this house, and depending on how things turn out, they may no longer live in Gladstone. Ms. Henderson said they have contacted Animal

Control and the Police Department, with negative results. Ms. Henderson said they had a wonderful conversation today with a Public Safety Captain who is over Animal Control, and they feel very positive about that conversation, but time will tell. Ms. Henderson said the feral cat issue was on the City Council agenda in 2006 and 2007. From what she read, it was discussed to create an Ordinance or some sort of policy on how to manage or handle the feral cat situation. Nothing came about from it. Ms. Henderson stated that the first item in the Table of Contents of the document she provided is Gladstone Ordinance, and there is nothing in there, because Gladstone does not have one.

Ms. Henderson said that feral cats, along with domestics, but mainly feral, do not lose their hunting instincts. They are responsible for the extinction of over 30 species of birds, songbirds included. Ms. Henderson said that on the City's website, it is advertised to come listen to the songbirds at a park – she was not sure of the name of the park as she has only lived in Gladstone for one year. These cats have a mile and one half area as their hunting ground. No matter how much you feed them, they are going to hunt. They are in the parks. This quantity of cats can produce several litters – one female can produce several litters per year. Feral cats, within four months can conceive and start a new generation. That is a lot of cats. Ms. Henderson said if she read something correctly one female could have offspring that will proliferate to 33,000 cats in seven years.

Ms. Henderson said in addition, she would address the issue of diseases. In the packet she provided, there is information about the ecological impact that cats would have, issues about the diseases that can be transmitted to humans, and if a person is exposed to rabies, they get four shots, regardless of age. There is included CDC information on diseases, and some very good articles she read about feral cat management, that will hopefully, give the City Council some ideas. Ms. Henderson said she is a firm believer that if you bring a problem, you need to bring a solution, and she is trying to do that.

Ms. Henderson said she could not walk in her yard. She has to wear latex gloves to work in her flowerbeds. She has things growing in her flowerbeds that she does not know what it is, but if you flip it over, there are cat feces. Ms. Henderson said she has looked at the cats' feces after they leave, and it is crawling with worms. Ms. Henderson said they have eight grandkids, and they do not get to see them that often, as their kids live in three different states. They cannot let their grandkids out in the front yard. They have two dogs, which they license, and it takes over \$500.00 per year to maintain their dogs. They cannot let the dogs play in their yard. It started three years ago with the cats. Ms. Henderson said Gladstone is losing people, and she is not going to let this lay like it was in 2006 and 2007. Ms. Henderson said she is hoping the City Council will read her information and do what is right. It may not be the politically correct thing to do, and it may not be the savory thing for animal rights, but when the Council reads and does their research, she hopes and prays that they will come to the appropriate conclusion for taking care of this situation.

Mayor Suter said her understanding is that City staff is working on a strategy to deal with this issue, because we are not the only City with this problem, every city in America is having problems with feral cats. It seems to crescendo from time to time, when there are new colonies.

so the City is currently working on this issue, and hopefully, communications will be made by City staff to the residents as they work through a strategy.

Mike Henderson stated that the cats are becoming very aggressive. Donna was attacked in her backyard by one of the cats, and his wife was cornered in their screened porch, where the cats have the tendency to tear off the screen to come onto the porch. This really needs to be addressed. Mr. Henderson said to the City Council you won't let me kill them, but something needs to happen to get this taken care of before someone gets hurt. Mr. Henderson said their neighbor is very aggressive, and he has been at their house, in their yard, as they were trying to trap a cat legally with one of the City's traps. Mr. Henderson said the neighbor threatened his wife and threatened him. Mr. Henderson said he called the Police Department, and got absolutely nothing from them, other than you need to go back into your house. Mr. Henderson said that is not what he wanted from the Police Department, and he does not want this to escalate into something that can turn very bad. Mr. Henderson said he works in a business where things turn bad, and he has to deal with that, so he hopes the City Council will deal with this very quickly, before something bad happens in the neighborhood. People are moving, getting sick, and it is not healthy.

Mayor Suter said she always encourages citizens that if they are encountering a dangerous animal to please call Animal Control, and if they are experiencing a dangerous human being in their neighborhood, to please call the Police.

John Garner, 111 Heatherton Court, said he was the President of Stormy Acres Neighborhood Association. Mr. Garner said he has read ads for "Shop Gladstone" at Gladstone.com. If one listens to 101 the Fox, there has been an ad three or four times for "Shop Gladstone.com". It is great to see that being used as advertising. Mr. Garner said he has spoken to City Inspectors about people who are repeated violators of not mowing their lawn or leaving their trash cans set out more than four or five days, and so forth. Mr. Garner said he wondered if there could be an Ordinance change to where it would run from January to January where people are only warned one time per year for the same violation and then the next time the citation is written. It would help to improve the neighborhood and it would cut down on a lot of paperwork. Mr. Garner said he believed that there can be sewer run-off during the three months the water bills are being used for sewer costs, and asked if that goes into the sewer costs or is that just for the water being used, because it does go into Kansas City sewers?

Mayor Suter asked if Mr. Garner was referring to the water usage months that are used to set sewer rates?

Mr. Garner said that was correct.

Mayor Suter replied those are winter months – the winter months' water use is the basis for sewer usage rates on water bills.

Mr. Garner asked if the run-off going into the sewers is counted?

Mayor Suter replied no, that is not metered; however, the water that goes into one's house in the winter is what is used to measure the sewer rate all year, so that water customers do not pay more for sewer in the summer, because of excess water usage that is not going into the sewers.

Mr. Garner stated there are two or three apartment complexes near his neighborhood that have been cited, and now they have filed for bankruptcy. Mr. Garner asked if the City could do anything to hold these people responsible.

Mayor Suter noted that City staff members were making notes.

Mr. Garner asked if the bankruptcy court would be notified or would it go down hill?

City Manager Kirk Davis replied that generally, there are trustees appointed by the Court and they are responsible for managing the bankruptcies and properties. City Manager Davis said staff would look into this and see what violations are there and where they are in the process.

Mr. Garner asked if the bankruptcy appointees could be held responsible, so we can see them in court?

Mayor Suter replied that they are in court and are accountable to the court. They are appointed by the court.

Mr. Garner stated they are not appointed by a court in Gladstone.

Mayor Suter agreed.

Mr. Garner asked if Gladstone's Ordinances cover them and would they have to appear in our court for violations?

City Counselor Randall Thompson stated that property owners could be cited for any City Code violations regardless of whether they are in bankruptcy. The bankruptcy court deals with economic issues. There is an automatic stay, so you cannot impose or collect any money from someone who is in bankruptcy. The City Code having to do with maintenance of property is not under the jurisdiction of the bankruptcy court. Being in bankruptcy does not affect the property owner's responsibility with respect to maintenance of his property.

Mr. Garner said then the property owner could be cited and would have to show up in court.

Counselor Thompson said that was correct.

Terry Sharp, 3101 NE 70 Terrace, stated he was President of the Northaven Gardens Home Owners' Association, and he visited with the City Council in January about the pine trees along North Prospect. Mr. Sharp said there is an Ordinance, 3.853, Section 12, which talks about dead and diseased tree removal. In summarizing, it basically says that trees shall be removed by owners at their expense within 60 days after the date of service of notice. Mr. Sharp said he was told that notice was sent out in January, and then it was going to be revisited in April. Mr. Sharp

asked when this was going to take place. Mr. Sharp said he sent e-mails, one on June 4th to (Building Official) Alan Napoli, and the second e-mail on June 19th to (Assistant City Manager) Scott Wingerson and Alan Napoli. Mr. Sharp said he did not receive a reply on either e-mail, which is why he was at this meeting, to find out why they cannot get some type of action or notification of what is going on with this. Mr. Sharp said they had been working on this for over two years, and they would like some commitment dates. It is not only beneficial for the local homeowners, but for the City itself.

Assistant City Manager Scott Wingerson stated, as the Council is aware, there are over 200 properties affected by the diseased pine tree issue. A comprehensive survey of the entire community was performed and it was agreed by all involved at the time, that the City would give residents the opportunity to remove these pine trees. To date, over 80 percent have voluntarily complied. The one situation that Mr. Sharp references has not. It is much more complicated than one pine tree in one's front yard. This is upwards of 40 pine trees on a piece of property that is owned by a company represented by the original developer of the subdivision, so it has been very complicated to work through the homes' association as well as the private property owner. The goal all along has been to solve the short term, which is now the medium term, problem of the dead trees, but also to come up with a long-term solution so that this issue does not keep happening over and over again.

Mr. Wingerson said that Mr. Napoli has done a wonderful job in coming to a compromise position where staff will recommend to the City Council to accept this parcel of land, remove the trees, and then deed the property for long-term maintenance to the homes' association. That is a verbal agreement with the property owner, as we sit here tonight. As Mr. Sharp acknowledges, there have been other agreements that have not been fully executed, but staff thinks this is a win/win for the property owner, the City, Northaven Gardens, and the community. Mr. Wingerson said that is where we are at, but he could not give a commitment on a time; however, staff wants to do it right away. As soon as staff can possibly get it done, it will be on Council's agenda to accept the property, so the work can be done. There are a lot of parties involved in making this happen.

Mayor Suter stated that lots of people in the community are interested, and not just the folks who live there. The City gets questions about this particular issue, because it is the most glaring example, and there are others in the community. We are down to about 22 property owners who have not complied. With a couple of instances, finances are a big issue, and as Mr. Wingerson said, this is the most complicated situation in the City regarding these trees. It is unfortunate to have an entire line of trees with the disease. Mayor Suter said if somebody ends up in court, that will drag this out for a very long time, so we are going to keep trying to find something short of that as a resolution.

Mr. Sharp asked if the City would be receiving the property prior to the trees being removed.

Mr. Wingerson replied the recommendation is to bring the deed to the City Council to determine if they will accept the property. Once the property is accepted, then the trees may be removed. Mr. Wingerson said he wished to be very clear that he is not committing to this, but staff is

working with the property owner to see if the trees may be removed prior to the City's acceptance of the property. Staff is trying to address the problem aggressively.

Mr. Sharp said this would be an expense the City would incur to have the trees removed.

Mr. Wingerson replied yes, in exchange for the long-term maintenance of the property, which would be transferred to the homes association.

Mr. Sharp agreed, and said that was the answer they needed.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill said he was concerned about the feral cat issue, and said he wasn't aware of what was going on until tonight. Councilman Hill said it sounded to him like it was not only an animal issue, but a public health threat, and he believes the City Ordinance limits the residents to three pets. It sounds like this person may have upwards of 30 pets that are not being maintained in a healthy condition, and are a threat to what is otherwise a pretty good neighborhood. Councilman Hill said he is not seeing what the issue is with enforcement, because one does not have to keep a cat in the house for it to be a pet. If they are feeding feral animals, there may be State laws against that. Councilman Hill said it was obvious from the photos provided that there are feces all over, and that is a health threat to the neighborhood. If the cats are being aggressive, then that is another threat to the neighborhood. Councilman Hill said he would strongly encourage the City staff to have this remedied fairly immediately, before the neighbors have further issues.

City Manager Davis said he was not familiar with the history in this neighborhood, but he can say that the homeowner has been cited. City Manager Davis said he found out about this issue on Friday, and today Mr. and Mrs. Henderson, and he is not certain who else, met with Chief Baer and Captain Self. Captain Self has until 4:00 PM, tomorrow to come up with a plan with which Mr. Davis will be satisfied. Mr. Davis said he was not happy with some of the allegations regarding staff's response or lack thereof, but he would like to have the time to look into that, as he is not sure of the facts, but a plan is being made to deal with the feral cats in this neighborhood. After meeting with the Hendersons today, the seriousness of the situation is recognized.

Councilman Barry McCullough said he wished to echo Councilman Hill's concerns. He remembers sitting in the audience and hearing the feral cats discussion back in 2006 and 2007, and not fully understanding the level of severity at that time, but these pictures certainly display that, and he looks forward to getting this situation resolved successfully. Councilman McCullough said he wished to thank Parks and Recreation Director Sheila Lillis and the Parks and Recreation staff in recognition of National Parks and Recreation Month. Councilman McCullough said his business had the opportunity to bring about 200 people into Oak Grove Park to celebrate getting together. There were many people from outside of the community, and he received so many positive comments about what a nice park that was, and that the features

and amenities that are in the park show that Gladstone really cares about providing for the citizens. It was nice to hear that. Councilman McCullough said that most of them did not know that he was on the City Council, so it was truly genuine. Councilman McCullough thanked Director Lillis and staff for all their good work.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter reported that this Tuesday is the last in the series of June Tunes, which is at Oak Grove Park, which she jokingly said her grandson calls goose park, because he likes the geese! The 4th of July celebration with fireworks will be on July 4th, in Oak Grove Park. The concert begins at 8:30 PM. The first weekend in July will be the first Theatre in the Park performance of "Hello Dolly". This is the 25th anniversary for our Theatre in the Park programming, so it is a great year to get out and enjoy great free family entertainment in Gladstone.

Item 9. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported that City Hall would be closed on July 4.

Mayor Suter reminded everyone that Gladstone does have an Ordinance about no fireworks in the City.

Item 10. on the Agenda. **FIRST READING BILL 12-11**, amending Section 2.105.010 and Section 2.105.100 of the Code of City Ordinances to provide for the use of electronic fences or electronic collars to control the movement of non-dangerous dogs.

Councilman Brian Hill moved to place **Bill 12-11** 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 12-11**, 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 12-11**, and to enact the Bill as **Ordinance 4.213**. 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 11. on the Agenda. **FIRST READING BILL 12-12**, repealing Ordinance No. 4.112 (Section 6.110.100 of the City Code) and enacting in lieu thereof a new section to provide for an

increase in the water rate charge to \$3.64 per 1,000 gallons of water usage, and to provide for an increase in the service charge to \$6.98 for the City of Gladstone, Missouri.

Councilman Barry McCullough moved to place **Bill 12-12** 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 12-12**, 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 12-12**, and to enact the Bill as **Ordinance 4.214**. 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 12. on the Agenda. **OTHER BUSINESS.**

There was no other business.

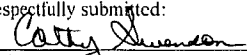
Item 13. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**


There were no questions from the News Media.

Item 14. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the June 25, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: 

Approved as corrected/amended: _____



Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JULY 9, 2012**

OPEN STUDY SESSION: 6:45 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the June 25, 2012, City Council Meeting Minutes.
5. **CONSENT AGENDA**

APPROVAL OF ANNUAL LIQUOR LICENSE RENEWALS:

- Buck's Home of the Big Game, 5708 North Oak Trafficway, Class AR&B Liquor by the Drink License.
- Gladstone Bowl, 300 Northwest 72nd Street; Class AA&B Liquor by the Drink License.
- The Hide Out Blues Club, 6948 North Oak Trafficway; Class AR&B Liquor by the Drink License.
- Mark & Michelle's Bar & Grill, 7102 North Oak Trafficway; Class AE Liquor by the Drink License.

- MOJO, 316 Northeast 72nd Street; Class AR Liquor by the Drink License.
- Northland Elks, 7010 North Cherry; Class AF&B Liquor by the Drink License.
- El Patio, LLC dba Senor Tequila, 6502 North Oak Trafficway; Class AR&B Liquor by the Drink License.
- TNT Two, LLC dba Tanner's Bar & Grill, 6024 Northeast Antioch Road; Class AR&B Liquor by the Drink License.
- Quiktrip #181, 2590 Northeast 72nd Street; Seven Day Package Liquor License.
- Quiktrip #237, 6309 Northeast Antioch Road; Seven Day Package Liquor License.
- Trex Mart #7, 5810 North Antioch Road; Seven Day Package Liquor License.

REGULAR AGENDA

- 6. Communications from the Audience.**
- 7. Communications from the City Council.**
- 8. Communications from the City Manager.**
- 9. RESOLUTION R-12-67**, authorizing execution of a contract with Fleshman Construction, Incorporated, in the total amount not to exceed \$1,104,752.90 for the Linden Square – Village Center Project.
- 10. RESOLUTION R-12-68**, ratifying and approving the purchase of Tract A, Northaven Gardens – First Plat.
- 11. RESOLUTION R-12-69**, authorizing execution of a contract with R.L. Phillips Construction, Incorporated, in the total amount not to exceed \$170,000.00 for the Atkins-Johnson Farm Restrooms Project.
- 12. RESOLUTION R-12-70**, authorizing the City Manager to appoint Wilmington Trust Retirement and Institutional Services Company

as Successor Trustee to the Deferred Compensation Plan & Trust.

13. **FIRST READING BILL 12-13**, repealing Ordinance No. 4.214 (Section 6.110.100 of the City Code) and enacting in lieu thereof a new section to provide for an increase in the water rate charge to \$3.64 per 1,000 gallons of water usage, and to provide for an increase in the service charge to \$7.98 for the City of Gladstone, Missouri.
14. Other Business.
15. Questions from the News Media.
16. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JULY 9, 2012**

**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 July 9, 2012, 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 who joined the meeting in person and on-line, via the live streaming of the Gladstone City Council meeting. Mayor Suter said the Council felt "spruced up" for the occasion of going live, as the City's name has been added as a back drop to the Council dais, and she said she felt it added a lot to the look of this facility, which is very much appreciated.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

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

Item 4. on the Agenda. APPROVAL OF THE JUNE 25, 2012, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the JUNE 25, 2012, 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)

Item 5. on the Agenda. CONSENT AGENDA

Following the Clerk's reading, Councilman Barry McCullough asked that Items 3. and 4., The **Hide Out Blues Club** and **Mark & Michelle's Bar & Grill** Liquor License renewals, be removed from the Consent Agenda, as he would be abstaining from voting on those items, due to an existing business relationship.

