

THE RAYMORE CITY COUNCIL MET IN REGULAR SESSION MONDAY, DECEMBER 9, 2019 IN COUNCIL CHAMBERS AT 100 MUNICIPAL CIRCLE, RAYMORE, MISSOURI. MEMBERS PRESENT: MAYOR TURNBOW, COUNCILMEMBERS ABDELGAWAD, BARBER, BERENDZEN, BURKE, CIRCO, HOLMAN, JACOBSON, AND TOWNSEND, ASSISTANT CITY MANAGER MIKE EKEY, CITY ATTORNEY JONATHAN ZERR, AND CITY CLERK JEANIE WOERNER.

1. Call To Order. Mayor Turnbow called the regular meeting to order at 7:00 p.m.

2. Roll Call. City Clerk Jeanie Woerner called roll; quorum present to conduct business.

3. Pledge of Allegiance.

4. Presentations/Awards.

- Mayor Turnbow presented a proclamation to Communication Officer Jackie Lightle recognizing her life saving efforts related to a recent event.
- Jake Colehour, Fisheries Management Biologist with the Missouri Department of Conservation, presented a \$178,000 check to Parks and Recreation Director Nathan Musteen for a reimbursement grant for Hawk Ridge Park projects.

5. Personal Appearances.

6. Staff Reports.

Development Services Director Jim Cadoret provided a review of the staff report included in the Council packet and reviewed agenda items for the December 17 Planning and Zoning Commission.

Emergency Management Director Ryan Murdock provided information on the City's mobile command vehicle. He stated the City recently received a successful audit on program and grant compliance from the State Emergency Management Agency. He answered general questions from Council.

Assistant City Manager Mike Ekey announced agenda items for the December 16 City Council work session.

7. Committee Reports.

8. Consent Agenda.

A. City Council Minutes, November 25, 2019

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the Consent Agenda as presented.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

9. Unfinished Business. Second Readings.

A. Edgewater at Creekmoor Seventh Plat

BILL 3503: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, APPROVING THE EDGEWATER AT CREEKMOOR SEVENTH PLAT LOTS 219 THROUGH 229 AND TRACTS I AND J, LOCATED IN SECTION 4, TOWNSHIP 46N, RANGE 32W, RAYMORE, CASS COUNTY, MISSOURI."

City Clerk Jeanie Woerner conducted the second reading of Bill 3503 by title only.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the second reading of Bill 3503 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3503 as **Raymore City Ordinance 2019-078.**

B. Recodification of the Raymore Municipal Code of Ordinances

BILL 3500: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, ADOPTING AND ENACTING A REVISED CODE OF ORDINANCES AND PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, EXCEPT AS EXPRESSLY PROVIDED."

City Clerk Jeanie Woerner conducted the second reading of Bill 3500 by title only.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the second reading of Bill 3500 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3500 as **Raymore City Ordinance 2019-079.**

C. MARC Household Hazardous Waste Agreement

BILL 3491: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, APPROVING AN AGREEMENT WITH THE MID-AMERICA REGIONAL COUNCIL SOLID WASTE MANAGEMENT DISTRICT, RELATING TO THE REGIONAL HOUSEHOLD HAZARDOUS WASTE PROGRAM."

City Clerk Jeanie Woerner conducted the second reading of Bill 3491 by title only.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the second reading of Bill 3491 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3491 as **Raymore City Ordinance 2019-080.**

D. Recreation Park Playground Replacement - GameTime Play Equipment

BILL 3510: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, ESTABLISHING AN AGREEMENT TO PURCHASE AND INSTALL PLAYGROUND EQUIPMENT AT RECREATION PARK WITH GAMETIME C/O CUNNINGHAM RECREATION."

City Clerk Jeanie Woerner conducted the second reading of Bill 3510 by title only.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the second reading of Bill 3510 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3510 as **Raymore City Ordinance 2019-081.**

10. New Business. First Readings.

A. Approval of a Settlement Agreement, Temporary Access and Construction Easement

BILL 3507: "AN ORDINANCE APPROVING A SETTLEMENT AGREEMENT BETWEEN FRED AND SUSAN ASHBAUGH, TRUSTEES OF THE FRED ASHBAUGH AND SUSAN ASHBAUGH REVOCABLE LIVING TRUST DATED AUGUST 22, 1996, AND THE CITY OF RAYMORE, AND ALSO AUTHORIZING THE EXECUTION OF A BILL OF SALE AND TEMPORARY ACCESS AND CONSTRUCTION EASEMENT PURSUANT TO THE TERMS OF SAID SETTLEMENT AGREEMENT."

City Clerk Jeanie Woerner conducted the first reading of Bill 3507 by title only.

