

MINUTES
RAYTOWN BOARD OF ALDERMEN
JANUARY 21, 2020
REGULAR SESSION NO. 18
RAYTOWN CITY HALL
10000 EAST 59TH STREET
RAYTOWN, MISSOURI 64133
7:00 P.M.

OPENING SESSION

Mayor Michael McDonough called the January 21, 2020 Board of Aldermen meeting to order at 7:03 p.m. Dr. Bill Tenny-Brittian of Raytown Christian Church provided the invocation and led the pledge of allegiance.

Roll Call

Roll was called by Teresa Henry, City Clerk, and the attendance was as follows:

Present: Alderman Derek Ward, Alderman Bonnaye Mims, Alderman Bill Van Buskirk, Alderman Mary Jane Van Buskirk, Alderman Janet Emerson, Alderman Ryan Myers, Alderman Jason Greene, Alderman Jim Aziere, Alderman Frank Hunt, Alderman Greg Walters

Public Comments

Public comments were given by:

Mary Jane Van Buskirk, 7812 Woodson Road, Raytown, MO
Tony Jacob, Raytown, MO

Communication from the Mayor

Mayor McDonough spoke on recent events and City business.

Communication from the City Administrator

Damon Hodges, City Administrator, provided an update on the City's current projects and plans.

Committee Reports

Comments were shared by Aldermen Mims, Walters, Bill Van Buskirk and Myers.

1. CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the Board of Aldermen and will be enacted by one motion without separate discussion or debate. The Mayor or a member of the Board of Aldermen may request that any item be removed from the consent agenda. If there is no objection by the remaining members of the board, such item will be removed from the consent agenda and considered separately. If there is an objection, the item may only be removed by a motion and vote of the board.

Approval of the Regular January 7, 2020 Board of Aldermen meeting minutes.

Alderman Mary Jane Van Buskirk, seconded by Alderman Mims, made a motion to adopt. The motion was approved by a vote of 10-0.

Ayes: Aldermen Mary Jane Van Buskirk, Mims, Ward, Hunt, Bill Van Buskirk, Emerson, Myers, Greene, Aziere, Walters
Nays: None

OLD BUSINESS

2. Public Hearing: A public hearing to consider amendments to Chapter 50 regarding Sign Regulations.

2a. **SECOND READING: Amended Bill No. 6537-20, Section XIII. AN ORDINANCE AMENDING CHAPTER 50 (ZONING), ARTICLE VIII, ENTITLED SIGN REGULATIONS, OF THE RAYTOWN MUNICIPAL CODE OF THE CITY OF RAYTOWN, MISSOURI.** Point of Contact: Chris Gilbert, Planning & Zoning Coordinator.

The public hearing continued.

The bill was read by title only by Teresa Henry, City Clerk.

Chris Gilbert, Planning & Zoning Coordinator, presented the item and remained available for any discussion.

The item was discussed.

Alderman Bill Van Buskirk, seconded by Alderman Emerson, made a motion to amend multiple parts of the ordinance.

The motion was discussed.

For clarity, Alderman Bill Van Buskirk separated the amendments into separate motions.

Alderman Bill Van Buskirk, seconded by Alderman Emerson, made a motion to amend 50-490 (g)(1) to read:

(g) Electric changeable copy shall be allowed on signs subject to the following requirements:

- 1) Electric changeable message copy ~~may change no more than one time per minute and~~ shall not include any flashing, ~~flowing, scrolling,~~ alternating or blinking lights. Electronic message boards that include scrolling, flowing or delayed timing messages shall scroll, flow, or cycle through messages at a rate of speed determined by the Director of Community Development or designated representative to be appropriate of the specific sign location on a case by case basis. All sign permit applications for this sign type shall include detailed design information including scrolling, flowing or delayed timing rate of speed or cycling to assist in making this determination.

Discussion continued.

The motion to amend 50-490 (g)(1) was approved by a vote of 10-0.