Mayor Suter stated those items would be removed from the Consent Agenda to be considered under the Regular Agenda as Item 5a.

Councilman Brian Hill moved to approve the Consent Agenda as amended. 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)

Councilman Brian Hill moved to approve the following **ANNUAL LIQUOR LICENSE RENEWALS:**

- Buck's Home of the Big Game, 5708 North Oak Trafficway, Class AR&B Liquor by the Drink License.
- Gladstone Bowl, 300 Northwest 72nd Street; Class AA&B Liquor by the Drink License.
- MOJO, 316 Northeast 72nd Street; Class AR Liquor by the Drink License.
- Northland Elks, 7010 North Cherry; Class AF&B Liquor by the Drink License.
- El Patio, LLC dba Senor Tequila, 6502 North Oak Trafficway; Class AR&B Liquor by the Drink License.
- TNT Two, LLC dba Tanner's Bar & Grill, 6024 Northeast Antioch Road; Class AR&B Liquor by the Drink License.
- Quiktrip #181, 2590 Northeast 72nd Street; Seven Day Package Liquor License.
- Quiktrip #237, 6309 Northeast Antioch Road; Seven Day Package Liquor License.
- Trex Mart #7, 5810 North Antioch Road; Seven Day Package Liquor License.

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)

REGULAR AGENDA

Item 5a. on the Agenda. APPROVAL OF ANNUAL LIQUOR LICENSE RENEWALS
FOR: The Hide Out Blues Club, 6948 North Oak Trafficway; Class AR&B Liquor by the Drink License and **Mark & Michelle's Bar & Grill**, 7102 North Oak Trafficway; Class AE Liquor by the Drink License.

Councilman Brian Hill moved to approve the **ANNUAL LIQUOR LICENSE RENEWALS** for **The Hide Out Blues Club**, 6948 North Oak Trafficway; Class AR&B Liquor by the Drink License and **Mark & Michelle's Bar & Grill**, 7102 North Oak Trafficway; Class AE Liquor by the Drink License. Mayor Pro Tem Jean Moore seconded. The Vote: "Aye" - Councilman Bill Garnos, Councilman Brian Hill, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. "Abstain" - Councilman Barry McCullough. (4-0-1).

Item 6. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

Mayor Suter announced that there was a scout present this evening and asked that he introduce himself. Boy Scout Malachy Warren, a student at East Gate Middle School, introduced himself as a member of Troop #179, sponsored by Avondale Methodist Church, and also introduced his father, Mike Warren.

Mayor Suter thanked them both for attending this meeting.

There were no other communications from the audience.

Item 7. on the Agenda. COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill commended the Parks and Recreation staff for the July 4th festivities. Despite the heat, the fireworks were contained, and they were a dramatic improvement over last year, and he has had several comments from people who said the fireworks were greatly improved over the prior year's debacle.

Councilman Barry McCullough stated he also wished to commend the Parks and Recreation staff, and Fire Inspector Chuck Duddy, who watered the firing field and made sure that fireworks were shot safely. It was a wonderful display. It was surprising how many people braved the heat for the 4th of July celebration and Theatre in the Park. Attendance seemed to be a bit down, but there were a lot of "die hards" in attendance for both events. It was great to see so much activity, and folks utilizing our wonderful Oak Grove Park.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter said she wished to echo the sentiments for the July 4th celebration. It was a really great evening, and she wondered about the attendance for the Theatre in the Park, and how much the heat affected it. Mayor Suter said she was able to attend, but did not go every night,

and she really felt for the actors, who performed in the intense heat. Mayor Suter said she was delighted to see that the dead trees on North Prospect are down. It was a very nice project that cleaned up that area very nicely. Mayor Suter said she felt sorry for the folks who are now exposed to the street, but that could not be helped, as Mother Nature did rule on this situation.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported there would be a Movie in the Park on July 20. The attendance was down Friday and Saturday at Theatre in the Park, but they made up for it last night, as last night was very well attended.

City Manager Davis stated that the City has had very good fire works displays for 25 years. Last year the City hired a company out of Joplin to shoot, and needless to say, they are not back this year. Last year was a down year for the fire works display, because of operator error. Changes have been made, and he believes the Parks and Recreation Department were pleased with the shoot this year, and they were also pleased with the attendance in the park. City Manager Davis said he wished to commend the Parks and Recreation Department for 25 years of great fireworks displays up until last year.

City Manager Davis stated that Council would recall that at the last Council meeting feral cats were an issue. Public Safety Director Mike Hasty reports that 17 feral cats have been captured so far. Good progress has been made. The feral cats have been taken to a facility in Kansas where they were neutered and spayed and living the life on a Kansas farm. City Manager Davis said he was pleased with the outcome of this issue, and staff will continue to capture any remaining feral cats in that area.

City Manager Davis introduced Erica White, who is the Atkins Johnson Museum Manager. City Manager Davis stated we welcome her, and some of her work was seen with Planning Specialist Helmer's presentation, which also included input from Staff Engineer Anthony Sands and Arts Coordinator Jennifer Bohatyriz; all of who are very bright young people, who are energetic, and, for this organization, this indicates there is a bright future ahead of us. City Manager Davis said we look forward to some great things at the Atkins Johnson Farm, as we begin to move into preparing that facility to open as a museum.

Ms. White said she would be making a presentation at the next City Council meeting on the progress and future plans for the Atkins Johnson Farm.

Mayor Suter said Ms. White hails from the Motor City, where she is from, so they have something in common. Mayor Suter said her father used to play on the Ford farm, and Ms. White used to work for the Henry Ford Museum.

Item 9. on the Agenda. **RESOLUTION R-12-67, authorizing execution of a contract with Freshman Construction, Incorporated, in the total amount not to exceed \$1,104,752.90 for the Linden Square – Village Center Project.**

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-67**, authorizing execution of a contract with Fleshman Construction, Incorporated, in the total amount not to exceed \$1,104,752.90 for the Linden Square – Village Center Project. 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 10. on the Agenda. **RESOLUTION R-12-68**, ratifying and approving the purchase of Tract A, Northaven Gardens – First Plat.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-68**, ratifying and approving the purchase of Tract A, Northaven Gardens – First Plat. 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)

Item 11. on the Agenda. **RESOLUTION R-12-69**, authorizing execution of a contract with R.L. Phillips Construction, Incorporated, in the total amount not to exceed \$170,000.00 for the Atkins-Johnson Farm Restrooms Project.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-69**, authorizing execution of a contract with R.L. Phillips Construction, Incorporated, in the total amount not to exceed \$170,000.00 for the Atkins-Johnson Farm Restrooms 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 12. on the Agenda. **RESOLUTION R-12-70**, authorizing the City Manager to appoint Wilmington Trust Retirement and Institutional Services Company as Successor Trustee to the Deferred Compensation Plan & Trust.

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-70**, authorizing the City Manager to appoint Wilmington Trust Retirement and Institutional Services Company as Successor Trustee to the Deferred Compensation Plan & Trust. 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 13. on the Agenda. **FIRST READING BILL 12-13**, repealing Ordinance No. 4.214 (Section 6.110.100 of the City Code) and enacting in lieu thereof a new section to provide for an increase in the water rate charge to \$3.64 per 1,000 gallons of water usage, and to provide for an increase in the service charge to \$7.98 for the City of Gladstone, Missouri.

Councilman Bill Garnos moved to place **Bill 12-13** on its First Reading. Mayor Pro Tem Jean Moore seconded.

Mayor Suter stated that this item is on the Council agenda again in order to correct a typographical error that was in the previously submitted Ordinance.

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 Bill Garnos moved to accept the First Reading of **Bill 12-13**, 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 Bill Garnos moved to accept the Second and Final Reading of **Bill 12-13**, and to enact the Bill as **Ordinance 4.215**. 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 14. on the Agenda. OTHER BUSINESS.

There was no other business.

Item 15. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

There were no questions from the News Media.


Item 16. on the Agenda. ADJOURNMENT.

There being no further business to come before the July 9, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

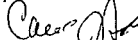
Respectfully submitted:



Cathy Swanson, City Clerk

Approved as submitted: 

Approved as corrected/amended: _____



Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JULY 23, 2012**

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the July 9, 2012, City Council Meeting Minutes.
5. **PROCLAMATION:** recognizing the 2012 City of Gladstone Missouri Municipal League West Gate Division Civic Leadership Award recipients **VAN AND SUSIE IBSEN**, and celebrating the **25TH ANNIVERSARY OF GLADSTONE THEATRE IN THE PARK.**

6. CONSENT AGENDA

RESOLUTION R-12-71, authorizing acceptance of a proposal from Landmark Dodge, for the purchase of two (2) 2012 Dodge Police Chargers for the total purchase amount of \$43,976.00.

RESOLUTION R-12-72, authorizing acceptance of a proposal from Independent Salt Company for the purchase of snow removal salt.

RESOLUTION R-12-73, 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 and authorizing the donation of surplus items to the surplus exchange.

RESOLUTION R-12-74, authorizing an agreement between the City of Gladstone and Nelson\Nygaard Consulting Associates, Incorporated for planning services in the amount of \$109,980.00 relating to the Transportation Planning Study.

RESOLUTION R-12-75, authorizing Change Order No. 2 in the amount of \$50,000.00 to the contract with Lan-Tel, for concrete replacement, parking lot expansion, and construction of a trash enclosure at City Hall, as part of the 2012 Curb, Gutter and Sidewalk Project.

RESOLUTION R-12-76, authorizing the City Manager to execute a cooperative agreement with the Village of Oakwood for asphalt surface patching and asphalt resurfacing on Poplar Street from Northeast Meadow Lane to South Woodland Drive.

RESOLUTION R-12-77, accepting Temporary Construction Easements and a Permanent Drainage Easement in conjunction with the Northeast 73rd Terrace Bank Stabilization Project.

RESOLUTION R-12-78, authorizing the City Manager to negotiate and execute an agreement with First Bank of Missouri in the amount of \$250,000.00 for funding to construct tenant improvements within the Pollina Building at 7001 North Cherry including the development of a concession area, public restroom, and storage area.

RESOLUTION R-12-79, authorizing Change Order No. 1 in the amount of \$213,856.00 to the contract with Fleshman Construction, Incorporated, for construction of tenant improvements at 7001 North Cherry as part of the Linden Square – Village Center Project.

APPROVAL OF A BUILDING PERMIT: for construction of a two-story office building on property located at 7001 North Cherry Street. Business/Property Name: Gladstone Dental-Village Center. Owner: Dr. Louis Pollina. Applicant: Hollis + Miller Architects.

APPROVAL OF A BUILDING PERMIT: for the upgrade of existing T-Mobile antennas on the monopole located in Flora Park, 5925 North Flora Avenue. Owner: City of Gladstone. Applicant: SSC, Inc.

APPROVAL OF A BUILDING PERMIT: for the upgrade of existing T-Mobile antennas on the Gladstone Water Tower-Antioch site located on property at 6803 North Antioch Road. Owner: City of Gladstone. Applicant: SSC, Inc.

APPROVAL OF A BUILDING PERMIT: for the upgrade of existing T-Mobile antennas on the monopole at the Kansas City Power and Light substation, located on property at 2013 Northeast 72nd Street. Owner: Kansas City Power and Light. Applicant: SSC, Inc.

APPROVAL OF A BUILDING PERMIT: for the upgrade of existing T-Mobile antennas on the monopole at the Brooktree site, located on property at 2711 Northeast Brooktree Lane. Owner: Curry Investment Company. Applicant: SSC, Inc.

APPROVAL OF ANNUAL LIQUOR LICENSE RENEWALS:

- Latin Bistro & Culinary Center, LLC, 6924 North Oak Trafficway; Class AR (Six Day) Liquor by the Drink License.
- Margarita's, 7013 North Oak Trafficway; Class AR&B Liquor by the Drink License.

APPROVAL OF THE JUNE 2011 FINANCIAL REPORT.

REGULAR AGENDA

7. **Communications from the Audience.**
8. **Communications from the City Council.**
9. **Communications from the City Manager.**
10. **RESOLUTION R-12-80**, authorizing execution of an agreement for collection of taxes with Clay County and the Clay County Collector.
11. **RESOLUTION R-12-81**, authorizing execution of a contract with Mega Industries Corporation, in the total amount not to exceed \$194,624.00 for the 73rd Terrace Bank Stabilization Project.
12. **RESOLUTION R-12-82**, authorizing execution of a contract with Linaweaver Construction, Incorporated, in the total amount not to exceed \$268,505.00 for the 67th and North Woodland Storm Water Improvements.
13. **RESOLUTION R-12-83**, authorizing execution of a contract with Amino Brothers Company, Incorporated, in the total amount not to exceed \$220,600.80 for the 63rd and Kansas Storm Water Improvements.
14. **Other Business.**
15. **Questions from the News Media.**
16. **Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, JULY 23, 2012**

**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 July 23, 2012, 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 who joined the meeting in person and on-line, via the live streaming of the Gladstone City Council meeting. The City Council appreciates everyone's interest in how the City government operates.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

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

Item 4. on the Agenda. APPROVAL OF THE JULY 9, 2012, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the **JULY 9, 2012, 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)

Item 5. on the Agenda. **PROCLAMATION:** recognizing the 2012 City of Gladstone Missouri Municipal League West Gate Division Civic Leadership Award recipients **VAN AND SUSIE IBSEN**, and celebrating the **25TH ANNIVERSARY OF GLADSTONE THEATRE IN THE PARK.**

Mayor Suter invited Van and Susie Ibsen to join her in front of the Council dias. Mayor Suter explained to the audience that every year the Missouri Municipal League hosts an award for outstanding civic leadership, and every city in our region has the opportunity to nominate a person, persons, or organization who have provided outstanding community service. This year it was unanimous for the City Council to select Van and Susie Ibsen. It is appropriate this year, because this is the 25th anniversary of Theatre in the Park. Mayor Suter read and presented the Proclamation to Van and Susie Ibsen, which was followed by applause from the audience.

Susie Ibsen said they were so appreciative of this honor. Ms. Ibsen said they love the theatre, and for 25 years it has been a part of them to do this, and they hope it goes on for another 25 years, even if they may not be physically able to continue in their role. Ms. Ibsen said they hope Theatre in the Park remains free theatre to the public for many years to come.

Van Ibsen agreed and said they hope it will always remain free theatre for the public. That is the main thing. Mr. Ibsen said this is the City that listens, and they dearly appreciate that. This would not have happened if not for the City.

Item 6. on the Agenda. **CONSENT AGENDA**

Councilman Brian Hill moved to approve the Consent Agenda as presented. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-71**, authorizing acceptance of a proposal from Landmark Dodge, for the purchase of two (2) 2012 Dodge Police Chargers for the total purchase amount of \$43,976.00. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-72**, authorizing acceptance of a proposal from Independent Salt Company for the purchase of snow removal salt. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-73**, 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 and authorizing the donation of surplus items to the surplus exchange. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-74**, authorizing an agreement between the City of Gladstone and Nelson\Nygaard Consulting Associates, Incorporated for planning services in the amount of \$109,980.00 relating to the Transportation Planning Study. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-75**, authorizing Change Order No. 2 in the amount of \$50,000.00 to the contract with Lan-Tel, for concrete replacement, parking lot expansion, and construction of a trash enclosure at City Hall, as part of the 2012 Curb, Gutter and Sidewalk 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-76**, authorizing the City Manager to execute a cooperative agreement with the Village of Oakwood for asphalt surface patching and asphalt resurfacing on Poplar Street from Northeast Meadow Lane to South Woodland Drive. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-77**, accepting Temporary Construction Easements and a Permanent Drainage Easement in conjunction with the Northeast 73rd Terrace Bank Stabilization 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-78**, authorizing the City Manager to negotiate and execute an agreement with First Bank of Missouri in the amount of \$250,000.00 for funding to construct tenant improvements within the Pollina Building at 7001 North Cherry including the development of a concession area, public restroom, and storage area. 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)

Councilman Brian Hill moved to adopt **RESOLUTION R-12-79**, authorizing Change Order No. 1 in the amount of \$213,856.00 to the contract with Fleshman Construction, Incorporated, for construction of tenant improvements at 7001 North Cherry as part of the Linden Square – Village Center 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)

Councilman Brian Hill moved for **APPROVAL OF A BUILDING PERMIT**: for construction of a two-story office building on property located at 7001 North Cherry Street. Business/Property Name: Gladstone Dental-Village Center. Owner: Dr. Louis Pollina. Applicant: Hollis + Miller Architects. 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)

Councilman Brian Hill moved for **APPROVAL OF A BUILDING PERMIT**: for the upgrade of existing T-Mobile antennas on the monopole located in Flora Park, 5925 North Flora Avenue. Owner: City of Gladstone. Applicant: SSC, Inc. 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)

Councilman Brian Hill moved for **APPROVAL OF A BUILDING PERMIT**: for the upgrade of existing T-Mobile antennas on the Gladstone Water Tower-Antioch site located on property at 6803 North Antioch Road. Owner: City of Gladstone. Applicant: SSC, Inc. 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)

Councilman Brian Hill moved for **APPROVAL OF A BUILDING PERMIT**: for the upgrade of existing T-Mobile antennas on the monopole at the Kansas City Power and Light substation, located on property at 2013 Northeast 72nd Street. Owner: Kansas City Power and Light. Applicant: SSC, Inc. 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)

Councilman Brian Hill moved for **APPROVAL OF A BUILDING PERMIT**: for the upgrade of existing T-Mobile antennas on the monopole at the Brooktree site, located on property at 2711 Northeast Brooktree Lane. Owner: Curry Investment Company. Applicant: SSC, Inc. 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)

Councilman Brian Hill moved to approve the **ANNUAL LIQUOR LICENSE RENEWALS** for **Latin Bistro & Culinary Center, LLC**, 6924 North Oak Trafficway; Class AR (Six Day) Liquor by the Drink License; and **Margarita's**, 7013 North Oak Trafficway; Class AR&B Liquor by the Drink License. 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)

Councilman Brian Hill moved to approve the **JUNE 2012 FINANCIAL REPORT**. 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)

REGULAR AGENDA

Item 7. on the Agenda.

