

THE RAYMORE CITY COUNCIL MET IN REGULAR SESSION MONDAY, FEBRUARY 11, 2019 IN COUNCIL CHAMBERS AT 100 MUNICIPAL CIRCLE, RAYMORE, MISSOURI. MEMBERS PRESENT: MAYOR TURNBOW, COUNCILMEMBERS ABDELGAWAD, BARBER, BERENDZEN, BURKE, CIRCO, HOLMAN, AND TOWNSEND, CITY MANAGER JIM FEUERBORN, CITY CLERK JEANIE WOERNER, CITY ATTORNEY JONATHAN ZERR AND CITY STAFF MEMBERS.

- 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. Councilmember Kellogg was absent.

Mayor Turnbow requested a moment of silence for the passing of former Councilmember Charlene Hubach.

- 3. Pledge of Allegiance.**
- 4. Presentations/Awards.**
- 5. Personal Appearances.**
- 6. Staff Reports.**

City Clerk Jeanie Woerner stated each year the City of Raymore adopts an Ordinance establishing certain procedures to disclose potential conflicts of interest with the Missouri Ethics Commission (MEC). The Ordinance calls for Jim Feuerborn as the chief administrative officer and Kim Quade as the chief purchasing officer to file financial disclosure statements on an annual basis. This staff report verifies the proper reports have been filed with MEC by the May 1 deadline. All reports are on file and available for inspection in the office of the City Clerk.

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

Captain Roger Mayberry provided statistics on Raymore Police Department's traffic enforcement as it pertains to the Traffic Safety Enforcement Program grants contained on the Consent Agenda. He answered general questions from Council.

City Manager Jim Feuerborn announced agenda items for the February 18 Council work session.

- 7. Committee Reports.**
- 8. Consent Agenda.**

A. City Council Minutes, January 28, 2019

**B. Resolution 19-07, Approval of Safety Traffic Enforcement Program
STEP-Hazardous Moving Violation Enforcement**

**Resolution 19-08, Approval of Safety Traffic Enforcement Program
STEP-Overtime DWI Enforcement**

**C. Resolution 19-09, Owen Good Force Main Valve Replacement-Acceptance and
Final Payment**

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

DISCUSSION: Abdelgawad stated she viewed the council meeting and will be voting.

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

9. Unfinished Business. Second Readings.

A. Communications Vehicle Contract

**BILL 3425: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI
ESTABLISHING AN AGREEMENT FOR THE PURCHASE OF A MOBILE
COMMUNICATIONS/COMMAND POST VEHICLE."**

City Clerk Jeanie Woerner conducted the second reading of Bill 3425 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3425 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3425 as **Raymore City Ordinance 2019-015.**

B. Show Me Green Sales Tax Holiday

BILL 3427A: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI COMMITTING THE CITY OF RAYMORE TO PARTICIPATE IN THE SHOW ME GREEN SALES TAX HOLIDAY IN 2019 ONLY."

City Clerk Jeanie Woerner conducted the second reading of Bill 3427A by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3427A 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3427A as **Raymore City Ordinance 2019-016.**

C. Award of Contract - On-Call Materials Testing Services

BILL 3426: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GEOTECHNOLOGY, INC. TO PROVIDE ON-CALL MATERIALS TESTING SERVICES."

City Clerk Jeanie Woerner conducted the second reading of Bill 3426 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3426 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 Kellogg	Absent
Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3426 as **Raymore City Ordinance 2019-017.**

D. Award of Contract - Park House Demolition at Recreation Park

BILL 3428: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TASCO, LLC. FOR THE PARK HOUSE DEMOLITION, CITY PROJECT NUMBER 19-318-201, IN THE AMOUNT OF \$18,800."

City Clerk Jeanie Woerner conducted the second reading of Bill 3428 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3428 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3428 as **Raymore City Ordinance 2019-018.**

E. Award of Contract - Recreation Park Ballfield Lights

BILL 3429: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BRANDY ELECTRIC, INC. FOR THE RECREATION PARK BALLFIELD LIGHTS, CITY PROJECT NUMBER 19-317-201, IN THE AMOUNT OF \$89,950."

City Clerk Jeanie Woerner conducted the second reading of Bill 3429 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3429 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3429 as **Raymore City Ordinance 2019-019.**

F. Award of Contract - Recreation Park Pond Rehabilitation

BILL 3430: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH ROCK'N EXCAVATING, LLC. FOR THE RECREATION PARK POND REHABILITATION, CITY PROJECT NUMBER 19-299-201, IN THE AMOUNT OF \$59,700."