Ayes: Aldermen Bill Van Buskirk, Emerson, Ward, Hunt, Mary Jane Van Buskirk, Myers, Greene, Aziere, Mims, Walters

Nays: None

Alderman Bill Van Buskirk, seconded by Alderman Ward, made a motion to amend the sign size in 50-490 (n)(1)(a) and 50-490 (n)(2)(a)(2) to be six (6) square feet.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Bill Van Buskirk, Ward, Hunt, Greene, Emerson, Walters, Aziere, Myers, Mary Jane Van Buskirk, Mims

Nays: None

Alderman Bill Van Buskirk, seconded by Alderman Ward, made a motion to amend 50-490 (n) be adding:

50-490 (n)(8) – Any temporary sign not already allowed by 50-490 (n) shall only be displayed upon approval of a temporary sign permit by the Director of Community Development or designated representative under the following criteria:

- a) Only applicable in commercial and manufacturing districts.
- b) Issuance of a temporary sign permit is subject to the requirements of section 50-489.
- c) A maximum of 1 temporary sign at a time is permitted per each separate entity on a property not to exceed 32 square feet in size.
- d) A temporary sign permit shall be valid for a maximum of 30 days renewable until a maximum of 120 days per calendar is attained for any one entity
- e) Not for profit organizations may submit applications to the City for permits to place temporary signs that are off-premise with the approval of the property owners upon whose land the sign will be displayed.

Discussion continued.

The motion was approved by a vote of 10-0.

Ayes: Alderman Bill Van Buskirk, Ward, Aziere, Mims, Greene, Mary Jane Van Buskirk, Myers, Walters, Hunt, Emerson
Nays: None

Alderman Bill Van Buskirk, seconded by Alderman Greene, made a motion to amend 50-490 (n)(2)(a)(2) by striking the last sentence:

- 2) During an election season a property owner in a residential district may place up to one additional sign no larger than two (2) square feet for each race or issue on the ballot, ~~not to exceed a total of one sign per twenty five feet of road frontage for the property.~~

Discussion continued.

The motion as approved by a vote of 10-0.

Ayes: Aldermen Bill Van Buskirk, Greene, Hunt, Ward, Mims, Emerson, Aziere, Walters, Mary Jane Van Buskirk, Myers
Nay: None

Aldermen Emerson, seconded by Alderman Aziere, made a motion to amend 50-489 (c) to add the following language after “the Director of Community Development”:

or the Director’s designated representative

The motion was approved by a vote of 10-0.

Ayes: Aldermen Emerson, Aziere, Myers, Walters, Mary Jane Van Buskirk, Greene, Hunt, Bill Van Buskirk, Ward, Mims
Nays: None

Aldermen Emerson, seconded by Alderman Mims, made a motion to amend 50-490 (m) to read

within ~~ten~~ thirty days of notice

Discussion continued.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Emerson, Mims, Mary Jane Van Buskirk, Greene, Bill Van Buskirk, Myers, Aziere, Hunt, Walters, Ward
Nays: None

Aldermen Emerson, seconded by Alderman Walters, made a motion to amend the last sentence of 50-490 (n)(2)(d)(2) to read:

such signs may be displayed beginning five (5) days prior to the day before the open house until two hours after the ending of the open house.

Discussion continued.

The motion was approved by a vote of 9-1.

Ayes: Aldermen Emerson, Walters, Mims, Hunt, Ward, Greene, Aziere, Myers, Mary Jane Van Buskirk
Nays: Alderman Bill Van Buskirk

Aldermen Emerson, made a motion amend 50-490 (n)(3)(c) to read

c. Temporary signs shall not be painted on ~~or attached to~~ vehicles or trailers.

Discussion continued.

Alderman Emerson updated her motion to amend 50-490 (n)(3)(c) by striking the entirety of (c).

Alderman Ward seconded Alderman Emerson's motion.