COMMUNICATIONS FROM THE AUDIENCE.

There were no communications from the audience.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill had no comments at this time.

Councilman Barry McCullough had no comments at this time.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter reported to the audience that the celebration of the 25th anniversary of Theatre in the Park takes place on August 4, which is the middle night of the next weekend of free Theatre in the Park performances. The production will be Joseph and the Amazing Technicolor Dreamcoat. There will be special ceremonies before the play begins, and the City Council will be recognizing Van and Susie Ibsen again at that time. There will be clowns, fun things for the kids, and fun things for the adults, followed by fire works after the performance. Efforts have been made to invite 25 years of alumni to come back for the celebration, so it should be a good attendance.

Item 9. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported the City is pumping a lot of water, as reported in the Council's informational newsletter last week. The City is using about 4 million gallons per day, which if continues through July, will make this a record month. City Manager Davis said he is very pleased that the system has the pumping capacity, storage capacity, and the overall system capacity to be able to provide that volume of water to our citizens without interruptions or delays.

City Manager Davis said a couple of weeks ago residents attended the City Council meeting and asked that something be done about feral cats in their area. Effective today that operation has ceased, and resulted in the capture of 20 cats, which were neutered, spayed and sent to a farm in Kansas. Staff is trying to touch base with all of the residents who spoke to the Council. City Manager Davis said he believed the issue has been effectively dealt with, short of talking with Mr. and Mrs. Henderson who are on vacation.

Mayor Suter said it seems to her that our City has been having a better than usual experience with water line breaks in the midst of the heat.

City Manager Davis replied that given the heat and the extended nature of this drought, our system is holding up pretty well. The last few days we have been averaging 3 or 4 breaks per day, but we have not had the real pipe busters. We have had leaks that have shown up, and some of the shifting in the ground, but we have not had a really big break, like some of our sister cities, so we are fortunate in that regard. A lot of that has to do with the variable speed pumps that Director Nebergall put into the Water Plant, based on the Water Bond issues earlier this year. City Manager Davis invited Public Works Director Tim Nebergall to add to his comments.

Public Works Director Tim Nebergall stated the Council members may recall in their informational newsletter that staff has worked through, as of the end of last week, about 14 water main breaks. There are a lot more slow leaks being seen, and not the geysers that may be seen this time of year. Our City is in a similar situation as a lot of cities, who are seeing a lot of water main breaks. In a drought like this, cities are pumping a lot of water, so the system is strained, and the cracks in the ground impact the pipes below. Director Nebergall said he believed we are seeing a definite benefit from the variable speed pumps. We are not seeing the big breaks. We have pumps that pump to our distribution system from the Water Plant and the 5 million gallon reservoir at Oak Grove Park. Before, when those pumps would kick-on, they would slam on and would send a surge of pressure through the system, and then when they would shut off, they would just shut off, which would also send a surge of pressure through the system. Now that we have the variable speed pumps, they take 15-30 seconds to get to complete power, and when they shut off, they slow down first. Director Nebergall said a benefit is being seen, but he would like to have more data before he says that the pumps are the cure all. Director Nebergall said he would like to see a normal year with high water usage, but he feels we are doing quite well given the circumstances. Director Nebergall said he has seen on the news that other cities are doing water rationing, and it does feel good to know that our City is not having to do that and is meeting the demands of the community. We are pumping about 4 million gallons per day, and we have an 8 million gallon per day capacity, so we are not in same situation as a lot of cities.

Item 10. on the Agenda. **RESOLUTION R-12-80**, authorizing execution of an agreement for collection of taxes with Clay County and the Clay County Collector.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-80**, authorizing execution of an agreement for collection of taxes with Clay County and the Clay County Collector. 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. **RESOLUTION R-12-81**, authorizing execution of a contract with Mega Industries Corporation, in the total amount not to exceed \$194,624.00 for the 73rd Terrace Bank Stabilization Project.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-81**, authorizing execution of a contract with Mega Industries Corporation, in the total amount not to exceed \$194,624.00 for the 73rd Terrace Bank Stabilization 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 12. on the Agenda. **RESOLUTION R-12-82**, authorizing execution of a contract with Linaweaver Construction, Incorporated, in the total amount not to exceed \$268,505.00 for the 67th and North Woodland Storm Water Improvements.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-82**, authorizing execution of a contract with Linaweaver Construction, Incorporated, in the total amount not to exceed \$268,505.00 for the 67th and North Woodland Storm Water Improvements. 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 13. on the Agenda. **RESOLUTION R-12-83**, authorizing execution of a contract with Amino Brothers Company, Incorporated, in the total amount not to exceed \$220,600.80 for the 63rd and Kansas Storm Water Improvements.

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-83**, authorizing execution of a contract with Amino Brothers Company, Incorporated, in the total amount not to exceed \$220,600.80 for the 63rd and Kansas Storm Water Improvements. 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 14. on the Agenda. **OTHER BUSINESS.**

There was no other business.

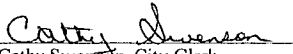
Item 15. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.


Item 16. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the July 23, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐


Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, AUGUST 13, 2012**

The City Council will meet in Closed Executive Session at 6:15 PM, on Monday, August 13, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:45 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the July 23, 2012, City Council Meeting Minutes.

5. CONSENT AGENDA

APPROVAL OF ANNUAL LIQUOR LICENSE RENEWALS:

- Gasmart USA, 7303 North Oak Trafficway; Seven Day Package Liquor License.
- XO Corporation, dba Worlds Liquors, 6833 North Oak Trafficway; Seven Day Package Liquor License with Wine Tasting.
- Blue Falcon, LLC, dba Gladstone Discount Smoke and Convenience Store, 6034 Northeast Antioch Road; Seven Day Package Liquor License.

REGULAR AGENDA

6. Communications from the Audience.

7. Communications from the City Council.

8. Communications from the City Manager.

9. RESOLUTION R-12-84, authorizing acceptance of work under contract with A.T. Switzer Painting Company, for the Painting Outdoor Swimming Pool Project; and authorizing final payment in the amount of \$8,107.30.

10. RESOLUTION R-12-85, accepting a Temporary Construction Easement in conjunction with the Northeast 63rd Street Storm Improvements Project.

11. RESOLUTION R-12-86, accepting Temporary Construction Easements in conjunction with the Northeast 73rd Terrace Bank Stabilization Project.

12. RESOLUTION R-12-87, ratifying and approving the sale of real property located at 7001 North Cherry Street.

13. Other Business.

14. Questions from the News Media.

15. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, AUGUST 13, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on August 13, 2012, at 6:15 PM. Councilman 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 610.021(3) for Personnel Discussion. Councilman Brian Hill seconded.

Roll Call Vote: All "aye" – Councilman Brian Hill, Councilman Barry McCullough and Mayor Carol Suter. (3-0).

Mayor Pro Tem Jean Moore and Councilman Bill Garnos were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session.

**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 August 13, 2012, 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 who joined the meeting in person and on-line, via the live

streaming of the Gladstone City Council meeting. The City Council appreciates everyone's interest in what is happening in Gladstone.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

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

Item 4. on the Agenda. **APPROVAL OF THE JULY 23, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Barry McCullough moved to approve the **JULY 23, 2012, 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)

Item 5. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Councilman Brian Hill moved to approve the Consent Agenda as presented. 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)

Councilman Brian Hill moved to approve the **ANNUAL LIQUOR LICENSE RENEWALS** for:

- Gasmart USA, 7303 North Oak Trafficway; Seven Day Package Liquor License.
- XO Corporation, dba Worlds Liquors, 6833 North Oak Trafficway; Seven Day Package Liquor License with Wine Tasting.
- Blue Falcon, I.I.C. dba Gladstone Discount Smoke and Convenience Store, 6034 Northeast Antioch Road; Seven Day Package Liquor License.

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)

REGULAR AGENDA

Item 6. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

David Jones, stated his business has property at 6420 North Prospect, which is the new Mosaic Life Care and Urgent Care. Mr. Jones said he was a former Mayor, and he knows that Mayors and City Council members do not receive a lot of compliments. Mr. Jones said his company would be opening 15 clinics in the Northland, and Gladstone's is the third one. The City staff did a wonderful job working with his company. A lot of cities claim to be very economic development friendly. Mr. Jones said when they met with the City Manager and the Assistant City Manager in November, they made some promises and they kept them, and he was very

impressed by that. Mr. Jones said they are very excited to be in Gladstone. The clinic, which will open this week, will have six providers, which are doctors. There are 28 employees, and they pay the market, which is way above minimum wage. Mr. Jones said they are a very community minded partner. They were formerly Heartland Health and were in St. Joseph, Missouri. Their approach is if Gladstone succeeds, so does Mosaic, so they plan to be very visible with their time and treasure. Mr. Jones said they are working with many cities in the Northland, and not all of them have been as fun and friendly to work with as Gladstone. City staff really made it easy for them to take an existing vacant building and build a Mosaic Life Care and Urgent Care, whose hours of operation will be until 8:00 PM. Mr. Jones said he wished to thank the Mayor and City Council for allowing the City staff to do their jobs, and for doing a good job themselves, because Gladstone was very attractive to them, and his business will be a good community partner.

Mayor Suter stated she had observed the remodeling of this building, and she really appreciated the way it looks, and it is exciting to see something go into that location that is hoped will be successful.

Mr. Jones stated that Disney World has their fingerprints on that, as they helped with the design. When entering, one does not see waiting rooms; it is a totally new experience. You have control over your environment. It is a really neat and innovative design. Gladstone is Number 3, so they made some mistakes in Parkville and got them corrected for Gladstone.

Mayor Suter inquired into the hours of operation.

Mr. Jones replied they would be open 8:00 AM to 8:00 PM, five days per week. If urgent care takes off like they believe it will, they will also be open on the weekends. Mr. Jones thanked the Mayor and City Council for allowing City staff to do such a wonderful job in working with them and getting them open on time.

Mayor Suter thanked Mr. Jones for taking the time to visit with the City Council.

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

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill expressed his thanks to everyone associated with Theatre in the Park. It is truly a unique experience that we have in Gladstone, and it has existed for 25 years because of the many volunteers. Councilman Hill thanked the volunteers for all their effort and time.

Councilman Barry McCullough agreed with Councilman Hill, and said it was fantastic to see all the alumni come out to wish the lbsens well. It is fantastic all the effort that goes into Theatre in the Park, and what the event has evolved into. Councilman McCullough said an art opening held last Tuesday was very well received. Although, the artist, Dale Grosbach, is his neighbor, he does always make all the art openings. It is very exciting to see our City provide that outlet for community members and our residents.

Mayor Pro Tem Jean Moore stated when everyone sang, "We are Family" at the Theatre in the Park 25th Anniversary celebration, it was amazing. These individuals with Theatre in the Park truly are family, and they put their heart and soul and blood, sweat and tears into every performance they have done. It was moving to see everyone go onto the stage, and be happy to be there and to know their experience had been wonderful. This is a wonderful outlet we give to performers and there is a lot of talent in the City. Mayor Pro Tem Moore thanked City staff, and stated that Parks and Recreation Director Sheila Lillis and her crew have done an amazing job to keep furthering this wonderful art opportunity for the citizens of Gladstone.

Mayor Carol Suter stated she was touched by the relationships that were evidenced that night and it underscored how right the Council was to give the Ibsens the awards that were presented this year. Not only have they done a good thing for the community in general, but also they have had so much dramatic impact on the lives of individual participants over 25 years. There are a lot of fun and exciting things going on right now with the Theatre in the Park, and the groundbreaking for the project behind City Hall, which made for an exciting day, and was extremely well attended. We do not get as many people in attendance when we cut ribbons on sidewalks, as we do when we are constructing buildings and skating rinks. Mayor Suter said she loved the reaction to the skating rink. When she mentioned it at the Theatre in the Park event, the audience expressed their excitement. The restoration project going on at Atkins Johnson Farm is exciting, with some fun grand openings and events planned for this fall. Mayor Suter said she has had the opportunity to visit with people who live near and around us, and nearly each person she has spoken with has said they wish they lived in Gladstone. This is exactly why - it is because of all the things that are happening in our City, compared to other things that do not happen in the area. It is an exciting place to live, and a quality place to live.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis said he agreed with the Mayor and City Council's comments about Theatre in the Park, and relative to Theatre in the Park, operating the Amphitheatre has an expense, and so volunteers help raise money through our Theatre in the Park Golf Classic. The 19th Classic is coming up at Paradise Point on August 23, so folks who would like to sponsor, are encouraged to do so. If anyone would like to play, they are encouraged to contact the Parks and Recreation Department. Everyone will have a good time that day and the food will be good.

City Manager Davis reported that the Municipal Pool closes for the 2012 season next Monday, August 20. All Municipal Pool pass holders can use the Community Center until the Monday of Labor Day Weekend, September 3. That is a nice gift from the Parks and Recreation Department to people who bought pool passes. The pool is closed during the week in August because of the start of school. City Manager Davis encouraged everyone to be safe as school begins again, and to watch out for kids who are learning their way to school. There will now be busses on the streets, and City Manager Davis encouraged everyone to pay attention to the school busses and children going to school.

Item 9. on the Agenda. **RESOLUTION R-12-84**, authorizing acceptance of work under contract with A.T. Switzer Painting Company, for the Painting Outdoor Swimming Pool Project; and authorizing final payment in the amount of \$8,107.30.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-84**, authorizing acceptance of work under contract with A.T. Switzer Painting Company, for the Painting Outdoor Swimming Pool Project; and authorizing final payment in the amount of \$8,107.30. 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-12-85**, accepting a Temporary Construction Easement in conjunction with the Northeast 63rd Street Storm Improvements Project.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-85**, accepting a Temporary Construction Easement in conjunction with the Northeast 63rd Street Storm Improvements Project. 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. **RESOLUTION R-12-86**, accepting Temporary Construction Easements in conjunction with the Northeast 73rd Terrace Bank Stabilization Project.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-86**, accepting Temporary Construction Easements in conjunction with the Northeast 73rd Terrace Bank Stabilization Project. 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. **RESOLUTION R-12-87**, ratifying and approving the sale of real property located at 7001 North Cherry Street.

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-87**, ratifying and approving the sale of real property located at 7001 North Cherry Street. 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 13. on the Agenda. **OTHER BUSINESS.**

There was no other business.

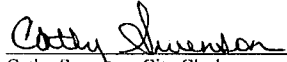
Item 14. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media. Mayor Suter thanked the Media for being present this evening.

Item 15. on the Agenda. ADJOURNMENT.

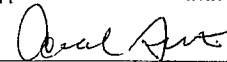
There being no further business to come before the August 13, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:



Cathy Swenson, City Clerk

Approved as submitted: ☒ _____
Approved as corrected/amended: ☐ _____



Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, AUGUST 27, 2012**

The City Council will meet in Closed Executive Session at 6:45 PM, on Monday, August 27, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 7:00 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the August 13, 2012, City Council Meeting Minutes.

REGULAR AGENDA

5. Communications from the Audience.
6. Communications from the City Council.
7. Communications from the City Manager.

8. **PUBLIC HEARING:** for consideration of a Special Use Permit subject to certain conditions to Alicia M. Hommon for operation of a bakery business on residential property at 5710 North Michigan Avenue. Applicant: Alicia M. Hommon. Owner: Trent and Sheree Shenefield.
9. **FIRST READING BILL NO. 12-14**, approving a Special Use Permit subject to certain conditions to Alicia M. Hommon for operation of a bakery business on residential property at 5710 North Michigan Avenue. Applicant: Alicia M. Hommon. Owner: Trent and Sheree Shenefield.
10. **PUBLIC HEARING:** on setting the annual rate of levy for the 2012 Real Estate and Personal Property Taxes within the corporate limits of the City of Gladstone, Missouri.
11. **FIRST READING BILL NO. 12-15**, enacted pursuant to Missouri Revised Statutes Section 94.030 fixing the annual rate of levy for the 2012 Real Estate and Personal Property Taxes within the corporate limits of the City of Gladstone, Missouri.
12. **FIRST READING BILL NO. 12-16**, approving the Final Plat of Linden Square, commonly known as 7001 North Cherry Street, in the County of Clay, City of Gladstone, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording. Applicant/Owner: City of Gladstone.
13. **RESOLUTION R-12-88**, authorizing Change Order No. 3 in the amount of \$44,568.97 to the contract with Linaweaver Construction, Incorporated, for parts and material necessary for repairs to the existing 24" water main, as part of the 24 Inch Water Transmission Upgrades Project.
14. **RESOLUTION R-12-89**, authorizing execution of a professional service agreement with H.W. Lochner, Incorporated, in an amount not to exceed \$19,500.00 for the Consultant Services of the Antioch Road Corridor Analysis.