City Clerk Jeanie Woerner conducted the second reading of Bill 3430 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3430 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3430 as **Raymore City Ordinance 2019-020.**

G. Award of Contract - On-Call Electrical Services

BILL 3431: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BRINTON ELECTRIC COMPANY FOR ON-CALL ELECTRICAL SERVICES."

City Clerk Jeanie Woerner conducted the second reading of Bill 3431 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3431 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3431 as **Raymore City Ordinance 2019-021.**

H. Amending City Code for vendors at City-sponsored events

BILL 3433: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI AMENDING SECTION 605.010 OF THE RAYMORE CITY CODE OF ORDINANCES TO EXEMPT VENDORS IN CITY SPONSORED EVENTS FROM THE REQUIREMENTS OF OBTAINING AN OCCUPATIONAL LICENSE."

City Clerk Jeanie Woerner conducted the second reading of Bill 3433 by title only.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the second reading of Bill 3433 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 Kellogg	Absent
	Councilmember Townsend	Aye

Mayor Turnbow announced the motion carried and declared Bill 3433 as **Raymore City Ordinance 2019-022.**

10. New Business. First Readings.

A. Sewer Camera Purchase Agreement

BILL 3434: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI ESTABLISHING AN AGREEMENT FOR THE PURCHASE OF A SEWER CAMERA."

City Clerk Jeanie Woerner conducted the first reading of Bill 3434 by title only.

Public Works Director Mike Krass provided a review of the staff report included in the Council packet. Staff is requesting approval of the purchase of a replacement sanitary sewer inspection camera, hardware and computer software from CUES, Inc. for inspections of the City's sanitary and storm sewer pipe system. He answered general questions from Council.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the first reading of Bill 3434 by title only.

DISCUSSION: Councilmember Burke noted this overall purchase is at a cost savings of approximately \$27,000.

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

B. Cunningham at Creekmoor Third Final Plat

BILL 3435: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI APPROVING THE CUNNINGHAM AT CREEKMOOR 3RD PLAT LOTS 47 THROUGH 86 AND TRACTS C, D, E, F, G AND H."

City Clerk Jeanie Woerner conducted the first reading of Bill 3435 by title only.

Director of Development Services Jim Cadoret provided a review of the staff report included in the Council packet. Cooper Land Development Inc. is requesting approval of Cunningham at Creekmoor Third Final Plat, a 40-lot single family subdivision located west of North Madison Street, south of Turnberry Lane. A second access drive on N. Madison will be added as a part of the final plat. The Planning and Zoning Commission vote 8-0 at their February 5, 2019 meeting to accept the staff proposed findings of fact and forward to the City Council with a recommendation of approval subject to two conditions; the applicant shall submit a revised plan and construction drawings with coordinating lot numbers and the final plat shall be corrected to identify those lots that will be served by the low pressure sewer system/grinder pump system. He answered general questions from Council.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the first reading of Bill 3435 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 Kellogg	Absent
	Councilmember Townsend	Aye

C. Extension of Expiration Date of Raymore Galleria North Preliminary Plat

RESOLUTION 19-10: "A RESOLUTION OF THE RAYMORE CITY COUNCIL APPROVING THE EXTENSION OF THE RAYMORE GALLERIA NORTH PRELIMINARY PLAT."

City Clerk Jeanie Woerner conducted the reading of Resolution 19-10 by title only.

Director of Development Services Jim Cadoret provided a review of the staff report included in the Council packet. Steven Shaffer, representing North 58 Equity Partners, LLC is requesting a one-year extension to the expiration date of the preliminary plat for Raymore Galleria North, originally approved in 2010. The developer has made considerable improvements to the preliminary plat area.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the reading of Resolution 19-10 by title only.

DISCUSSION: Councilmember Holman stated his general support, however, he noted some stall in development in the last seven years.

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

D. Third Amendment to the Kansas City, Missouri Water Services Agreement

BILL 3436: "AN ORDINANCE OF THE CITY OF RAYMORE, MISSOURI APPROVING THE THIRD AMENDMENT TO THE KANSAS CITY, MISSOURI WATER SERVICES AGREEMENT."

City Clerk Jeanie Woerner conducted the first reading of Bill 3436 by title only.

