

CITY OF BLUE SPRINGS, MISSOURI
MINUTES OF COUNCIL MEETING
September 5, 2023

A meeting of the City Council of the City of Blue Springs, Missouri, was held on Tuesday, September 5, 2023, 6:00 p.m. in the Council Chambers of the Howard L. Brown Public Safety Building, 1100 SW Smith Street, Blue Springs, Missouri with Mayor Carson Ross presiding.

COUNCILMEMBERS IN ATTENDANCE

Jerry Kaylor
Chris Lievsay
Ron Fowler

Galen Ericson
Kent Edmondson
Susan Culpepper

Also present were Interim City Administrator Christine Cates, City Attorney Sarah Carnes, and City Clerk Sheryl Morgan.

CALL MEETING TO ORDER AND CONFIRMATION OF QUORUM

Mayor Ross called the meeting to order at 6:00 p.m. and led in the pledge of allegiance. The City Clerk confirmed a quorum of the Council was present.

CONSENT AGENDA

Councilmember Ericson moved to approve the following Consent Agenda items and the motion was seconded by Councilmember Kaylor.

- **Minutes of the August 21, 2023** City Council Meeting
- **Resolution 63-2023** approving a one-year contract with UMB Financial Corporation for banking services in the amount not to exceed \$46,000
- **Resolution 64-2023** approving a contract in the amount of \$78,120 with C & C Group for upgrading the storage devices of the City's security camera system
- **Liquor License for The Bar** located at 1621 SW 7, Blue Springs, MO 64014 to sell intoxicating liquors by the drink for consumption on premises and Sunday sales
- **Resolution 65-2023** approving the disposition of Information Technology, Finance and Police department records which have met the required retention period as prescribed by the Blue Springs Records Retention, Management, and Destruction Policy dated November 28, 2016 and in accordance with the Missouri Secretary of State's records retention guidelines

The above Consent Agenda items were approved with the following vote:

Kaylor – Aye
Lievsay – Aye
Fowler – Aye

Ericson– Aye
Edmondson – Aye
Culpepper – Aye
Mayor Ross – Aye

PUBLIC HEARING – VACATION OF SHEPHERD ROAD

Mayor Ross advised the Council that Staff is requesting the public hearing for the applicant Vincent Walker, Ashlar Homes be continued indefinitely. Councilmember Ericson moved to continue the public

**(RZ-06-23-8813)
– MOTION TO
CONTINUE
INDEFINITELY**

hearing on vacation of a 410-ft. portion of right-of-way located generally east of NW R D Mize Road and north of Sunny Pointe 3rd Plat (VAC-06-23-8812 Shepherd Road) be continued indefinitely. The public hearing was continued from the August 21 City Council meeting without testimony. Motion seconded by Councilmember Kaylor and carried unanimously.

**PUBLIC HEARING –
REZONING
(RZ-06-23-8813)
AND GENERAL
DEVELOPMENT PLAN
(GDP-06-23-8814) FOR
SILVER LINE
– MOTION TO
CONTINUE**

Mayor Ross advised the Council the applicant, Vitaliy Soyarkov, V's Services, LLC on behalf of the property owner, Silver Line, LLC has requested a continuance of the public hearing to the October 2, 2023 Council Meeting. Councilmember Culpepper moved to continue the public hearing on the Rezoning from General Business to Light Industrial (RZ-06-23-8813) and a General Development Plan with Alternative Development Standards to construct an approximately 6,670-sf. building to all for a Warehouse, Distribution Center at 1050 Cemetery Road (GDP-06-23-8814) to the October 2, 2023 Council meeting. Motion seconded by Councilmember Ericson and carried unanimously.

**PUBLIC HEARING –
FISCAL YEAR 2023-24
BUDGET**

Mayor Ross opened the Public Hearing to consider the proposed Fiscal Year 2023-24 Budget at 6:02 p.m. The minutes of the public hearing were recorded by a certified court reporter. City Clerk Sheryl Morgan entered one exhibit into the record.

STAFF REPORT

Interim City Administrator Christine Cates reviewed the details of the proposed Fiscal Year 2023-24 Budget and addressed questions from the Council.

The Mayor hearing no further comments for or against, closed the public hearing at 6:04 p.m.

**MOTION TO DIRECT
STAFF**

Councilmember Kaylor moved to direct the Interim City Administrator to delay implementation of the therapy dog program until the City has less than ten sworn police officer vacancies. Motion seconded by Councilmember Ericson and carried unanimously.

MOTION TO AMEND

Councilmember Ericson moved to direct the Interim City Administrator to move the \$250,000 estimated for the marijuana sales taxes from ST-06 to ST-44 for sidewalk infill for the FY2023-24. Motion seconded by Councilmember Lievsay.