15. **RESOLUTION R-12-90**, authorizing the City Manager to execute a Replacement Water Tower Lease Agreement with Verizon Wireless, LLC for the Antioch Water Tower Site.
16. **APPROVAL OF A BUILDING PERMIT FOR:** Installation of Solar Panels on the roof of Oakhill Day School's gymnasium and school, located at 7019 North Cherry. Applicant: Brightergy. Owner: Oakhill Day School.
17. **APPROVAL OF THE JULY 2012 FINANCIAL REPORT.**
18. Other Business.
19. Questions from the News Media.
20. Adjournment.



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, AUGUST 27, 2012**

The City Council will meet in Closed Executive Session at 6:45 PM, on Monday, August 27, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 7:00 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the August 13, 2012, City Council Meeting Minutes.

REGULAR AGENDA

5. Communications from the Audience.
6. Communications from the City Council.
7. Communications from the City Manager.

8. **PUBLIC HEARING:** for consideration of a Special Use Permit subject to certain conditions to Alicia M. Hommon for operation of a bakery business on residential property at 5710 North Michigan Avenue. Applicant: Alicia M. Hommon. Owner: Trent and Sheree Shenefield.
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17. **APPROVAL OF THE JULY 2012 FINANCIAL REPORT.**
18. Other Business.
19. Questions from the News Media.
20. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, AUGUST 27, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on August 27, 2012, at 6:45 PM. Councilman Brian Hill 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 610.021(3) for Personnel Discussion. Mayor Pro Tem Jean Moore seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (4-0).

Councilman Barry McCullough was also present at the Closed Executive Session.

Mayor Carol Suter recessed the Closed Executive Session, to be reconvened following the Regular City Council Meeting.

**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 August 27, 2012. 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 who joined the meeting in person and on-line, via the live streaming of the Gladstone City Council meeting, to learn more about their City government.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

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

Item 4. on the Agenda. **APPROVAL OF THE AUGUST 13, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Barry McCullough moved to approve the **August 13, 2012, 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.**

Brian Imes began by saying that he was the Sales and Consulting Director for Enviro Clean Hazmat and Remediation. Mr. Imes said the company is a young hazmat and remediation firm located downtown Kansas City on 13th Street. They specialize in road clean up, fuel spills, oil spills, and things like that. Mr. Imes said it has been a tradition for fire departments across the country for the past 50 years to wash these spills down the sewer drains; sometimes they sprinkle kitty litter or oil suppressant on the spills. Eventually, the rain water pushes it down the sewer drain and it gets in the rivers and streams, and goes to a water treatment plant, where it costs money to treat the water so it can be used for whatever we use water for.

Mr. Imes said his company has created a green business, and he was present at this meeting because his company is communicating with Fire Chiefs all across the metropolitan area. They like to set up contracts with the cities to be a first responder for these types of things. Mr. Imes stated that in 1972, a clean water act was passed. It is America's federal water pollution control act. The goal in the act was to eliminate pollutants from navigable waters by 1985. It is now 2012, and we are still washing things down the drain. Mr. Imes said his company has talked with a lot of Fire Chiefs and firemen, and the fellow who owns his business is a certified EMT and has been through the Fire Academy and so has his wife.

Mr. Imes continued by saying that state and federal laws make vehicle owners responsible for the notification of clean up of spills that may reach or threaten any water way. Mr. Imes repeated that any time there is a car accident, and there is a fuel spill, if it is not soaked up and properly disposed of, it will eventually get in the sewer drain and then to the treatment facility. Half of the sewer drains in Kansas City, Missouri actually go straight to the river, so there is no treatment at all. Mr. Imes said his company has the equipment, staff, and materials ready to service the entire metropolitan community, and can get to any crash scene in the metro area in less than 30 minutes, which is pretty good considering how much time it takes for police and fire to respond. His company can be there right after they show up.

Mr. Imes stated his company's positive working relationship with GSP facilities ensures their ability to recycle road contaminants, saving municipalities money on water treatment and EPA fines. EPA fines can be as much \$70,000 for each incident. Mandated automotive insurance covers the insured's vehicle and its fluids. Mr. Imes said his company has created a green market that will provide jobs while saving municipalities time and money. Mr. Imes provided a handout to Mayor Suter.

Mayor Suter thanked Mr. Imes.

John Garner, 111 Heatherton Court, said he was President of the Stormy Acres Home Owners Association. Mr. Garner said on North Oak Trafficway, especially where the Village is, starting across from the car wash, all the way up to 64th Street, there is beginning to be a few indentations and the road is rising. Mr. Garner said he talked to the Chief in the Village, and he agreed road repairs are needed there, especially across from McDonalds. Mr. Garner said he stopped back by about three weeks ago, and the only thing they could say was that they called the Missouri Department of Transportation. Mr. Garner said he did not believe that North Oak is a highway, and he was wondering if there is anything the City can do, because he believes the City does part of their work on street repairs. Mr. Garner said everyone drives in this area, and there are five or six bad places. There are a couple of holes near Harley Davidson that need to be patched, too.

Mayor Suter said this weather has been tough. We get used to the tough winters causing a lot of road destruction, but drought is just as bad or worse, people are telling us with yards and so forth. Once it begins to rain, it will be worse.

Item 6. on the Agenda.

COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos thanked Public Works Director Tim Nebergall in his dealings with the water main breaks. Councilman Garnos said there had been two in his neighborhood, and neighbors coming to him about the water main breaks. Twice he sent an e-mail to Director Nebergall, and found out within minutes that Public Works was aware of them, and had already scheduled them to be fixed, and the next day, he would receive credit from the people who brought it to his attention for getting the breaks fixed so quickly and diligently. Councilman Garnos thanked Mr. Nebergall for taking care of these issues.

Councilman Brian Hill had no comments at this time.

Councilman Barry McCullough said he received a similar compliment from a friend this week, who said Gladstone was all over a water main break in his front yard, and he was very grateful that it was taken care of so quickly, and the guys did an amazing job of not doing any more damage than necessary. Councilman McCullough asked Director Nebergall to pass on the good words to his staff.

Councilman McCullough said he and Mayor Suter got to go to a fun event, which was the ribbon cutting for the "green" house. It was a redevelopment project off of Englewood Road. It was a fantastic house and a neat project. It was a lot of fun to meet the family while they were there.

Mayor Carol Suter agreed it was a fun event, and redevelopment is great, because that one piece of property was developed, but more than that, it has been seen during the building of the house, that other neighbors have started to "fix up". It always has that kind of ripple effect.

Mayor Suter reminded everyone that on September 8, the Atkins Johnson Farm will be having its Fall Fair. There is information on the City's website about it. It is an all day event for families. Everything from cooking/baking competitions, and face painting for children, to old fashion clothing, crafts, and skills demonstrations. It should be a fun day, and will be put on by the Friends of the Atkins Johnson Farm. They will use that money to do restoration projects and to help to create the museum. Mayor Suter said it has been a busy summer, and fall is gearing up to be just as busy.

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

City Manager Kirk Davis reported that City Hall would be closed on Labor Day, and he wished everyone a safe holiday and an enjoyable extra day off.

Item 8. on the Agenda. **PUBLIC HEARING:** for consideration of a Special Use Permit subject to certain conditions to Alicia M. Hommon for operation of a bakery business on residential property at 5710 North Michigan Avenue. Applicant: Alicia M. Hommon. Owner: Trent and Sheree Shenefield.

Councilman Barry McCullough stated he would not be participating in agenda items number 8. and 9., due to a business relationship with the owners Trent and Sheree Shenefield.

Mayor Suter opened the Public Hearing.

Staff Presentation.

Planning Specialist Chris Helmer began by saying that this application is new to the City. Over the course of this last year, the Council has had a lot of renewals for Special Use Permits. This is a little bit different than what has come before the Council in recent years. Staff is proposing a one-year permit, which is a typical process that has been done in the past. Many of the conditions in the Ordinance are typical to other applications in regard to no employees, no signage on the property, and things of this nature. The Council also received information from the applicant, which shows the site lay out of what she is proposing in this application. There was clarification requested from the Planning Commission that all appliances are residential in nature. Mr. Helmer stated that staff is requesting that the Council consider an initial one-year permit approval for this application.

Mayor Suter asked for clarification as it is a little unusual for the tenant to be asking for a Special Use Permit, opposed to the owner of the property.

Mr. Helmer replied when the applicant met with him, she was up-front about that from the beginning, prior to submitting an official application. Mr. Helmer said he did spend quite a bit of time with her, and it is correct that this is not always seen. There was about four or five years ago a day care operation that was being occupied by a renter. There was a family relationship between the owner and the renter. Mr. Helmer said he would leave it to the applicant to better describe the relationship, but he does know she has been in communication with the landlord and he has been supportive throughout this process.

Mayor Suter asked if our permit process requires the owner to participate in the application.

Mr. Helmer replied, no, not to his knowledge.

Assistant City Manager Scott Wingerson stated that it does not require the owner to participate in the process; however, there is a certification that the owner executes as part of the application. The applicant is here tonight on behalf of the owner, and the owner is fully aware of the action.

Applicant Presentation.

Alicia Hommon, 5710 North Michigan Avenue, said she is new to Gladstone, so was excited to be here for the first time. Ms. Hommon said she was proposing opening a small custom bakery within her home. It is her dream to open a small storefront eventually. She would eventually like to have a old school style bakery. There are steps for her to take for her to be prepared, as well as the business having enough income to do that. Ms. Hommon said she has spoken in depth with Trent and Sheree Shenefield, specifically Trent, who visited with her one day about the plan in regard to any changes she would be making to the garage, which she is hoping to convert. He had laid out what he would like, and the plans presented to him were within guidelines of what he would like to see done.

Ms. Hommon said there would be no visual changes to the house that anyone would see, and no noise changes. Any orders from clients will be delivered to them, so no clients would be coming to her home. Ms. Hommon stated there would be no changes for her neighbors to see other than they might receive some cupcakes every now and then.

There was no one to speak in Favor or in Opposition to the application.

Mayor Suter closed the Public Hearing.

Item 9. on the Agenda. **FIRST READING BILL NO. 12-14**, approving a Special Use Permit subject to certain conditions to Alicia M. Hommon for operation of a bakery business on residential property at 5710 North Michigan Avenue. Applicant: Alicia M. Hommon. Owner: Trent and Sheree Shenefield.

Councilman Brian Hill moved to place **Bill 12-14** on its First Reading.
Councilman Bill Garnos seconded.

Councilman Hill stated he attended the Planning Commission meeting, and it did not appear that there would be any impact at all on the neighborhood, except maybe deliveries by the occupant coming and going, which does not appear to be that much. Councilman Hill said he did not believe there would be adverse impact from this application.

The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. "Abstain" – Councilman Barry McCullough. (4-0-1). The Clerk read the Bill.

Councilman Brian Hill moved to accept the First Reading of **Bill 12-14**, Waive the Rule and place the Bill on its Second and Final Reading. Councilman Bill Garnos seconded. The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. "Abstain" – Councilman Barry McCullough. (4-0-1). The Clerk read the Bill.

Councilman Brian Hill moved to accept the Second and Final Reading of **Bill 12-14**, and to enact the Bill as **Ordinance 4.216**. Councilman Bill Garnos seconded.

Roll call vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. "Abstain" – Councilman Barry McCullough. (4-0-1).

Item 10. on the Agenda. PUBLIC HEARING: on setting the annual rate of levy for the 2012 Real Estate and Personal Property Taxes within the corporate limits of the City of Gladstone, Missouri.

Mayor Suter opened the Public Hearing.

Staff Presentation.

Finance Director Debra Daily stated she would provide information about the 2012 property tax levy. The tax levy is set based on property values. The real estate values are reassessed every two years, and 2012 is a non-assessment year, so the City did not anticipate any major changes in property values for real estate; in fact they dropped slightly, which is consistent with how the economy has been going. Next year will be a better indicator of whether the economy has stabilized. They dropped by one quarter of one percent, and that equates to approximately \$809,000 in value. Personal property valuations increased two percent, or \$1,017,000, so the result is an overall valuation increase of \$208,000. Collectively, the 2012 assessed valuation represents a .06 percent increase over the previous year. If you translate the valuation increase to total tax dollars, the change or increase would be less than \$2,000 in taxes.

Director Daily explained that property tax levies are subject to State Statutes, including Article X, Section 22 and Section 137.073. Based on these Statutes, when setting the property tax levy rate, the City is limited to the lesser of three different calculation factors: actual growth, which was zero percent, the Consumer Price Index, which was set at three percent or the other rate is five percent. The lesser of these factors was the actual growth of zero percent. As a result, the maximum property tax rate permitted for the tax year 2012 (Fiscal Year 2013), did not change

compared to the previous year. The levy rate will once again be set at \$0.9290 for all classes of property. The City's property tax revenue for Fiscal Year 2012 is projected at \$3,146,000 after factoring in for uncollectibles, which is consistent with the Fiscal Year 2013 budget forecast. The attached Bill would set the property tax levy at \$0.9290 per \$100 valuation for all classes of property.

There was no one to speak in Favor or in Opposition.

Mayor Suter closed the Public Hearing.

Item 11. on the Agenda. **FIRST READING BILL NO. 12-15**, enacted pursuant to Missouri Revised Statutes Section 94.030 fixing the annual rate of levy for the 2012 Real Estate and Personal Property Taxes within the corporate limits of the City of Gladstone, Missouri.

Councilman Barry McCullough moved to place **Bill 12-15** 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 12-15**, 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 12-15**, and to enact the Bill as **Ordinance 4.217**. 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 12. on the Agenda. **FIRST READING BILL NO. 12-16**, approving the Final Plat of Linden Square, commonly known as 7001 North Cherry Street, in the County of Clay, City of Gladstone, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording. Applicant/Owner: City of Gladstone.

Mayor Pro Tem Jean Moore moved to place **Bill 12-16** 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.

Mayor Pro Tem Jean Moore moved to accept the First Reading of **Bill 12-16**, 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.

Mayor Pro Tem Jean Moore moved to accept the Second and Final Reading of **Bill 12-16**, and to enact the Bill as **Ordinance 4.218**. 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 13, on the Agenda. **RESOLUTION R-12-88**, authorizing Change Order No. 3 in the amount of \$44,568.97 to the contract with Linaweaver Construction, Incorporated, for parts and material necessary for repairs to the existing 24" water main, as part of the 24 Inch Water Transmission Upgrades Project.

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-88**, authorizing Change Order No. 3 in the amount of \$44,568.97 to the contract with Linaweaver Construction, Incorporated, for parts and material necessary for repairs to the existing 24" water main, as part of the 24 Inch Water Transmission Upgrades Project. Councilman Brian Hill seconded.

Councilman Garnos stated in the Resolution in the Council's packet there is a typo that refers to this as Changer Order Number 2, instead of Change Order Number 3 as stated in the actual Resolution, and he assumes this can be corrected.

Counselor Thompson said this change may be made by interlineations at the time of the signing of the Resolution.

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 14, on the Agenda. **RESOLUTION R-12-89**, authorizing execution of a professional service agreement with H.W. Lochner, Incorporated, in an amount not to exceed \$19,500.00 for the Consultant Services of the Antioch Road Corridor Analysis.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-89**, authorizing execution of a professional service agreement with H.W. Lochner, Incorporated, in an amount not to exceed \$19,500.00 for the Consultant Services of the Antioch Road Corridor Analysis. 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 15. on the Agenda. **RESOLUTION R-12-90**, authorizing the City Manager to execute a Replacement Water Tower Lease Agreement with Verizon Wireless, LLC for the Antioch Water Tower Site.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-90**, authorizing the City Manager to execute a Replacement Water Tower Lease Agreement with Verizon Wireless, LLC for the Antioch Water Tower Site. 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 16. on the Agenda. **APPROVAL OF A BUILDING PERMIT FOR:** Installation of Solar Panels on the roof of Oakhill Day School's gymnasium and school, located at 7019 North Cherry. Applicant: Brightergy. Owner: Oakhill Day School.

Councilman Brian Hill moved to approve a **BUILDING PERMIT FOR:** Installation of Solar Panels on the roof of Oakhill Day School's gymnasium and school, located at 7019 North Cherry. Applicant: Brightergy. Owner: Oakhill Day School. Councilman Barry McCullough seconded.

Councilman Garnos said he remembered in the Planning Commission a couple of years ago there were City regulations presented to the Commission regarding solar panels and wind power, that he believed went to the City Council for approval. Councilman Garnos asked if that applied only to residential properties and not this one. Is what is proposed here consistent with what the then City Council previously approved.

Assistant City Manager Wingerson replied this is consistent with the sustainability regulations that were passed a year or two ago. The reason this is before the Council is for the Building Permit portion, and because portions of the solar panels will be visible from the public rights-of-way, staff wanted to be sure the Council was fully aware of the construction proposed.