City Attorney Jonathan Zerr provided a review of the staff report included in the Council packet. This agreement authorizes the City to enter into a third amendment of the Water Service Agreement with Kansas City Water Services allowing the City to sell water to Public Water Supply District No. 10 of Cass County, Missouri, pursuant to the terms and provisions of the settlement agreement executed between the District, the City and Good Otis, LLC.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the first reading of Bill 3436 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 Kellogg	Absent
	Councilmember Townsend	Aye

E. Establishing an Administrative Delay for Acceptance and Processing of Permits and Licenses Related To Medical Marijuana

RESOLUTION 19-11: "A RESOLUTION OF THE CITY OF RAYMORE, MISSOURI DIRECTING STAFF TO SUSPEND AND DELAY THE ACCEPTANCE AND PROCESSING OF DEVELOPMENT APPLICATIONS, APPLICATIONS FOR BUILDING PERMITS AND BUSINESS LICENSES OR ACTIVITIES RELATED TO MEDICAL MARIJUANA AS DESCRIBED IN ARTICLE XVI OF THE MISSOURI CONSTITUTION, AN AMENDMENT APPROVED BY THE VOTERS OF THE STATE OF MISSOURI ON NOVEMBER 6, 2018 AND EFFECTIVE DECEMBER 6, 2018."

City Clerk Jeanie Woerner conducted the reading of Resolution 19-11 by title only.

City Attorney Jonathan Zerr provided a review of the staff report included in the Council packet. This Resolution establishes an administrative delay on the acceptance and processing of applications for permits and licenses related to the sale, cultivation, testing and distributing of medical marijuana until such time as the City enacts proper zoning,

building and business ordinances incorporating the rules and regulations promulgated by the Department of Health and Senior Services. He answered general questions from Council.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the reading of Resolution 19-11 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 Kellogg	Absent
	Councilmember Townsend	Aye

F. Amending the City Council Rules of Procedure

RESOLUTION 19-12: "A RESOLUTION OF THE CITY OF RAYMORE, MISSOURI AMENDING THE COUNCIL RULES OF PROCEDURE TO ALLOW FOR PARTICIPATION VIA VIDEO, VOICE AND/OR OTHER TELEPHONIC MEANS AT CITY COUNCIL WORK SESSIONS."

City Clerk Jeanie Woerner conducted the reading of Resolution 19-12 by title only.

City Attorney Jonathan Zerr provided a review of the staff report included in the Council packet. Based on Council discussion and subsequent direction at work session, staff is presenting an amendment to the City Council Rules of Procedure to allow a member or members of the Council and/or the Mayor to participate in Council work sessions when not physically present in person via video, voice and/or telephonic means. This is in compliance with the Missouri Sunshine Law.

Councilmember Abdelgawad asked who would be responsible if the technology was not supported when someone called in and if it would require additional personnel. She asked how the member participating via telephone would signal to speak. City Manager Jim Feuerborn stated no additional personnel would be necessary and we have conference call capability with updated technology. City Attorney Jonathan Zerr added that time outline in the Rules of Procedure allow for time to set up for a requested conference call into the work session.

Councilmember Townsend asked if video or conference calls would be recorded or be picked up on the recording. Mr. Feuerborn state it would be attached to a microphone.

MOTION: By Councilmember Barber, second by Councilmember Holman to approve the reading of Resolution 19-12 by title only.

DISCUSSION: Councilmember Townsend asked for clarification on absences. Mr. Zerr stated it would be an excused absence.

Councilmember Abdelgawad asked if the Mayor was absent would he chair the meeting via conference call and noted her hesitance with possible technology issues. Mr. Feuerborn stated the Mayor would not chair the meeting because he would be absent.

Discussion ensued. Mayor Turnbow noted Councilmember Kellogg is not in favor.

VOTE:	Councilmember Abdelgawad	Nay
	Councilmember Barber	Aye
	Councilmember Berendzen	Aye
	Councilmember Burke, III	Aye
	Councilmember Circo	Aye
	Councilmember Holman	Aye
	Councilmember Kellogg	Absent
	Councilmember Townsend	Aye

11. Public Comments.

12. Mayor/Council Communication.

Mayor Turnbow and Councilmembers extended condolences to the family of former Councilmember Hubach.

Councilmember Berendzen thanked the Parks Department staff for a successful Father/Daughter dance.

Councilmember Abdelgawad thanked the Council for excusing her absences at the 1/28 regular meeting and 2/4 work session during her vacation.

Councilmember Holman asked for an education overview on the medical marijuana issue.

13. Adjournment.

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

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

Councilmember Kellogg	Absent
Councilmember Townsend	Aye

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

Respectfully submitted,

Jeanie Woerner
City Clerk