**INTRODUCTION AND
1ST READING – BILL
NO. 5124 FISCAL YEAR
2023-24 BUDGET**

Councilmember Culpepper introduced Bill No. 5124 approving the Fiscal Year 2023-24 Budget. City Clerk Sheryl Morgan made the first reading of Bill No. 5124 by title; copies of the proposed Bill having previously been made available to the public.

Councilmember Fowler moved to approve Bill No. 5124 upon its first reading and proceed with the second reading at the Council meeting on September 18, 2023. Motion seconded by Councilmember Culpepper.

VOTE ON MOTION TO AMEND

After Council discussion, Councilmembers Ericson and Lievsay withdrew their respective Motion and second.

Councilmember Ericson moved to direct the Interim City Administrator to move the \$250,000 estimated for the marijuana sales taxes from ST-06 to ST-44 for sidewalk infill for the FY2023-24 in areas that are not eligible for CDBG funds. Motion seconded by Councilmember Lievsay and failed with the following vote:

Lievsay – Aye	Edmondson – No
Fowler – Aye	Culpepper – No
Ericson – Aye	Kaylor – No
	Mayor Ross – No

VOTE ON 1ST READING OF BILL NO. 5124

The motion to approve Bill No. 5124 upon its first reading and proceed with the second reading at the Council meeting on September 18, 2023 was approved unanimously.

INTRODUCTION AND 1ST READING – BILL NO. 5125 – CODE AMENDMENT RELATED TO FIREWORKS

Councilmember Culpepper introduced Bill No. 5125 approving a Bill No. 5125 approving an amendment to Section 235.020 of the City of Blue Springs Code of Ordinances related to Provisions For Storage, Licensing And Selling Of Fireworks. City Clerk Sheryl Morgan made the first reading of Bill No. 5125 by title; copies of the proposed Bill having previously been made available to the public.

Councilmember Fowler moved to approve Bill No. 5125 upon its first reading and proceed with the second reading. Motion seconded by Councilmember Kaylor and carried unanimously.

2ND READING – BILL NO. 5125

Ms. Morgan made the second reading of Bill No. 5125 by title. Councilmember Edmondson moved to adopt Bill No. 5125 upon its second reading and give it **ORDINANCE NO. 5248**, with a copy attached hereto and made a part of the minutes. Motion seconded by Councilmember Kaylor and carried with the following vote:

Lievsay – Aye	Edmondson – Aye
Fowler – Aye	Culpepper – Aye
Ericson – Aye	Kaylor – Aye
	Mayor Ross – Aye

DISCUSSION – UNIFIED DEVELOPMENT CODE AND CODE AMENDMENTS

Councilmembers discussed proposed amendments to the Unified Development Code and Code Amendments relating to trash container placement, allowed fence materials, development review procedures for exterior façade remodeling, and feather flags.

- Define trash container, limit curb to only one day. Clarify yard waste is not allowed in container or curbside.
- Fence can have varied materials next to each other, but not stacking materials on top of the other. Allow for 8' privacy fence in residential areas. Management of windscreen materials.
- Change development review procedures for exterior façade

remodeling from percentage of change as the deciding factor of whether Administrative or Council approved allowing Comm Development Director more parameters to decide what is required to go through the full development process (“use including but not limited to” language).

- Change length of time feather flags are allowed to not restrict to 30-day windows, but rather specific days the business owner can allow non-consecutive days.

MOTION TO DIRECT STAFF REGARDING CHANGES TO UDC AND MUNICIPAL CODE

Councilmember Lievsay moved for staff to bring four separate Bills with proposed amendments to the sections of the Code, including written communication to each home in the City relating to trash changes. Motion seconded by Councilmember Edmondson and carried unanimously.

DISCUSSION – BACKYARD CHICKENS

Councilmember Lievsay initiated Council discussion regarding backyard chickens.

- Give Homeowner Associations six-months’ notice to allow them to amend their Homeowner Association Bylaws to regulate backyard chickens.

MOTION DIRECTING STAFF TO BILL

Councilmember Culpepper moved to bring forward a Bill for Council consideration amending the Code related to backyard chickens based on staff research and recommendations. Motion seconded by Councilmember Lievsay and carried with Councilmember Ericson voting no.

MAYORAL ANNOUNCEMENTS

Thoughts to Ponder:

“Do not judge me by my success, judge me by how many times I fell down and got back up.”

(Nelson Mandela)

ADJOURNMENT


At 7:03 p.m., there was no further business to come before the Council, Councilmember Kaylor moved the meeting be adjourned. Motion seconded by Councilmember Lievsay and carried unanimously.

ATTEST



 Sheryl Morgan, City Clerk

CITY OF BLUE SPRINGS



 Carson Ross, Mayor