Mayor Suter stated it was exciting to see a project in Gladstone commit themselves so fully to this.

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 17. on the Agenda. **APPROVAL OF THE JULY 2012 FINANCIAL REPORT.**

Mayor Pro Tem Jean Moore moved to approve the **JULY 2012 FINANCIAL REPORT** as presented. 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).

Item 18. on the Agenda. OTHER BUSINESS.

There was no other business.

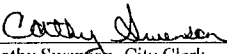
Item 19. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

There were no questions from the News Media. Mayor Suter thanked the Media for being present this evening.

Item 20. on the Agenda. ADJOURNMENT.

There being no further business to come before the August 27, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the regular meeting, and stated that the City Council would reconvene the Closed Executive Session so that the Council could continue with that agenda, which was not completed earlier this evening.

Respectfully submitted:



Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐



Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, SEPTEMBER 10, 2012**

The City Council will meet in Closed Executive Session at 6:15 PM, on Monday, September 10, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the August 27, 2012, City Council Meeting Minutes.**

REGULAR AGENDA

5. **Communications from the Audience.**
6. **Communications from the City Council.**
7. **Communications from the City Manager.**
8. **RESOLUTION R-12-91**, authorizing an agreement between the City of Gladstone and Bartlett and West Engineers, Incorporated for design and construction administration services in the amount of \$87,000.00 relating to the Old Maids Creek Interceptor Design.
9. **RESOLUTION R-12-92**, authorizing acceptance of work under contract with Empire Electric Services and Technologies, LLC, for the Supervisory Control and Data Acquisition and High Service Pump Improvements; and authorizing final payment in the amount of \$54,392.00.
10. **RESOLUTION R-12-93**, authorizing acceptance of work under contract with Vance Brothers, Incorporated, for the 2012 Intermediate Maintenance Program; and authorizing final payment in the amount of \$7,642.85.
11. **RESOLUTION R-12-94**, authorizing execution of an office, concession, public restroom, and storage sublease agreement between Dentistry for Children, P.C., ("Dentistry") as sublessor, and the City of Gladstone, ("City") as sublessee.
12. **Other Business.**
13. **Questions from the News Media.**
14. **Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, SEPTEMBER 10, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on September 10, 2012, at 6:15 PM. Councilman 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 610.021(3) for Personnel Discussion. Councilman Brian Hill seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. (4-0).

Mayor Carol Suter adjourned the Closed Executive Session

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

PRESENT: Mayor Carol Suter
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

ABSENT: Mayor Pro Tem Jean Moore

Item 2. on the Agenda. ROLL CALL.

Mayor Carol Suter opened the Regular September 10, 2012, City Council Meeting at 7:30 PM in the Gladstone City Council Chambers, and noted that all City Council members were present, except for Mayor Pro Tem Jean Moore, who was out of town. Mayor Suter welcomed everyone who joined the meeting in person and on-line via the live streaming of the Gladstone City Council meeting. Mayor Suter thanked everyone for their interest in their City government.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

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

Item 4. on the Agenda. **APPROVAL OF THE AUGUST 27, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Brian Hill moved to approve the **August 27, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. (4-0)

REGULAR AGENDA

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

Larry Newport, 4002 NE 69 Street, stated he wished to thank Bill (Gladstone Utilities Specialist William Cowper) with the Public Works Department. Mr. Newport said he had a water meter leak in his front yard, and he phoned City Hall. Within 15 or 20 minutes, Bill was taking care of the problem. Mr. Newport said he did not expect such a quick response, and wished to commend Bill on his good work.

Mayor Suter thanked Mr. Newport, and said it was nice to hear those types of comments.

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

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill thanked City staff and everyone who helped coordinate the Big Shoal Festival on Saturday. It was a very enjoyable event.

Councilman Barry McCullough stated that he received several phone calls and a letter of thanks for the work done by the Public Works crew on the water main that broke late in the day. The crew worked on the break until 8:00 or 9:00 PM. Councilman McCullough said he also appreciated Public Works Director Tim Nebergall's thoroughness in letting him know when work was completed.

Mayor Carol Suter stated she agreed with Councilman Hill's comments about the Bill Shoal fair on Saturday. It was a nice turnout and a nice quiet country fair. Mayor Suter said a lot of time and energy by staff and volunteers went into the event. The Friends of the Atkins Johnson Farm Board put this event together.

Mayor Suter said she had a fun experience this last week in the Northaven Neighborhood. Neighbors dedicated the brick wall that they had worked on for a couple of years with the City to transfer the property, and to raise the money to repair the wall. They qualified for a

Neighborhood Commission Grant. There was a nice dedication, with Public Safety members present with their new fire truck. It was a nice turnout, and it is always good to see neighborhoods investing in maintaining their neighborhood, which helps to maintain housing stock and values, which helps us all.

Mayor Suter stated she wished to remind everyone that tomorrow night, September 11, there would be a public meeting for any citizen interested in thinking about or providing input regarding transportation needs concerning the new Village Center area. Gladstone always makes a special effort to engage citizens in planning of all kinds, so this continues that tradition of inviting the public to provide input on possible plans. Mayor Suter said that meeting would be tomorrow night, September 11, at 7:00 PM, in the Community Center.

Mayor Suter said she had been to a number of events and she was continually impressed by our City's staff, because every event she goes to is staffed by someone out of the City. It does not make a difference what a person's title is or their rank in the City; they are out there doing everything from speaking publicly about the matter, to setting up tables, to rolling up their sleeves and directing traffic, and hauling the water for people to drink. Mayor Suter said it was mind boggling how generous staff is with their time, effort and attention. It doesn't always happen in every City. Whether people are Directors, assistants, managers, or whatever, they are willing to roll up their sleeves and do what needs to be done. There will even be some wonderful women who take care of the water when the meeting is done this evening, and it is not in their job description. Mayor Suter addressed City staff by saying she wished to say thank you on behalf of the City Council and the citizens of this community, because it is your good faith work every day on every project that really makes this City successful, and makes people happy to interact with the City as a government, and that is a rare thing in America today. Mayor Suter thanked City staff for all their time, energy, and tireless effort that they put into making every little detail work for everyone.

Mayor Suter stated she wished to note that tomorrow is the eleventh anniversary of 911 in the United States. A number of activities are going on throughout the community. One of the newest ones she noted is that the Overland Park Fire Department has acquired one of the twisted beams from the wreckage of the site, and they will be turning it into a monument. They will be doing something tomorrow publicly to unveil the plans for it. Kansas City's website has information about a number of activities that will commemorate this sad occasion in the history of our country.

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

City Manager Kirk Davis stated he also wished to commend the City employees. The City does have a great staff, and rarely do they not put the citizens best interest in the front of whatever it is that they are doing. They truly care, and are very dedicated and professional. City Manager Davis said he was very proud of the job the Directors do, and the work of all the employees. City Manager Davis thanked Mayor Suter for her remarks.

Item 8. on the Agenda. **RESOLUTION R-12-91**, authorizing an agreement between the City of Gladstone and Bartlett and West Engineers, Incorporated for design and construction administration services in the amount of \$87,000.00 relating to the Old Maids Creek Interceptor Design.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-91**, authorizing an agreement between the City of Gladstone and Bartlett and West Engineers, Incorporated for design and construction administration services in the amount of \$87,000.00 relating to the Old Maids Creek Interceptor Design. Councilman Brian Hill seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. (4-0)

Item 9. on the Agenda. **RESOLUTION R-12-92**, authorizing acceptance of work under contract with Empire Electric Services and Technologies, LLC, for the Supervisory Control and Data Acquisition and High Service Pump Improvements; and authorizing final payment in the amount of \$54,392.00.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-92**, authorizing acceptance of work under contract with Empire Electric Services and Technologies, LLC, for the Supervisory Control and Data Acquisition and High Service Pump Improvements; and authorizing final payment in the amount of \$54,392.00. Councilman Bill Garnos seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. (4-0)

Item 10. on the Agenda. **RESOLUTION R-12-93**, authorizing acceptance of work under contract with Vance Brothers, Incorporated, for the 2012 Intermediate Maintenance Program; and authorizing final payment in the amount of \$7,642.85.

Councilman Bill Garnos moved to adopt **RESOLUTION R-12-93**, authorizing acceptance of work under contract with Vance Brothers, Incorporated, for the 2012 Intermediate Maintenance Program; and authorizing final payment in the amount of \$7,642.85. Councilman Barry McCullough seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. (4-0)

Item 11. on the Agenda. **RESOLUTION R-12-94**, authorizing execution of an office, concession, public restroom, and storage sublease agreement between Dentistry for Children, P.C., ("Dentistry") as sublessor, and the City of Gladstone, ("City") as sublessee.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-94**, authorizing execution of an office, concession, public restroom, and storage sublease agreement between Dentistry for Children, P.C., ("Dentistry") as sublessor, and the City of Gladstone, ("City") as sublessee. Councilman Brian Hill seconded.

The vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. (4-0)

Item 12. on the Agenda. OTHER BUSINESS.

There was no other business.

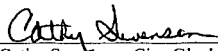
Item 13. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

There were no questions from the News Media.

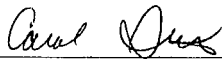
Item 14. on the Agenda. ADJOURNMENT.

There being no further business to come before the September 10, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐


Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, SEPTEMBER 24, 2012**

OPEN STUDY SESSION: 7:00 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the September 10, 2012, City Council Meeting Minutes.
5. **PROCLAMATION:** Designating October 7-13, 2012, as "FIRE PREVENTION WEEK" in Gladstone, Missouri.
6. **PROCLAMATION:** recognizing October as "NATIONAL CODES ENFORCEMENT MONTH" and the important role Code Compliance Officers play in our Community.

REGULAR AGENDA

7. **Communications from the Audience.**
8. **Communications from the City Council.**
9. **Communications from the City Manager.**
10. **RESOLUTION R-12-95**, authorizing execution of agreements between the City of Gladstone, Missouri, and the Kansas City Area Transportation Authority to provide public transportation for the period of July 1, 2012 through June 30, 2013, and for transit shelter cleaning and maintenance at 72nd and North Prospect Streets and 70th Street and North Oak Trafficway.
11. **RESOLUTION R-12-96**, authorizing acceptance of work under contract with David E. Ross Construction Company, Incorporated, for the Filter and Clarifier Improvements Project; and authorizing final payment in the amount of \$30,811.17.
12. **RESOLUTION R-12-97**, amending the 2013 Annual General Fund, and the Combined Waterworks and Sewerage System Fund Budget for the City of Gladstone, Missouri and authorizing expenditures of funds.
13. **BUILDING PERMIT:** for the construction of an enclosed Mausoleum to be attached to the existing Mausoleum on property located at 6600 North Antioch Road, commonly known as White Chapel Funeral Home. Applicant: Stewart Resource Center. Owner: D.W. Newcomer's Sons, Inc.
14. **APPROVAL OF THE AUGUST 2012 FINANCIAL REPORT.**
15. Other Business.
16. Questions from the News Media.
17. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, SEPTEMBER 24, 2012**

**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 September 24, 2012, 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 who joined the meeting in person and on-line, via the live streaming of the Gladstone City Council meeting. Mayor Suter thanked everyone for their interest in their municipal government.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

Mayor Carol Suter introduced Boy Scouts from Troop 303, sponsored by King of Kings Lutheran Church, as follows: Carson Pfaff, Kanoe Newell, and Scout Leader Henry Creagh. The Scouts led the Pledge of Allegiance, in which all joined.

Mayor Suter moved to Items Number 5. and 6. on the agenda for Proclamation presentations, following which, the remaining items on the agenda were addressed.

Item 5. on the Agenda. PROCLAMATION: Designating October 7-13, 2012, as "FIRE PREVENTION WEEK" in Gladstone, Missouri.

Mayor Suter read and presented the **PROCLAMATION** designating October 7-13, 2012, as "FIRE PREVENTION WEEK" in Gladstone, Missouri to Fire Inspector Charles Duddy.

Fire Inspector Duddy thanked the Mayor and City Council, and said that the City of Gladstone is great in supporting the fire prevention effort. We have the greatest fire department in the nation. Fire Inspector Duddy said he talks to firefighters around the country, and he would put Gladstone's department up against any of them.

This was followed with applause from the audience.

Item 6. on the Agenda. **PROCLAMATION:** recognizing October as "NATIONAL CODES ENFORCEMENT MONTH" and the important role Code Compliance Officers play in our Community.

Mayor Suter read and presented the **PROCLAMATION** recognizing October as "NATIONAL CODES ENFORCEMENT MONTH" and the important role Code Compliance Officers play in our Community to Building Official Alan Napoli, who thanked the Mayor and City Council.

The presentation was followed with applause from the audience.

Item 4. on the Agenda. **APPROVAL OF THE SEPTEMBER 10, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Barry McCullough moved to approve the **September 10, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. Councilman Brian Hill seconded. The vote: "Aye" – Councilman Bill Garnos, Councilman Brian Hill, Councilman Barry McCullough, and Mayor Carol Suter. "Abstain" – Mayor Pro Tem Jean Moore. (4-0-1)

Note: Mayor Pro Tem Jean Moore abstained from the vote to approve the September 10, 2012, Regular City Council Meeting Minutes, as she was absent from that meeting.

REGULAR AGENDA

Item 7. on the Agenda. **COMMUNICATIONS FROM THE AUDIENCE.**

There were no comments from the audience.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos invited everyone to the open house for the North Oak Corridor Study, which would be held, Thursday, October 4, from 5:00 PM to 7:00 PM, at the Harmony Vineyard Church. This open house is for any citizens who would like to find out more about the study, and who has an interest in the North Oak corridor. Councilman Garnos encouraged everyone to attend, and stated that public participation is being encouraged.

Councilman Garnos stated it had been a difficult and troubling week for a lot of folks in Gladstone, and stated he wished to express his personal sympathy to the Mashburn family for the tragedy last week. Councilman Garnos thanked Public Safety Director Michael Hasty and

everyone in his department for all of their hard work in the last week, and for their professionalism. Councilman Garnos also thanked the Kansas City Metro Squad for their assistance.

Councilman Brian Hill stated he wished to echo the comments made by Councilman Garnos in regard to expressing sympathy and appreciation related to last week's occurrence. Councilman Hill said he wished to also include the rest of City staff, who, although, are not in Public Safety, did play an important role. It was an unfortunate event, but he was glad that someone was in custody.

Councilman Barry McCullough stated it has all been said, and he had nothing more to add at this time.

Mayor Pro Tem Jean Moore stated she agreed with Councilman McCullough; however, appropriate to Codes Enforcement Month, she had someone stop her the other day, who said she wanted to tell her about Carole (Community Development Secretary Carole McGuire) in the Codes Enforcement, and stated that she is the best. The person suggested that if there were a way to recognize her, that needs to be done. Mayor Pro Tem Moore suggested the person write a note to the Department, and it would get to her, which was important. Mayor Pro Tem Moore stated from the Minutes of the last City Council meeting, she understood several comments were made about City staff, so when we have a tragedy, or just conducting business, she believes the City staff is beyond outstanding, and we cannot offer enough kudos for everyone's good work.

Mayor Carol Suter stated she wished to echo the sentiments from the rest of the City Council, and, also, on behalf of the City Council, she invited Public Safety Director Hasty to provide an update on the murder that took place this past week.

Public Safety Director Michael Hasty began by reporting that early in the morning of September 19, Kevin Mashburn, an employee of AT&T was working his usual midnight shift in the Kendallwood area, when it appeared that someone tried to rob him of his wallet. He was assaulted and suffered severe injuries from that assault. Director Hasty said our Public Safety Department was notified of this incident when he sent a message through his mobile data terminal to his office. Public Safety responded to the area, along with Fire and EMS personnel. Mr. Mashburn was located and treatment was provided, but unfortunately, Mr. Mashburn died from his injuries. Due to the nature of the crime and the seriousness of the offense, all resources were marshaled within the Department. Director Hasty said he also requested the services of the Metro Squad. This very important part of the Metropolitan Chiefs and Sheriff's Association provides resources that ordinarily would not be available to us in such a short time frame. Twelve detectives plus staff officers from various agencies from both Missouri and Kansas came to assist our Department.

Director Hasty thanked the City staff in City Hall, because on such short notice they accommodated the Metro Squad, who used the conference rooms for the remainder of the week, and through the weekend. It could not have been done without their help and support, which is very much appreciated. Director Hasty said the Metro Squad met at 1:00 that afternoon, where we gave them a briefing of what had occurred and what we had been done so far. The crime

scene was still being processed for evidence. We enlisted the services of the Kansas City Police Department Crime Lab, and the detectives then began following leads. During the course of the investigation, nearly 1,000 man-hours were expended, and nearly 70 leads were followed. The break in the case came when a tip was received through our dispatchers. Director Hasty said we were able to follow through on the tip, and one thing led to another, and as these things often do, it began to unfold on Saturday. An arrest was made Saturday night in Kansas City. Our department put out broadcasts to locate the individual who was believed to be responsible for the crime, and he was located in the northeast area of Kansas City. He was brought here and questioned, and was ultimately transferred to the Clay County jail. The investigation continued and leads were followed, and evidence was continued to be put together. As of last night, within 24 hours of the individual's arrest, the Clay County prosecutor issued a warrant for his arrest, charging him with murder in the first degree, armed criminal action, and attempted first degree robbery. The Metro Squad disbanded as of this morning; however, but we will probably still receive help from our neighbors, as there are still a number of questions to be answered, and a number of things that need to be put together.