Discussion continued.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Emerson, Ward, Aziere, Hunt, Mims, Bill Van Buskirk, Walters, Mary Jane Van Buskirk, Greene, Myers
Nays: None

Alderman Emerson, seconded by Mary Jane Van Buskirk, made a motion to amend 50-490 (n)(3)(a) by adding

(a) Temporary signs shall not be located in the public right-of-way or on City owned parcels unless otherwise permitted.

Discussion continued.

The motion failed by a vote of 4-6.

Ayes: Aldermen Emerson, Mary Jane Van Buskirk, Mims, Hunt
Nays: Aldermen Greene, Bill Van Buskirk, Walters, Aziere, Myers, Ward

Mayor McDonough called for public comments.

Discussion continued.

Mayor McDonough called for a short recess.

Mayor McDonough reconvened the meeting at 9:13 p.m.

Discussion continued.

Alderman Aziere read a statement into the record:

I strongly support the work of the Quality Places Committee and the dozens of citizens who participated in creating our current design standards.

*I also strongly support the recommendation of the Planning and Zoning Committee and their unanimous appeal not to reverse their work of the past.
I am asking the other members of the board to do the same.*

Alderman Aziere, seconded by Alderman Myers, made a motion to amend by striking 50-496 (a)(2) in its entirety along with the related pole sign language in the use table.

Discussion continued.

The motion failed by a vote of 5-6.

Ayes: Aldermen Aziere, Myers, Mims, Hunt, Walters

Nays: Aldermen Greene, Bill Van Buskirk, Mary Jane Van Buskirk, Emerson, Ward, Mayor McDonough

Alderman Aziere, seconded by Alderman Ward, made a motion to amend 50-490 (n)(2)(a)(3) to limit signs under this subsection to a size of four by eight feet.

Discussion continued.

Alderman Aziere and Alderman Ward updated the motion to amend both 50-490 (n)(2)(a)(3) and 50-490 (n)(2)(b)(2) to limit signs under these subsections to a size of four by eight feet.

Discussion continued.

The public hearing was closed.

The motion as approved by a vote of 10-0.

Ayes: Aldermen Aziere, Ward, Emerson, Hunt, Mims, Bill Van Buskirk, Walters, Mary Jane Van Buskirk, Greene, Myers

Nays: None

Alderman Mims asked the Clerk to change her previous vote to be Nay.

Alderman Aziere called point of order, that changing a vote should require a revote.

Alderman Mims withdrew her request to change her previous vote to Nay.

Alderman Myers, seconded by Alderman Mims, made a motion to adopt as amended. The motion was approved by a vote of 9-1.

Ayes: Aldermen Myers, Mims, Hunt, Greene, Emerson, Bill Van Buskirk, Ward, Walters, Mary Jane Van Buskirk

Nays: Alderman Aziere

Became Ordinance 5636-20.

3. Public Hearing: A public hearing to consider text amendments to Chapter 50 relating to the Land Use Table regarding Vehicle and Equipment Sales.

3a. **SECOND READING: Bill No. 6538-20, Section XIII. AN ORDINANCE AMENDING CHAPTER 50 (ZONING), ARTICLE IV, ENTITLED DISTRICTS AND DISTRICT MAP OF THE RAYTOWN MUNICIPAL CODE OF THE CITY OF RAYTOWN, MISSOURI.** Point of Contact: Chris Gilbert, Planning & Zoning Coordinator.

The public hearing continued.

The bill was read by title only by Teresa Henry, City Clerk.

Chris Gilbert, Planning & Zoning Coordinator remained available for any discussion.

Alderman Bill Van Buskirk stated that he had ex parte communication related to this item.

Alderman Mims, seconded by Alderman Myers, made a motion to adopt.

The item was discussed.

Mayor McDonough closed the public hearing.

The motion failed by a vote of 5-6.

Ayes: Aldermen Mims, Myers, Aziere, Mary Jane Van Buskirk, Hunt

Nays: Aldermen Greene, Walters, Ward, Bill Van Buskirk, Emerson, Mayor McDonough

Alderman Bill Van Buskirk, seconded by Alderman Mary Jane Van Buskirk, made a motion to reconsider the vote on Bill No. 6538-20. The motion as approved by a vote of 8-2.