City Attorney Jonathan Zerr provided a review of the staff report included in the Council packet. During construction at Hawk Ridge Park, the City's contractor installed and buried conduit on the property owned by Fred and Susan Ashbaugh in error. This error and the parking of construction vehicles on the property caused damage to ground surfaces. After notification, the City immediately began settlement negotiations for resolution with the

property owners. Staff recommends approval of the negotiated settlement agreement with the Ashbaugh Trust. He answered general questions from Council.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3507 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

B. Award of Contract - MoDOT Transportation Alternatives Fund

BILL 3516: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, AUTHORIZING THE MAYOR AND CITY MANAGER TO ENTER INTO A COOPERATIVE AGREEMENT WITH MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE PURPOSE OF MAKING SIDEWALK IMPROVEMENTS TO FOXRIDGE DRIVE."

City Clerk Jeanie Woerner conducted the first reading of Bill 3516 by title only.

Public Works Director Mike Krass provided a review of the staff report included in the Council packet. The City has been awarded \$150,000 from the Missouri Department of Transportation's (MODOT) transportation alternatives program for sidewalk construction from Drake Lane to Creekmoor Drive along Foxridge Drive.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3516 by title only.

DISCUSSION: Councilmember Abdelgawad asked for more information on this project because this is not the City's typical manner of installing sidewalk.

Mr. Krass stated this sidewalk is not included in the City's sidewalk program. The school district has increased pedestrian traffic in this area which prompted staff to apply for a safe routes to school grant through MODOT towards the construction costs of \$180,000 for the installation of sidewalk.

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye

Councilmember Burke, III	Aye
Councilmember Circo	Aye
Councilmember Holman	Aye
Councilmember Jacobson	Aye
Councilmember Townsend	Aye

C. Amending the Schedule of Fees

RESOLUTION 19-67: "A RESOLUTION OF THE CITY OF RAYMORE, MISSOURI, AMENDING THE SCHEDULE OF FEES."

City Clerk Jeanie Woerner conducted the reading of Resolution 19-67 by title only.

Finance Director Elisa Williams provided a review of the staff report included in the Council packet. During the process of staff's review of the City Code, certain fees were identified that either needed to be removed from the Code and added to the Schedule of Fees or certain fees that need to be removed from the Schedule of Fees. Those fees are identified in the Schedule of Fees provided in the Council packet.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the reading of Resolution 19-67 by title only.

DISCUSSION: None

VOTE:

Councilmember Abdelgawad	Aye
Councilmember Barber	Aye
Councilmember Berendzen	Aye
Councilmember Burke, III	Aye
Councilmember Circo	Aye
Councilmember Holman	Aye
Councilmember Jacobson	Aye
Councilmember Townsend	Aye

D. Westgate Final Plat

BILL 3512: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, APPROVING THE WESTGATE PLAT LOTS 1 THRU 4, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 46N, RANGE 32W, RAYMORE, CASS COUNTY, MISSOURI."

City Clerk Jeanie Woerner conducted the first reading of Bill 3512 by title only.

Development Services Director Jim Cadoret provided a review of the staff report included in the Council packet. Staff has filed this request for the final plat approval for Westgate that establishes right of way for Westgate Drive. This road segment project was included in the 2016 General Obligation Bond to connect Kentucky Road to the traffic signal on 58 Highway at the entrance to the Raymore Galleria shopping center. The Planning and

Zoning Commission voted 9-0 at their December 3, 2019 meeting to accept the staff proposed findings of fact and forward with the recommendation of approval. He answered general questions from Council.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3512 by title only.

DISCUSSION: Councilmember Holman noted this is a project he has supported for several years to increase traffic safety in the area.

Councilmembers Barber and Circo stated their support.

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

E. Adoption of 2018 International Building Codes

BILL 3513: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, ADOPTING AND ENACTING A REVISED CHAPTER 500: BUILDING REGULATIONS OF THE RAYMORE CITY CODE."

City Clerk Jeanie Woerner conducted the first reading of Bill 3513 by title only.

Development Services Director Jim Cadoret provided an overview of the staff report included in the Council packet. This item was the discussion of a recent work session. Building construction activity within the City is currently governed by the 2012 series of the International Building Codes. While the International Codes are updated every three years, Raymore, like most Kansas City area communities, only adopts the new code series every six years. The Building Official established a committee to assist in reviewing the 2018 International Building Code and those recommendations were discussed with Council during a recent work session. He answered general questions from Council.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3513 by title only.

DISCUSSION: Councilmember Holman stated he voiced concerns during discussions at the work session, but has since had questions answered.

Councilmember Barber commended staff for developing the committee for review and bringing forth these changes.