Mayor Suter offered the Council's appreciation and respect for the great job our Public Safety Department does. Our Fire Department can stand up to any, and so can our Police and Detective Squad. Mayor Suter said the City Council appreciates the professionalism in the every day conduct of our Public Safety Department's duty, and she was really impressed with the officers who were interviewed by the Media. She caught several different interviews, and was very proud of the way our officers were articulate, and expressed things appropriately and without overstating or sensationalizing. Mayor Suter said she felt our officers were very professional in representing our City. Mayor Suter said she appreciated this very much.

Mayor Suter reminded everyone that Gladfest is coming up the first weekend in October. It is being a bit reconfigured due to the construction going on, but it will go on as usual, and everyone is looking forward to a good time. Gladfest opens on Friday evening, with a parade on Saturday morning, and the festival continues through Sunday.

Item 9. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis welcomed Nancy Rigdon from the Gladstone Dispatch, who will now be covering Gladstone. Staff looks forward to working with her, and answering any questions she might have at any point in time.

City Manager Davis stated that Parks and Recreation Director Sheila Lillis was not present this evening, as she broke her foot while giving a tour of the Community Center, and had some surgery last week.

City Manager Davis reported that the October 8, 2012, regularly scheduled Council meeting, will not be held. It follows Gladfest, and right now there are no agenda items for that meeting. The next regularly scheduled Council meeting will be October 22, 2012.

Item 10. on the Agenda. **RESOLUTION R-12-95**, authorizing execution of agreements between the City of Gladstone, Missouri, and the Kansas City Area Transportation Authority to provide public transportation for the period of July 1, 2012 through June 30, 2013, and for transit shelter cleaning and maintenance at 72nd and North Prospect Streets and 70th Street and North Oak Trafficway.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-95**, authorizing execution of agreements between the City of Gladstone, Missouri, and the Kansas City Area Transportation Authority to provide public transportation for the period of July 1, 2012 through June 30, 2013, and for transit shelter cleaning and maintenance at 72nd and North Prospect Streets and 70th Street and North Oak Trafficway. 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. **RESOLUTION R-12-96**, authorizing acceptance of work under contract with David E. Ross Construction Company, Incorporated, for the Filter and Clarifier Improvements Project; and authorizing final payment in the amount of \$30,811.17.

Councilman Brian Hill moved to adopt **RESOLUTION R-12-96**, authorizing acceptance of work under contract with David E. Ross Construction Company, Incorporated, for the Filter and Clarifier Improvements Project; and authorizing final payment in the amount of \$30,811.17. 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 12. on the Agenda. **RESOLUTION R-12-97**, amending the 2013 Annual General Fund, and the Combined Waterworks and Sewerage System Fund Budget for the City of Gladstone, Missouri and authorizing expenditures of funds.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-97**, amending the 2013 Annual General Fund, and the Combined Waterworks and Sewerage System Fund Budget for the City of Gladstone, Missouri and authorizing expenditures of funds. 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)

Item 13. on the Agenda. **BUILDING PERMIT:** for the construction of an enclosed Mausoleum to be attached to the existing Mausoleum on property located at 6600 North Antioch Road, commonly known as White Chapel Funeral Home. Applicant: Stewart Resource Center. Owner: D.W. Newcomer's Sons, Inc.

Councilman Brian Hill moved to approve the **BUILDING PERMIT** for the construction of an enclosed Mausoleum to be attached to the existing Mausoleum on property located at 6600 North Antioch Road, commonly known as White Chapel Funeral Home. Applicant: Stewart Resource Center. Owner: D.W. Newcomer's Sons, Inc. 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 14. on the Agenda. APPROVAL OF THE AUGUST 2012 FINANCIAL REPORT.

Mayor Pro Tem Jean Moore moved to approve the **AUGUST 2012 FINANCIAL REPORT**. 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 15. on the Agenda. OTHER BUSINESS.

There was no other business.

Item 16. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

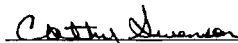
There were no questions from the News Media.

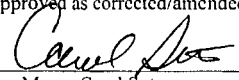
Mayor Suter thanked Ms. Rigdon for being at this meeting, and for the Gladstone Dispatch covering the news in Gladstone.

Item 17. on the Agenda. ADJOURNMENT.

There being no further business to come before the September 24, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐

Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, OCTOBER 8, 2012**

**NOTE: THERE WILL BE NO OCTOBER 8, 2012
GLADSTONE CITY COUNCIL MEETING
DUE TO LACK OF AGENDA ITEMS**

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**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, OCTOBER 22, 2012**

The City Council will meet in Closed Executive Session at 5:30 PM, on Monday, October 22, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:00 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the September 24, 2012, City Council Meeting Minutes.
5. SPECIAL PRESENTATION BY MIDWEST PUBLIC RISK.

6. **PROCLAMATION:** endorsing the objectives of the **SOLAR READY KC** initiative to build a region-wide, consistent approach to solar installations.
7. **PROCLAMATION:** declaring October 24, 2012, as **FOOD DAY** in Gladstone, Missouri, and promoting efforts to provide a healthy, sustainable, and affordable food system for our community.
8. **CONSENT AGENDA**

RESOLUTION R-12-98, authorizing Change Order No. 5 in the amount of \$41,667.87 to the contract with Linaweaver Construction, Incorporated, for labor and equipment necessary for repairs to the existing 24 inch water main, as part of the 24 Inch Water Transmission Upgrades Project.

RESOLUTION R-12-99, accepting a Permanent Construction Easement in conjunction with the Northeast 67th Street and North Woodland Avenue Drainage Improvement Project.

RESOLUTION R-12-100, authorizing acceptance of a proposal from Gladstone Dodge for the purchase of a 2012 4x4 truck with dump bed, spreader, and snowplow for the net purchase amount of \$46,429.

APPROVAL OF A LIMITED ONE-DAY LIQUOR BY THE DRINK LICENSE (PICNIC LICENSE) to St. Andrew the Apostle Parish and School, 6415 Northeast Antioch Road, for the Annual Auction on November 10, 2012. Hours: 12:00 Noon – 11:45 PM. Managing Officer: Denise Rathmann.

REGULAR AGENDA

9. **Communications from the Audience.**
10. **Communications from the City Council.**

11. Communications from the City Manager.

12. FIRST READING BILL NO. 12-17, approving the Final Plat of Steffen Plat Lots One and Two, commonly known as 301 Northeast 59th Terrace, in the County of Clay, City of Gladstone, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording. Applicant: Byram Real Estate, LLC. Owner: Eugene and Norma Steffen.

13. Other Business.

14. Questions from the News Media.

15. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, OCTOBER 22, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on October 22, 2012, at 5:30 PM. Councilman 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, and Mayor Carol Suter. (3-0).

Mayor Pro Tem Jean Moore and Councilman Brian Hill were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session.

**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 October 22, 2012, 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 who joined the meeting in person and on-

line, via the live streaming of the Gladstone City Council meeting. Mayor Suter thanked everyone for their interest in their municipal government.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

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

Item 4. on the Agenda. APPROVAL OF THE SEPTEMBER 24, 2012, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the **September 24, 2012, 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).

Item 5. on the Agenda. SPECIAL PRESENTATION BY MIDWEST PUBLIC RISK.

Mayor Suter invited Human Resources Administrator Charlene Leslie to make the introduction for the special presentation by Midwest Public Risk (MPR).

Ms. Leslie introduced Todd Foster, Director of Risk Management, at Midwest Public Risk, and said that this is the self-insured trust arrangement with which our City is a charter member, joining in 1982. Ms. Leslie explained that the City of Gladstone, with other cities, joined hands in the self-insured trust arrangement for both our property and our liability, our workers' comp, and our benefits. Ms. Leslie said that Mr. Foster was present to share information about our City's loss control.

Mr. Foster thanked Ms. Leslie and said it was his honor to be before the Council this evening to discuss something that he felt was very important and something for which the Council should be very proud. Mr. Foster said that Ms. Leslie set the stage very nicely, but to expand a little bit, a lot of city and county governments and other public entities have banded together to take on their risk retention needs. It is not like traditional insurance, where you pay your premium, and you hope bad things do not happen, and if they do, they take care of your claim. Mr. Foster said Midwest Public Risk has taken on this need collectively amongst the members. They have grown from nine members to over 140 public entities, so there must be something right about it. They like to be competitive in price, but what they really like to boast about are the services they provide and the special features.

Mr. Foster said MPR is here to help the members help themselves. This is done through a variety of things. One is financial assistance. In the State of Missouri, public entities are exempt from OSHA regulations. It is in everyone's best interest to follow safety procedures. It goes beyond just the dollar; MPR is trying to make sure that employees do not get hurt and that citizens' resources are not wasted. For the members who go above

and beyond in their compliance efforts to make sure they are doing an outstanding job in controlling their losses, there is a program called the Loss Control Recognition Program. It has been around for several years. There are goals for members to meet, and for the City of Gladstone, there are over 50 different items involving training, policies and practices that must be met. No new member ever receives the recognition their first year. It takes two or three years to come on board with this. The City of Gladstone has been in compliance year after year. MPR is very proud of Gladstone for recognizing the value in this program. It starts at the top with City Manager Davis, and there is also a great staff, who provide sensational cooperation. Most of the time, Gladstone's losses are above board. Everyone has a bad year from time to time, but Gladstone always manages to rebound and does a great job.

Mr. Foster reported that MPR recently completed their annual review, and once again the City of Gladstone has qualified for this award, and the City has received a check for \$12,231.00, which is two percent of the City's contributions. Mr. Foster said a program was started in 2005, where MPR sets aside three percent of the contributions that are paid at the first of the year for the Loss Control Credit Program. This program guarantees that there is some money for the public entities to use to pay for control of their losses. The money from that fund, along with the other funds over the years, comes to a total of \$781,351.00, in terms of what has been returned to Gladstone. In a few more years, Gladstone will be knocking at the door of \$1 million in terms of money returned to the City. Mr. Foster said that is a sensational effort on the part of the City, and the Council should be very proud of their staff.

Mayor Suter thanked Mr. Foster, and said the Council does appreciate all the hard work and commitment of the City staff to making our City's investment in health and well being work so well. One of the Council's goals has been to focus on being a healthy community, and it always starts here at home in City Hall. Ms. Leslie has done a wonderful job with programs and programming ideas that help our staff to focus on staying well.

Mr. Foster said that Gladstone had always been one of his favorite cities with which to work, and it has been a great relationship.

Item 6. on the Agenda. **PROCLAMATION:** endorsing the objectives of the **SOLAR READY KC** initiative to build a region-wide, consistent approach to solar installations.

Mayor Suter read and presented the **PROCLAMATION** endorsing the objectives of the **SOLAR READY KC** initiative to build a region-wide, consistent approach to solar installations to Beth Dawson from the Mid America Regional Council (MARC).

Ms. Dawson thanked the Mayor and City Council, and said on behalf of MARC, she wished to thank the City Council for joining in this initiative. Ms. Dawson said that MARC feels that the Kansas City region is a good area to capture solar energy, and MARC appreciates Gladstone joining in this effort.

Mayor Suter offered her thanks and said the Council always appreciates cooperation with MARC.

Item 7. on the Agenda. **PROCLAMATION:** declaring October 24, 2012, as **FOOD DAY** in Gladstone, Missouri, and promoting efforts to provide a healthy, sustainable, and affordable food system for our community.

Mayor Suter read and presented the **PROCLAMATION** declaring October 24, 2012, as **FOOD DAY** in Gladstone, Missouri, and promoting efforts to provide a healthy, sustainable, and affordable food system for our community to Human Resources Administrator Charlene Leslie, who, on behalf of the City employees, thanked the Mayor and City Council.

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

Following the Clerk's reading, Mayor Pro Tem Jean Moore moved to accept the Consent Agenda as presented. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-98**, authorizing Change Order No. 5 in the amount of \$41,667.87 to the contract with Linaweaver Construction, Incorporated, for labor and equipment necessary for repairs to the existing 24 inch water main, as part of the 24 Inch Water Transmission Upgrades Project. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-99**, accepting a Permanent Construction Easement in conjunction with the Northeast 67th Street and North Woodland Avenue Drainage Improvement Project. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-100**, authorizing acceptance of a proposal from Gladstone Dodge for the purchase of a 2012 4x4 truck with dump bed, spreader, and snowplow for the net purchase amount of \$46,429. Councilman Brian Hill seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Mayor Pro Tem Jean Moore moved to approve a **LIMITED ONE-DAY LIQUOR BY THE DRINK LICENSE (PICNIC LICENSE)** for St. Andrew the Apostle Parish and School, 6415 Northeast Antioch Road, for the Annual Auction on November 10, 2012. Hours: 12:00 Noon – 11:45 PM. Managing Officer: Denise Rathmann. 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 9. on the Agenda.

COMMUNICATIONS FROM THE AUDIENCE.

Stephanie Theis began by saying that she teaches at Antioch Middle School. Ms. Theis stated that it was important to the staff at Antioch Middle School to work as a team with parents and community members to help support the students and to help them become productive members of the community. Ms. Theis said the school is hosting the annual Miss School, Miss Out event, which was birthed from her participation with the Superintendent's Leadership Council a few years ago. Ms. Theis said that this event is supported by her Principal, Bob Russell, and other members of her school and the community. Ms. Theis provided informational flyers to the City Council. (The Miss School, Miss Out event was scheduled for November 1, 2012).

Ms. Theis stated that this year their goal was to not only support parents, but to also provide an outreach to the community, and school staff is working with the Community Blood Center to host a blood drive the same evening. Ms. Theis invited everyone who would be interested in donating blood that evening to do so. In addition, there are two school staff members who work to meet the district's goals with literacy, Velda McMorris, who is the AVID (Advancement Via Individual Determination) instructor, and Dara Wood, who is the school's Media Specialist. AVID is a program to assist students who are college bound. Ms. Wood will be speaking about the school's Truman Book Club Program, which is a reading initiative.

Ms. Theis reported that Community America, Maple Woods Community College, Tri-County Mental Health, and dieticians, would be on hand to provide information at the event. The school has an initiative to help students write resumes, perform a job search and so forth, and Maple Woods Community College would be speaking to parents about financial aid. This is all in an effort to provide parents information as their children are leaving the middle school level and going on to the secondary high school level.

Ms. Theis invited the Mayor and City Council to attend this event, and would encourage them to promote the event throughout the community. The event is Thursday, November 1, from 4:30 PM to 7:30 PM. The first 150 parents of students who register will receive dinner free that evening, courtesy of Hy-Vec. Ms. Theis also invited the Mayor and City Council to the school's annual Veteran's Day celebration on Friday, November 9, in the morning. It is a fabulous and moving celebration with our local veterans. The local VFW Post will provide a color guard, and have provided that service for the last three years.

Item 10. on the Agenda. **COMMUNICATIONS FROM THE CITY COUNCIL.**

Councilman Bill Garnos stated the Council has not met since Gladfest, and he wished to say that he is stunned every year as to how many people are involved in making Gladfest a success. It would be almost impossible to thank everyone. It is amazing how many people work as hard as they do to make Gladfest a success every year. Parents attend and watch their children in the parade. It is a great experience for everyone. Councilman Garnos thanked the City staff and the Gladstone Area Chamber of Commerce staff, who work so hard every year to make the event successful.

Councilman Brian Hill thanked City staff, the Gladstone Area Chamber of Commerce, and all the volunteers for the hundreds of hours they put in to make Gladfest happen. Councilman Hill stated that perhaps it was a good thing that the weather was bad this time, because he felt that it was a very weak Gladfest. He was quite disappointed in the programming, and to a certain extent, he felt we were just going through the motions. Gladstone is a major sponsor of Gladfest. Councilman Hill said he was present for most of the festival, and the entertainment from center stage, which is normally something that is followed by a lot of people, was pretty much non-existent.

Councilman Hill said he knew the weather was bad, but at some of the key acts on Saturday night and Sunday afternoon, there might have been ten people watching. It was pretty weak, and he was disappointed. Councilman Hill said he would like to challenge the Chamber to provide a festival with innovation and something more in tune with the excellence that we are accustomed to seeing from our City staff. Councilman Hill stated these are his thoughts, but he wished to thank everyone for the hundreds of hours that were put into this event, because he does think that this is a very key focus of our community to have a fall event.

Councilman Barry McCullough stated he saw so many people from the City staff volunteering and making the event work, and making it wonderful. He appreciates the investment and so does the entire community, even though they may not say thank you and make that recognition. It was a good event that certainly had room for improvement, and he looks forward to a warmer Gladfest next year.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter reported that "one of our own" was honored by the Northland Neighborhood organization. This organization is a Northland intergovernmental resource that works with neighborhoods and neighborhood associations, and they just recently had their award ceremony. Their award for the Outstanding Neighborhood Leader of the Year went to our own David Perryn, who is the President of the Northridge Neighborhood Association, which is one of our newest Associations that have been created as part of the City's neighborhood initiative.