Ayes: Aldermen Bill Van Buskirk, Mary Jane Van Buskirk, Mims, Hunt, Emerson, Greene, Aziere, Myers

Nays: Aldermen Ward, Walters

4. **RECONSIDERED: Bill No. 6538-20, Section XIII. AN ORDINANCE** AMENDING CHAPTER 50 (ZONING), ARTICLE IV, ENTITLED DISTRICTS AND DISTRICT MAP OF THE RAYTOWN MUNICIPAL CODE OF THE CITY OF RAYTOWN, MISSOURI. Point of Contact: Chris Gilbert, Planning & Zoning Coordinator.

Alderman Bill Van Buskirk, seconded by Alderman Myers, made a motion to amend by striking Sec. 50-107 (b)(28)(d) in its entirety

Discussion continued.

Alderman Bill Van Buskirk and Alderman Myers withdrew their motion to amended Sec. 50-107 (b)(28)(d).

Alderman Bill Van Buskirk, seconded by Mary Jane Van Buskirk, made a motion to table to a date certain of February 4, 2020. The motion was approved by a vote of 8-2.

Ayes: Aldermen Bill Van Buskirk, Mary Jane Van Buskirk, Aziere, Greene, Walters, Ward, Hunt, Emerson

Nays: Aldermen Mims, Myers

Discussion continued.

5. **SECOND READING: Bill No. 6539-20, Section XIII. AN ORDINANCE** EXTENDING THE MORATORIUM ON THE ACCEPTANCE, PROCESSING AND ISSUANCE OF BUSINESS LICENSE APPLICATIONS, BUILDING PERMITS, OCCUPANCY PERMITS, PACKAGE LIQUOR LICENSES AND DEVELOPMENT APPROVAL APPLICATIONS FOR LIQUOR STORES, SMOKE SHOPS, AND CONVENIENCE STORES AND SIMILAR USES WITHIN NEIGHBORHOOD COMMERCIAL ZONED DISTRICTS WITHIN THE CITY OF RAYTOWN. Point of Contact: Missy Wilson, Assistant City Administrator.

The bill was read by title only by Teresa Henry, City Clerk.

Missy Wilson, Assistant City Administrator, remained available for any discussion.

Alderman Walters, seconded by Alderman Mary Jane Van Buskirk, made a motion to adopt. The motion was approved by a vote of 9-1.

Ayes: Aldermen Walters, Mary Jane Van Buskirk, Bill Van Buskirk, Hunt, Mims, Greene, Emerson, Aziere, Myers

Nays: Alderman Ward

Became Ordinance 5638-20.

6. **SECOND READING: Bill No. 6540-20, Section V-A. AN ORDINANCE** AUTHORIZING AND APPROVING A TRAFFIC ENGINEERING ASSISTANCE PROGRAM AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION. Point of Contact: Jose Leon, Public Works Director.

The bill was read by title only by Teresa Henry, City Clerk.

Jose Leon, Public Works Director, presented the item along with Jason Hanson, City Engineer, and they remained available for any discussion.

Alderman Myers, seconded by Alderman Greene, made a motion to adopt.

The item was discussed.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Myers, Greene, Emerson, Walters, Mary Jane Van Buskirk, Hunt, Bill Van Buskirk, Aziere, Ward, Mims

Nays: None

Became Ordinance 5639-20.

7. **SECOND READING: Bill No. 6541-20, Section V-A. AN ORDINANCE** AUTHORIZING AND APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE JACKSON COUNTY BOARD OF ELECTION COMMISSIONERS TO UTILIZE CITY HALL AS A POLLING PLACE FOR THE 2020 CALENDAR YEAR. Point of Contact: Teresa Henry, City Clerk.

The bill was read by title only by Teresa Henry, City Clerk.