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

F. Community Assistance Program Amendment - Johnston Lake

BILL 3514: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, AMENDING THE COMMUNITY ASSISTANCE PROGRAM AGREEMENT WITH THE MISSOURI DEPARTMENT OF CONSERVATION FOR JOHNSTON LAKE."

City Clerk Jeanie Woerner conducted the first reading of Bill 3514 by title only.

Parks and Recreation Director Nathan Musteen provided an overview of the staff report included in the Council packet. Beginning in 2016, the City adopted this agreement with the Missouri Department of Conservation. At that time, the agreement included a cost share for improvements at Hawk Ridge Park. This amendment outlines the responsibilities for the care of the new facilities.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3514 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

G. Community Assistance Program - Recreation Park Pond

BILL 3515: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, TO ENTER INTO A COMMUNITY ASSISTANCE PROGRAM AGREEMENT WITH THE MISSOURI DEPARTMENT OF CONSERVATION FOR RECREATION PARK POND."

City Clerk Jeanie Woerner conducted the first reading of Bill 3515 by title only.

Parks and Recreation Director Nathan Musteen provided an overview of the staff report included in the Council packet. Included in the 2019 Capital Improvement Program, improvements were made to the pond at Recreation Park. This 25 year agreement with the Missouri Department of Conversation, provides the City with a management plan and benefits included an annual stocking of fish in the pond.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3515 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

H. Approval of Amended and Restated Employment Agreement - City Manager

BILL 3504: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE AN EXTENDED AND AMENDED EMPLOYMENT AGREEMENT WITH JIM FEUERBORN FOR SERVICE AS THE CITY MANAGER."

City Clerk Jeanie Woerner conducted the first reading of Bill 3504 by title only.

City Attorney Jonathan Zerr provided an overview of the staff report included in the Council packet. The Council, in recent executive sessions, has been under negotiations with the City Manager for an amended and restated employment agreement. The proposed amendment is now before Council for approval.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3504 by title only.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye

Councilmember Townsend Aye

I. Award of Contract - City Attorney

BILL 3505: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, APPOINTING KAPKE & WILLERTH LLC AS THE CITY ATTORNEY AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR SERVICES."

City Clerk Jeanie Woerner conducted the first reading of Bill 3505 by title only.

Assistant City Manager Mike Ekey provided an overview of the staff report included in the Council packet. The City Attorney contract will expire on January 31, 2020. During a work session in November, the Council expressed their satisfaction with the services of Jonathan Zerr and the law firm of Kapke & Willerth as City Attorney and directed staff to bring forth a formal contract for legal services for a two year term.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3505 by title only.

DISCUSSION: Councilmember Holman thanked Mr. Zerr and members of the law firm for their service to the City.

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

J. Award of Contract - City Prosecutor

BILL 3506: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI, APPOINTING WILLIAM N. MARSHALL III AS THE CITY PROSECUTOR AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR SERVICES."

City Clerk Jeanie Woerner conducted the first reading of Bill 3506 by title only.

City Attorney Jonathan Zerr provided an overview of the staff report included in the Council packet. The Prosecuting Attorney's contract will expire on January 31, 2020. During a work session in November, the Council expressed their satisfaction with the services of William Marshall as Prosecuting Attorney and directed staff to bring forth a formal contract for a two year term.

MOTION: By Councilmember Holman, second by Councilmember Barber to approve the first reading of Bill 3506 by title only.

DISCUSSION: Councilmember Holman thanked Mr. Marshall for his service to the City.

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

11. Public Comments.

12. Mayor/Council Communication.

Mayor Turnbow and Councilmembers congratulated Communications Officer Jackie Lightle, spoke to the satisfaction of the mobile command vehicle, the building code review committee, the agreements with the Department of Conservation, and renewal of personnel contracts, acknowledged the Raymore-Peculiar High School government students in attendance, and thanked Parks and Recreation Director Nathan Musteen for the approved agreements.

Councilmember Holman asked for thoughts and prayers for the police officer in Arkansas who was killed by ambush in his patrol vehicle.

Councilmember Burke spoke to the upcoming agenda items for the Planning and Zoning Commission.

Councilmember Berendzen announced a Ward 4 meeting will be held on December 12 at Centerview.

Mayor Turnbow noted the success of the staff team and elected officials and the positive work that is being completed.

Chief of Police Jan Zimmerman invited the Mayor and Council to the annual Police Department’s Shop with a Cop event on December 10, 2019.

13. Adjournment.

MOTION: By Councilmember Holman, second by Councilmember Barber to adjourn.

DISCUSSION: None

VOTE:	Councilmember Abdelgawad	Aye
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Jacobson	Aye
	Councilmember Townsend	Aye

The regular meeting of the Raymore Council adjourned at 8:06 p.m.

Respectfully submitted,

Jeanie Woerner
City Clerk