Mayor Suter said she attended the Clay County EDC Look North Banquet. Mark Tankesley, this year's recipient of the Look North Award, has been the Chairman of the

Gladstone Area Chamber of Commerce, as well as the Liberty Chamber. He has served on Gladstone task forces and on the Gladstone Economic Betterment Council, so he has served Gladstone in many ways. Mayor Suter said it was fun to be there that night to offer congratulations to Mr. Tankesley on behalf of the City.

Mayor Suter said there was a wonderful reception last Friday night at the Atkins Johnson Farm. It was an event for the Friends of the Farm organization. There was a preview of the museum displays, the artifacts that have been preserved, and an opportunity to see the restoration, which is just about complete, and includes new restrooms and paths and so forth. Mayor Suter encouraged everyone to look forward in the spring to the grand opening of the Atkins Johnson Farm as a museum open to the public. It is going to be a wonderful facility.

Mayor Suter thanked everyone who participated in the Transportation Study workshop, which was held for three days, which was a big event for our City. A number of citizens took part in that workshop, and provided feedback about the transportation needs, opportunities, and options for this area – the Linden Square, City Hall, and from 72nd and North Oak. It was a fascinating study, looking at all kinds of options that many of us may not have even thought about, and it helped the City to crystallize what kinds of decisions have to be made about the development of this area to go along with the buildings coming out of the ground behind City Hall in Linden Square. Mayor Suter expressed appreciation to the citizens who came out to participate in the study.

Mayor Suter invited everyone to the celebration of the fifth anniversary of the Community Center on November 17, and said for those who are members of the Community Center, there will be a "soft opening" of the ice skating rink that day and the next day. There will be a celebration at the Community Center at 11:00 in the morning on November 17. Mayor Suter encouraged everyone to put that date on their calendars.

Mayor Suter said because it is so much fun to volunteer and work at all these things in the City of Gladstone, she wished to remind folks that this is the season for submitting applications to be appointed to serve on a City Board or Commission. There have been notices in the newspaper, and many people who have been through the Leadership Academy have received notice. Mayor Suter said she wished to encourage everyone listening and those in the room to tell others that if you know of anyone who might be interested in serving on any City Board or Commission, all that is required is a letter or note of application to the City Manager's office, in City Hall, and then in the next month, the City Council will be holding interviews with potential candidates, so appointments may be made to begin in January. It is a great opportunity to serve your City in lots of different ways.

Item 11. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported that he attended the International City Managers' Association's conference in Phoenix, Arizona a couple of weeks ago, where he went to a session on Strategic Planning. Assistant City Manager Scott Wingerson was a panelist and

spoke at that session, and just did a tremendous job representing our City, and our strategic planning efforts. City Manager Davis said he felt Mr. Wingerson was the best speaker of all the panelists. He had a crowd of about 225 people sticking around asking questions. City Manager Davis said Mr. Wingerson did a great job on the panel, it was an interesting session, and a lot of folks paid attention, and offered kudos to him.

Mr. Wingerson said the Strategic Planning session was good, and the moderator of the entire session was City Manager Davis, so that is why there were 250 people in there.

Mayor Suter said Mr. Davis and Mr. Wingerson do us proud all the time. The City Council started out in the Council's Study Session reviewing the goals for this past year and the importance of long range strategic planning for the City, so it is certainly no surprise that an international organization like that would call on our City leaders to teach others how to do strategic planning for municipalities. Mayor Suter said the City Council was honored to have Mr. Davis and Mr. Wingerson selected, and know they did well.

Item 12. on the Agenda. **FIRST READING BILL NO. 12-17**, approving the Final Plat of Steffen Plat Lots One and Two, commonly known as 301 Northeast 59th Terrace, in the County of Clay, City of Gladstone, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording. Applicant: Byram Real Estate, LLC. Owner: Eugene and Norma Steffen.

Councilman Barry McCullough moved to place **Bill 12-17** on its First Reading. 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). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the First Reading of **Bill 12-17**, Waive the Rule and place the Bill on its Second and Final Reading. 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). The Clerk read the Bill.

Councilman Barry McCullough moved to accept the Second and Final Reading of **Bill 12-17**, and to enact the Bill as **Ordinance 4.219**. Councilman Brian Hill 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 13. on the Agenda. **OTHER BUSINESS.**

There was no other business.

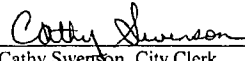
Item 14. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.

Item 15. on the Agenda. **ADJOURNMENT.**

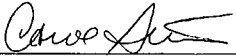
There being no further business to come before the October 22, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:



Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐



Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, NOVEMBER 12, 2012**

The City Council will meet in Closed Executive Session at 6:30 PM, on Monday, November 12, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:45 PM

REGULAR MEETING: 7:30 PM

AGENDA

1. Meeting Called to Order.
2. Roll Call.
3. Pledge of Allegiance.
4. Approval of the October 22, 2012, City Council Meeting Minutes.

5. **CONSENT AGENDA**

RESOLUTION R-12-101, authorizing execution of an amendment to a Water Tower Antenna Site Lease with T-Mobile Central LLC, a Delaware Limited Liability Company, at the Antioch Water Tower.

RESOLUTION R-12-102, authorizing the City Manager to execute a third amendment to the Antenna Site Lease with T-Mobile Central LLC, for the Linden Water Tower Site.

RESOLUTION R-12-103, authorizing acceptance of a proposal from Kansas City Freightliner for the purchase of a single-axle 4x2 dump truck with dump bed, spreader, front snow plow, side wing plow, and pre-wet/anti-ice application system for the net purchase amount of \$133,210.

APPROVAL OF THE SEPTEMBER 2012 FINANCIAL REPORT.

REGULAR AGENDA

6. **Communications from the Audience.**
7. **Communications from the City Council.**
8. **Communications from the City Manager.**
9. **RESOLUTION R-12-104**, authorizing execution of a contract with Bruner Contracting Company, LLC, in the total amount not to exceed \$395,000.00 for the additions and alterations to the Gladstone Animal Shelter.
10. **FIRST READING BILL NO. 12-18**, amending Ordinance Number 3.917 relating to Rules and Regulations for City Parks, to provide hours of operation for Linden Square.
11. **Other Business.**
12. **Questions from the News Media.**
13. **Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, NOVEMBER 12, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on November 12, 2012, at 6:30 PM. Councilman Brian Hill 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Brian Hill, and Mayor Carol Suter. (3-0).

Mayor Pro Tem Jean Moore and Councilman Barry McCullough were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session.

**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 November 12, 2012, 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 who joined the meeting in person and on-

line, via the live streaming of the Gladstone City Council meeting. Mayor Suter thanked everyone for their interest in their municipal government.

Item 3. on the Agenda. PLEDGE OF ALLEGIANCE.

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

Item 4. on the Agenda. APPROVAL OF THE OCTOBER 22, 2012, REGULAR CITY COUNCIL MEETING MINUTES.

Councilman Barry McCullough moved to approve the **OCTOBER 22, 2012, REGULAR CITY COUNCIL MEETING MINUTES** as presented. Mayor Pro Tem Jean Moore seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Item 5. on the Agenda. CONSENT AGENDA

Following the Clerk's reading, Councilman Brian Hill moved to accept the Consent Agenda as presented. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-101**, authorizing execution of an amendment to a Water Tower Antenna Site Lease with T-Mobile Central LLC, a Delaware Limited Liability Company, at the Antioch Water Tower. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-102**, authorizing the City Manager to execute a third amendment to the Antenna Site Lease with T-Mobile Central LLC, for the Linden Water Tower Site. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-103**, authorizing acceptance of a proposal from Kansas City Freightliner for the purchase of a single-axle 4x2 dump truck with dump bed, spreader, front snow plow, side wing plow, and pre-wet/anti-ice application system for the net purchase amount of \$133,210. Councilman Barry McCullough seconded. The vote: All "aye" – Councilman Bill Gamos, Councilman Brian Hill, Councilman Barry McCullough, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0).

Councilman Brian Hill moved to approve the **SEPTEMBER 2012 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).

REGULAR AGENDA

Item 6. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

There were no comments from the audience.

Item 7. on the Agenda. COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos had no comments at this time.

Councilman Brian Hill had no comments at this time.

Councilman Barry McCullough stated he recently had several opportunities to be engaged with the public, and has found that there is a lot of excitement about Linden Square and a lot of people cannot wait to go ice skating. Councilman McCullough said he believed that after the Mayor's Christmas Tree Lighting event, and as the season gets rolling, we will see a lot of heavy use there, and he looks forward to seeing how it plays out – it will be a lot of fun.

Mayor Pro Tem Jean Moore had no comments at this time.

Mayor Carol Suter reminded everyone that the City is celebrating the Community Center's fifth anniversary on Saturday (November 17, 2012), and for Community Center members, assuming the ice arrives, there will be a soft opening in the afternoon of the ice skating rink. Free pancakes are to be served from 8:00 to 11:00 AM, followed by comments from dignitaries to commemorate the event. Ice-skating will be available from 1:00 to 6:00 PM. Mayor Suter encouraged everyone to enjoy the pancakes and to participate in ice-skating. Skates must be rented – folks may not use their own, because the skates must be sharp.

Mayor Suter invited everyone to attend the Mayor's Christmas Tree Lighting Ceremony on Tuesday, November 20, at 6:00 PM. This event will be moved to Linden Square, opposed to where it used to be on Northeast Antioch Road. This is a huge project for the Parks and Recreation Department and also the Public Works Department, as they are trying to get lighting done, the Christmas tree set up, while the ice is being installed, sod put in place, and a lot of things that need to be done. The First Bank of Missouri is hosting a reception, as they have for a long time, at 5:00 PM, at the North Oak Trafficway bank, and former Councilmembers and Mayors will walk to Linden Square from there. The street will be closed, for the convenience of pedestrians, and the crowd may gather on the street, looking at the ceremony that will take place on the performance pavilion. Santa Claus will be nearby, and when the switch is flipped, it will light up the tree and other lights in the area, and there may be other surprises for this event that may start some new traditions for this area. This has been advertised as the grand opening for the ice skating, so weather

permitting, there may be a larger crowd than normal for this event. Carolyn Long, from KCTV5 News, is the emcee, and at 6:18 PM, we should be televised live on KCTV5 News.

Mayor Suter reported that last weekend was the City's half price brush drop-off, and a number of the City's neighborhood associations got together to help people who did not have trucks, but who did have brush that needed to be dropped off at the Public Works site. Mayor Suter stated that one of our newest Gladstone residents, who lives in Northaven II, was delighted to find out in her first couple of weeks here that the neighborhood was going to gather brush for people. She had never lived anywhere that provided that kind of service, and she really did not believe it. On Saturday morning, some folks showed up with a truck and picked up all her brush, and encouraged her to rake her leaves, and they said they would return for the bags of leaves. Volunteers came back three times that day to help a brand new person in the neighborhood, and they hauled away about 20 bags of leaves and 3 huge piles of brush. That was a good way to be introduced to Gladstone. Dave Yazell and Dave Bennett were two of the volunteers who assisted her. Mr. Yazell is the President of the neighborhood association. The lady sent a thank you e-mail and received back from Mr. Bennett a wonderful comment as follows: "Maybe we can start making this nation better - one neighborhood at a time, by helping each neighbor - one at a time. It must start with me. I am so disappointed in the Washington way; if only they could learn from Gladstone." Mayor Suter said this sums up so beautifully as to what makes our town different from lots of other places. Mayor Suter thanked all the neighborhood associations and volunteers who assisted others this past weekend.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reported that there would be the "soft" opening of Linden Square on Saturday and Sunday from 1:00 PM to 6:00 PM, for Community Center members. City Manager Davis invited Community Center members to try out the new ice-skating. It would help the City to know how the facility will operate. Staff is excited about having the Mayor's Christmas Tree lighting event near City Hall, and there may be a couple of surprises that will make the event even more enjoyable for everyone.

Item 9. on the Agenda. **RESOLUTION R-12-104**, authorizing execution of a contract with Bruner Contracting Company, LLC, in the total amount not to exceed \$395,000.00 for the additions and alterations to the Gladstone Animal Shelter.

Councilman Barry McCullough moved to adopt **RESOLUTION R-12-104**, authorizing execution of a contract with Bruner Contracting Company, LLC, in the total amount not to exceed \$395,000.00 for the additions and alterations to the Gladstone Animal Shelter. Councilman Brian Hill seconded.

Mayor Suter said the Council is glad to see this finally on the agenda, as this is an item that has been pursued for a couple of years to get done.

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. **FIRST READING BILL NO. 12-18**, amending Ordinance Number 3.917 relating to Rules and Regulations for City Parks, to provide hours of operation for Linden Square.

Councilman Brian Hill moved to place **BILL NO. 12-18** 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 Brian Hill moved to accept the First Reading of **BILL NO. 12-18**, 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 Brian Hill moved to accept the Second and Final Reading of **BILL NO. 12-18**, and to enact the Bill as **Ordinance 4.220**. 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 11. on the Agenda. **OTHER BUSINESS.**

City Manager Davis reported that City Hall would be closed Thanksgiving Day and the Friday after Thanksgiving. City Manager Davis wished everyone a Happy Thanksgiving.

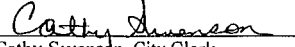
Item 12. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

There were no questions from the News Media.

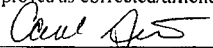
Item 13. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the November 12, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐


Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, NOVEMBER 26, 2012**

The City Council will meet in Closed Executive Session at 5:30 PM, on Monday, November 26, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:30 PM

REGULAR MEETING: 7:30 PM

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the November 12, 2012, City Council Meeting Minutes.**
- 5. PROCLAMATION:** recognizing the diverse cultural life of our metropolitan community, and the traditional Chinese culture portrayed in the **2012 WORLD TOUR OF SHEN YUN PERFORMING ARTS** at the Kauffman Center for the Performing Arts in Kansas City, Missouri, on January 22 and 23, 2013.

6. CONSENT AGENDA

RESOLUTION R-12-105, authorizing acceptance of work under contract with R.L. Phillips Construction, Incorporated, for the Atkins-Johnson Farm Restrooms; and authorizing final payment in the amount of \$9,190.50.

RESOLUTION R-12-106, authorizing acceptance of work under contract with Mega Industries Corporation, for the 73rd Terrace Bank Stabilization; and authorizing final payment in the amount of \$10,710.14.

BUILDING PERMIT: for the updating of existing T-Mobile antennas, and the addition of three new T-Mobile antennas located on the Gladstone Water Tower – Linden Site, located at 480 Northeast 71 Street.

Owner: City of Gladstone. Applicant: SSC, Inc.

REGULAR AGENDA

7. Communications from the Audience.
8. Communications from the City Council.
9. Communications from the City Manager.
10. **FIRST READING BILL NO. 12-19**, amending Schedule V of the Model Traffic Code (Gladstone Municipal Code Section 4.100.020), to establish a "No Parking" zone along the north and south sides of the eastbound and westbound lanes of Northeast 70th Street between North Cherry Street and North Holmes Street.
11. Other Business.
12. Questions from the News Media.
13. Adjournment.



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, NOVEMBER 26, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on November 26, 2012, at 5:30 PM. Mayor Pro Tem Jean Moore 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (3-0).

Councilman Barry McCullough and Councilman Brian Hill were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session.

**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
City Counselor Randall Thompson
City Clerk Cathy Swenson

ABSENT: Assistant City Manager Scott Wingerson

Item 2. on the Agenda. ROLL CALL.

Mayor Carol Suter opened the Regular November 26, 2012, 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 who joined the meeting in person and on-

line, via the live streaming of the Gladstone City Council meeting. Mayor Suter thanked everyone for their interest in their municipal government.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

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

Item 4. on the Agenda. **APPROVAL OF THE NOVEMBER 12, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Barry McCullough moved to approve the **November 12, 2012, 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).

Item 5. on the Agenda. **PROCLAMATION:** recognizing the diverse cultural life of our metropolitan community, and the traditional Chinese culture portrayed in the **2012 WORLD TOUR OF SHEN YUN PERFORMING ARTS** at the Kauffman Center for the Performing Arts in Kansas City, Missouri, on January 22 and 23, 2013.

Mayor Suter read and presented the Proclamation to Barbara Gay, of the Falun Dafa Association of Kansas City, who thanked the Mayor and City Council. Ms. Gay said the Falun Dafa Association's purpose was to promote awareness of the practice of Falun Dafa, which is a gentle, meditative practice that includes Tai Chi type exercises, and has a set of principles of truthfulness, compassion, and forbearance, which is basically about being a better person. Ms. Gay said the organization also liked to promote the original culture of China, pre-communism, and they devote themselves to the Shen Yun Performing Arts because it does that. This performing arts group has performed in the Kansas City area for five years, and this is the first year they have performed at the Kauffman Center for Performing Arts. Ms. Gay invited everyone to attend this beautiful show, which is considered the best show in the world today. The orchestra was so good that it was sold out in Carnegie Hall a few weeks ago. Ms. Gay left some brochures and flyers for the show.

Mayor Suter stated that she had the privilege of traveling to China last year, and said she would like to try Tai Chi. One would see in China very, very mature people practicing Tai Chi.

Ms. Gay said she would be happy to teach Falun Dafa to Mayor Suter.

Item 6. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Councilman Brian Hill moved to accept the Consent Agenda as presented. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-105**, authorizing acceptance of work under contract with R.L. Phillips Construction, Incorporated, for the Atkins-Johnson Farm Restrooms; and authorizing final payment in the amount of \$9,190.50. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-106**, authorizing acceptance of work under contract with Mega Industries Corporation, for the 73rd Terrace Bank Stabilization; and authorizing final payment in the amount of \$10,710.14. 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).