Teresa Henry, City Clerk, remained available for any discussion.

Alderman Mims, seconded by Alderman Aziere, made a motion to adopt.

The item was discussed.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Mims, Aziere, Mary Jane Van Buskirk, Greene, Bill Van Buskirk, Myers, Emerson, Hunt, Walters, Ward

Nays: None

Became Ordinance 5640-20.

NEW BUSINESS

8. **R-3269-20: A RESOLUTION** AUTHORIZING AND APPROVING THE APPLICATION OF A GRANT REQUEST TO THE MISSOURI DEPARTMENT OF NATURAL RESOURCES LAND AND WATER CONSERVATION FUND IN THE AMOUNT OF \$187,500.00 TO FUND IMPROVEMENTS AND RENOVATIONS OF TENNIS COURTS AT C. LEE KENAGY PARK. Point of Contact: Dave Turner, Parks & Recreation Director.

The resolution was read by title only by Teresa Henry, City Clerk.

Alderman Greene, seconded by Aldermen Mims, made a motion to adopt.

Dave Turner, Parks & Recreation Director, presented the item and remained available for any discussion.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Greene, Mims, Hunt, Ward, Emerson, Bill Van Buskirk, Walters, Aziere, Myers, Mary Jane Van Buskirk
Nays: None

9. **R-3270-20: A RESOLUTION** REPEALING RESOLUTION R-3252-19 AND AUTHORIZING AND APPROVING THE EXPENDITURE OF FUNDS WITH INFINITY SIGN SYSTEMS FOR A NEW MONUMENT SIGN AT CITY HALL IN AN AMOUNT NOT TO EXCEED \$47,145.00. Point of Contact: Janet Emerson, Alderman Ward 3.

The resolution was read by title only by Teresa Henry, City Clerk.

Alderman Emerson presented the item.

Alderman Emerson, seconded by Alderman Mary Jane Van Buskirk, made a motion to adopt.

Mayor McDonough called for a short recess.

Mayor McDonough reconvened the meeting at 10:46 p.m.

Discussion continued.

The motion failed by a vote of 4-6.

Ayes: Aldermen Emerson, Hunt, Mims, Myers
Nays: Aldermen Mary Jane Van Buskirk, Ward, Aziere, Bill Van Buskirk, Walters, Greene

Alderman Mims, seconded by Alderman Mary Jane Van Buskirk, made a motion to continue the meeting past 11:00 p.m.

There was discussion.

Alderman Walters stated that his discussion item could be continued to the February 4, 2020 meeting.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Mims, Mary Jane Van Buskirk, Bill Van Buskirk, Hunt, Ward, Greene, Emerson, Aziere, Walters, Myers
Nays: None

10. **R-3271-20: A RESOLUTION** AUTHORIZING AND APPROVING THE EXPENDITURE OF FUNDS AND THE CONTINUATION OF AN AGREEMENT WITH INDEPENDENT SALT CO. FOR THE PURCHASE OF SALT FOR THE PURPOSE OF TREATING ROADS AND BRIDGES IN INCLEMENT WEATHER IN AN AMOUNT NOT TO EXCEED \$100,000.00 FOR FISCAL YEAR 2019-2020. Point of Contact: Jose Leon, Public Works Director.

The resolution was read by title only by Teresa Henry, City Clerk.

Jose Leon, Public Works Director, presented the item and remained available for any discussion along with Jason Hanson, City Engineer.

Alderman Greene, seconded by Alderman Walters, made a motion to adopt. The motion was approved by a vote of 10-0.

Ayes: Aldermen Greene, Walters, Bill Van Buskirk, Hunt, Mary Jane Van Buskirk, Aziere, Mims, Emerson, Myers, Ward
Nays: None

ADJOURNMENT

Alderman Mims, seconded by Alderman Mary Jane Van Buskirk, made a motion to adjourn. The motion was approved by a majority of those present.

The meeting adjourned at 11:10 p.m.

Teresa M. Henry, MRCC
City Clerk