Councilman Brian Hill moved to approve a **BUILDING PERMIT** for the updating of existing T-Mobile antennas, and the addition of three new T-Mobile antennas located on the Gladstone Water Tower – Linden Site, located at 480 Northeast 71 Street. Owner: City of Gladstone. Applicant: SSC, Inc. 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).

REGULAR AGENDA

Item 7. on the Agenda.

COMMUNICATIONS FROM THE AUDIENCE.

There were no comments from the audience.

Item 8. on the Agenda.

COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos thanked everyone for their hard work in preparing for the Mayor's Christmas Tree Lighting event last week. Councilman Garnos thanked the City staff for all the hard work they did in pulling this event together. All comments have been exceptionally well received.

Councilman Garnos said he had an opportunity to see the 76th Street improvements, and while there is still some clean up to do along the sides, it is a significant improvement. Councilman Garnos stated that this project was near the back of his home, so he knew what the road was like before hand, and it is just a thousand times better than it used to be. Councilman Garnos said he was very pleased to see it in the final state. It has been a long and noisy process, but it was well worth the effort of everyone involved.

Councilman Brian Hill stated he agreed with the remarks from Councilman Garnos.

Councilman Barry McCullough congratulated Mayor Suter on a very successful Mayor's Christmas Tree Lighting event, and expressed appreciation for the effort put forth by City staff. A lot goes into this event, especially with a tight deadline to get the area prepared.

Mayor Pro Tem Jean Moore agreed, and said the "oohs and aahs" were amazing. People were more and more astonished with the fireworks. It was a great celebration and a proud moment for our City. It represented a lot of hours of very hard work from a lot of people. Mayor Pro Tem Moore thanked everyone involved.

Mayor Carol Suter stated she agreed, and said she, probably more than anyone, got to see all the activity and stress that went into pulling off the event, as lots of things conspired to make it a challenge. When the ice arrived, there was a lot of relief. It was a spectacular event, which raised our whole level of visibility, sophistication, and expectation. Everything we do, we keep doing better and better, and people keep expecting us to do better and better, and we rise to the challenge. Mayor Suter said it was an honor to be a member of the Gladstone City Council that night. Gladstone folks were really proud.

Mayor Suter reported that there was also a really great event celebrating the 5th Anniversary of the Community Center, which was one of those projects that changed the whole nature of our community. It was a very successful morning, with lots of new memberships, and new people visiting the Center, with children excited about getting to exercise, and seeing all the great equipment and the pool. It was a very successful event.

Mayor Suter reported that the next event is the Winter Carnival on December 15, at Linden Square. Ice-skating, clowns, and face painting will be available at this great family event. Mayor Suter said Press Releases would be published to provide more information. It should be a really fun time to kick-off the new ice skating rink.

Item 9. on the Agenda. COMMUNICATIONS FROM THE CITY MANAGER.

City Manager Kirk Davis thanked the staff for all their work in getting Linden square prepared. It was a tight deadline. The lighting ceremony was great, and he, too, felt it was one of those moments where he believed we "turned the corner" a little bit, and he was very proud of the event and what it can do for our community in the long run. City Manager Davis encouraged everyone to visit the ice-skating rink; it will be there most of the winter. It is a good facility for our community, and we will get year-around use out of it. City Manager Davis thanked the Mayor and Council for their comments.

Mayor Suter said she was at the Mayor's Christmas Tree Lighting event for about an hour and a half after the tree lighting, and people were still in line to get skates. People waited almost an hour to get skates.

Item 10. on the Agenda. FIRST READING BILL NO. 12-19, amending Schedule V of the Model Traffic Code (Gladstone Municipal Code Section 4.100.020), to establish a "No Parking" zone along the north and south sides of the eastbound and westbound lanes of Northeast 70th Street between North Cherry Street and North Holmes Street.

Mayor Pro Tem Jean Moore moved to place **BILL NO. 12-19** on its First Reading. 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). The Clerk read the Bill.

Mayor Pro Tem Jean Moore moved to accept the First Reading of **BILL NO. 12-19**, Waive the Rule and place the Bill on its Second and Final Reading. 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). The Clerk read the Bill.

Mayor Pro Tem Jean Moore moved to accept the Second and Final Reading of **BILL NO. 12-19**, and to enact the Bill as **Ordinance 4.221**. Councilman Brian Hill 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 11. on the Agenda. OTHER BUSINESS.

There was no other business.


Item 12. on the Agenda. QUESTIONS FROM THE NEWS MEDIA.

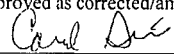
There were no questions from the News Media.

Item 13. on the Agenda. ADJOURNMENT.

There being no further business to come before the November 26, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the meeting.

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐

Mayor Carol Suter



**CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, DECEMBER 10, 2012**

The City Council will meet in Closed Executive Session at 5:15 PM, on Monday, December 10, 2012, in the City Manager's office, Gladstone City Hall, 7010 North Holmes. The Closed Executive Session is closed 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 610.021(3) for Personnel Discussion.

OPEN STUDY SESSION: 6:15 PM

REGULAR MEETING: 7:30 PM

AGENDA

- 1. Meeting Called to Order.**
- 2. Roll Call.**
- 3. Pledge of Allegiance.**
- 4. Approval of the November 26, 2012, City Council Meeting Minutes.**

5. CONSENT AGENDA

RESOLUTION R-12-107, authorizing the purchase of a bronze statue entitled "Picasso Prodigy" for the amount of \$4,350.00, from Bronzeman.com, with additional installation costs of \$3,000.00, for a total project cost of \$7,350.00, for placement on the northeast corner of the intersection of Northeast 70th Street and North Cherry, in Linden Square.

RESOLUTION R-12-108, authorizing acceptance of a contract from Omni Entertainment to provide performance art at the Linden Square Stage for the 2013 spring/summer/fall season in an amount not to exceed \$63,000.00.

RESOLUTION R-12-109, authorizing acceptance of a proposal from Landmark Dodge, for the purchase of two (2) 2012 Dodge police chargers for the total purchase amount of \$43,826.00.

RESOLUTION R-12-110, ratifying and approving the purchase and lease of a tract of land located at 500 Northeast 69th Street.

RESOLUTION R-12-111, declaring certain City property as surplus and authorizing the sale of such property held by the City to the highest bidder via an online auction and/or by sealed bids and authorizing the donation of surplus items to the surplus exchange.

RESOLUTION R-12-112, accepting Temporary Construction Easements in conjunction with the Northeast 69th Street Reconstruction Project.

APPROVAL OF THE OCTOBER 2012 FINANCIAL REPORT.

REGULAR AGENDA

6. Communications from the Audience.

7. **Communications from the City Council.**

7a. **Boards and Commissions Appointments.**

8. **Communications from the City Manager.**

9. **FIRST READING BILL NO. 12-20**, amending Ordinance 4.205 by changing the number of alternate board members on the Building Commission, and by providing the Building Official a process to obtain a Search Warrant.

10. **FIRST READING BILL NO. 12-21**, approving the Final Plat of Linden, Replat of part of Block 36, commonly known as 605 Northeast 69th Street, in the County of Clay, City of Gladstone, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording.

11. **RESOLUTION R-12-113**, adopting a Mission Statement and Goals for the City of Gladstone, Missouri for 2012-2013.

12. **Other Business.**

13. **Questions from the News Media.**

14. **Adjournment.**



**MINUTES
CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, DECEMBER 10, 2012**

Mayor Carol Suter opened the City Council Meeting to adjourn to a Closed Executive Session on December 10, 2012, at 5:15 PM. Councilman 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 610.021(3) for Personnel Discussion. Councilman Bill Garnos seconded.

Roll Call Vote: All "aye" – Councilman Bill Garnos, Councilman Barry McCullough, and Mayor Carol Suter. (3-0).

Mayor Pro Tem Jean Moore and Councilman Brian Hill were also present at the Closed Executive Session.

Mayor Carol Suter adjourned the Closed Executive Session to go into the regular City Council meeting, and stated that the Closed Executive Session would be reconvened following the regular City Council meeting.

**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 December 10, 2012, 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 who joined the meeting in person, and said the Council appreciated their presence. Mayor Suter also welcomed those who were viewing the meeting on-line, via the live streaming of the Gladstone City Council meeting, and said the Council appreciated everyone's interest in their City government.

Item 3. on the Agenda. **PLEDGE OF ALLEGIANCE.**

Mayor Carol Suter introduced Andrew Hedrick, David-Ludwig-Whipple, and David Stewart, Boy Scouts from Troop 357. Mayor Suter also introduced Scout leaders Mary Ludwig-Whipple and Mary Malcolm. Mayor Suter thanked the Boy Scouts and leaders for their attendance, and invited the three Boy Scouts to lead the Pledge of Allegiance, in which all joined.

Item 4. on the Agenda. **APPROVAL OF THE NOVEMBER 26, 2012, REGULAR CITY COUNCIL MEETING MINUTES.**

Councilman Barry McCullough moved to approve the **November 26, 2012, 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).

Item 5. on the Agenda. **CONSENT AGENDA**

Following the Clerk's reading, Councilman Brian Hill moved to accept the Consent Agenda as presented. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-107**, authorizing the purchase of a bronze statue entitled "Picasso Prodigy" for the amount of \$4,350.00, from Bronzeman.com, with additional installation costs of \$3,000.00, for a total project cost of \$7,350.00, for placement on the northeast corner of the intersection of Northeast 70th Street and North Cherry, in Linden Square. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-108**, authorizing acceptance of a contract from Omni Entertainment to provide performance art at the Linden Square Stage for the 2013 spring/summer/fall season in an amount not to exceed \$63,000.00. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-109**, authorizing acceptance of a proposal from Landmark Dodge, for the purchase of two (2) 2012 Dodge police chargers for the total purchase amount of \$43,826.00. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-110**, ratifying and approving the purchase and lease of a tract of land located at 500 Northeast 69th Street. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-111**, declaring certain City property as surplus and authorizing the sale of such property held by the City to the highest bidder via an online auction and/or by sealed bids and authorizing the donation of surplus items to the surplus exchange. 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).

Councilman Brian Hill moved to adopt **RESOLUTION R-12-112**, accepting Temporary Construction Easements in conjunction with the Northeast 69th Street Reconstruction 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).

Councilman Brian Hill moved to **APPROVE THE OCTOBER 2012 FINANCIAL REPORT**. 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).

BREGULAR AGENDA

Item 6. on the Agenda. COMMUNICATIONS FROM THE AUDIENCE.

There were no comments from the audience.

Item 7. on the Agenda. COMMUNICATIONS FROM THE CITY COUNCIL.

Councilman Bill Garnos reminded everyone of the ribbon cutting for the 76th Street road improvements, which is coming up next week. Councilman Garnos said he was very excited about the work done on this project.

Councilman Brian Hill had no comments at this time.

Councilman Barry McCullough wished everyone a Merry Christmas and a Happy New Year.

Mayor Pro Tem Jean Moore stated as the City Council came to the Council Chambers they were aware that there was a whole group of men making Santa calls, and she understands that there are about 350 children who will be called. Mayor Pro Tem Moore said she feels this is such a wonderful thing for the City to do. It is wonderful to have such great volunteers, and it is a really lovely program. Mayor Pro Tem Moore offered Kudos to the volunteers and to the City for such a great program.

Mayor Carol Suter had no comments at this time.

Item 7a. on the Agenda. **BOARDS AND COMMISSIONS APPOINTMENTS.**

Mayor Suter reported that the City Council had spent quite a lot of time taking applications and conducting interviews with a lot of wonderful citizens who wished to serve on a City Board or Commission. Mayor Suter said the process was a great opportunity to meet people she and the Council might not have already known, and a great opportunity to get the full measure of the talent and energy that our citizens bring to all of the Boards and Commissions. Gladstone is one of the cities who has basically a volunteer City Council, and a lot of work that is accomplished is done by a Board, Commission, or Committee that has been appointed by the City Council. They do some of the "heavy lifting", and make recommendations to the City Council. Mayor Suter said it was great to have people the Council can rely on for some great insight and expertise.

Mayor Suter read the list of recommended Boards and Commissions appointments as follows, and asked for anyone in the audience whose name was called to please stand:

PLANNING COMMISSION

Reappointment	Bill Turnage	December 2016
Reappointment	Kyle Yarber	December 2016
New Appointment	Shari Poindexter	December 2016
New Appointment	R. D. Mallams	December 2015

TERM EXPIRATION

CAPITAL IMPROVEMENTS PROGRAM

Reappointment	Bill Arbuckle	December 2015
New Appointment	Joyce Turner	December 2014

CODE BOARD OF APPEALS

Reappointment	Roger Buckner	December 2015
Reappointment	Ken Christeson	December 2015
Reappointment	Dennis Garrison	December 2015

GLADSTONE INDUSTRIAL DEVELOPMENT AUTHORITY

Reappointment	Gene Williams	December 2018
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BOARD OF ZONING ADJUSTMENT

New Appointment	Charles Carmack	December 2017
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PARKS AND RECREATION ADVISORY BOARD

Reappointment	John Houlihan	December 2015
Reappointment	Freddie Nichols	December 2015
New Appointment	Nic Reisenberg	December 2013

ENVIRONMENTAL MANAGEMENT ADVISORY COMMITTEE

Reappointment	Julie Conn	December 2015
Reappointment	George Smith	December 2015
Reappointment	Larry Thrasher	December 2015
Reappointment	Pam Windsor	December 2015
New Appointment	Adam Richardson	December 2013

TAX INCREMENT FINANCING (TIF)

Reappointment	A. Marie Young	December 2016
New Appointment	Bob Lohmeyer	December 2016
New Appointment	Roger Poteet	December 2015
New Appointment	Sharon Euler	December 2014

ARTS COMMISSION

Reappointment	Carol Rudi	December 2015
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THEATRE IN THE PARK

Reappointment	Becky Clark	December 2014
Reappointment	Julie Crawford	December 2014
Reappointment	Teresa Farley	December 2014

NEIGHBORHOOD COMMISSION

Reappointment	Dave Fricke	December 2015
New Appointment	John Day	December 2015
New Appointment	D. D. Zimmerman	December 2013

BUILDING COMMISSION

New Appointment	John Day	December 2013
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Councilman Barry McCullough moved to approve the Boards and Commissions appointments as presented. 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).

Mayor Suter welcomed the Boards and Commissions members, and said it was a pleasure working with them.

Item 8. on the Agenda. **COMMUNICATIONS FROM THE CITY MANAGER.**

City Manager Kirk Davis reminded everyone that the Future Leaders Academy would begin January 10, 2013, and for anyone interested in joining this group, they are asked to contact Public Information Officer Richard King or himself. City Manager Davis said he always finds this to be an interesting time spent, and there is a lot that people can learn about our community and our City, and he believes it is a worthwhile activity for folks.

City Manager Davis said the City Council would not be meeting in two weeks. Because of the holidays, the next regularly scheduled City Council meeting would be January 14, 2013.

City Manager Davis reported that this Saturday, the City would be hosting a Winter Carnival from 4:00 to 8:00 PM, in Linden Square, and he encouraged folks to attend and enjoy the activities, music, and events at the ice rink.

Item 9. on the Agenda. **FIRST READING BILL NO. 12-20**, amending Ordinance 4.205 by changing the number of alternate board members on the Building Commission, and by providing the Building Official a process to obtain a Search Warrant.

Councilman Bill Garnos moved to place **BILL NO. 12-20** on its First Reading. 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). The Clerk read the Bill.

Councilman Bill Garnos moved to accept the First Reading of **BILL NO. 12-20**, Waive the Rule and place the Bill on its Second and Final Reading. 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). The Clerk read the Bill.

Councilman Bill Garnos moved to accept the Second and Final Reading of **BILL NO. 12-20**, and to enact the Bill as **Ordinance 4.222**. Councilman Brian Hill 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 10. on the Agenda. **FIRST READING BILL NO. 12-21**, approving the Final Plat of Linden, Replat of part of Block 36, commonly known as 605 Northeast 69th Street, in the County of Clay, City of Gladstone, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording.

Councilman Brian Hill moved to place **BILL NO. 12-21** 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. 12-21**, 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. 12-21**, and to enact the Bill as **Ordinance 4.223**. 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 11. on the Agenda. **RESOLUTION R-12-113**, adopting a Mission Statement and Goals for the City of Gladstone, Missouri for 2012-2013.

Mayor Pro Tem Jean Moore moved to adopt **RESOLUTION R-12-113**, adopting a Mission Statement and Goals for the City of Gladstone, Missouri for 2012-2013. 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 12. on the Agenda. **OTHER BUSINESS.**

There was no other business.


Item 13. on the Agenda. **QUESTIONS FROM THE NEWS MEDIA.**

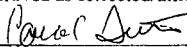
There were no questions from the News Media.

Item 14. on the Agenda. **ADJOURNMENT.**

There being no further business to come before the December 10, 2012, Gladstone Regular City Council Meeting, Mayor Carol Suter adjourned the regular City Council meeting, to reconvene the Closed Executive Session

Respectfully submitted:


Cathy Swenson, City Clerk

Approved as submitted: ☒
Approved as corrected/amended: ☐

Mayor Carol Suter