

REGULAR MEETING  
August 16, 2021

The Independence City Council met for a Regular Meeting, August 16, 2021, at 6:00 p.m., virtually held via Microsoft Teams and in person, in the Council Chambers, 111 E. Maple.

Ken Truax, Elder, East Independence Church of Christ, provided the invocation followed by the Pledge of Allegiance.

Mayor Eileen Weir, Presiding Officer of the City Council, called the meeting to order. Upon roll call, the following members of the City Council were present: Mike Huff, John Perkins, Brice Stewart, Mike Steinmeyer, Daniel Hobart and Mayor Eileen Weir. The following members of the City Council were absent: Karen DeLuccie.

Mayor Weir took a moment of silence to recognize Sgt. John Bullard who passed away on August 11, 2021. Sgt. Bullard retired from IPD and served as a reserve officer until the time of his passing.

Councilmembers Huff and Steinmeyer moved to suspend the Council Rules of Procedure to allow non-residents to speak during Citizens Requests. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the motion approved.

Councilmembers Huff and Stewart moved to read the Non-Ordinance Action Items out of order following the Consent Agenda. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the motion approved.

Mayor Weir reviewed the rules for citizens speaking during Citizens Requests.

CITIZENS REQUEST TO SPEAK:

Sharon Royer spoke to Council regarding support for a mask mandate in Independence.

Colleen Huff spoke to Council regarding mask mandates.

Kristi Nichols spoke to Council regarding mask mandates.

Kevin Baird spoke to Council regarding Bill No. 21-793.

Matthew Brown spoke to Council regarding masks and future vaccine card mandates.

Cathryn Sperry spoke to Council regarding masks.

Marcie Gragg spoke to Council regarding mask mandates.

Laura Dominik spoke to Council regarding public health.

Mathew Shurka spoke to Council regarding Bill No. 21-056.

Justin English spoke to Council regarding FOP Lodge support for Prop P language change.

Chris Fairbank spoke to Council regarding Fire Sales Tax.

Elisa Breitenbach spoke to Council regarding masks and business in Independence.

REGULAR MEETING  
August 16, 2021

Charles Sperry spoke to Council regarding mask mandates.

Marjain Breitenbach spoke to Council regarding masks.

Dr. Terry Morris spoke to Council regarding masking.

Jane Gaughran spoke to Council regarding choice.

Valerie Jaimes spoke to Council regarding voting against mask mandates.

Justice Horn spoke to Council regarding Conversion Therapy.

Tiffany Gunnels spoke to Council regarding no mask mandate for Independence.

Charlotte Acock spoke to Council regarding not to wear masks.

Ben McLean spoke to Council regarding mask mandates.

Penny Curtis spoke to Council regarding protesting the mask mandate.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER:

Councilmember Stewart requested that Item No. 5 be pulled for separate consideration.

Councilmembers Huff and Steinmeyer moved to approve the AMENDED CONSENT AGENDA minus Item No. 5 to be considered separately.

1. Council action is requested to issue a one (1) year contract, with four (4), one-year renewal periods for aluminum and steel poles with Fletcher-Reinhardt and Wesco Distribution for the Power and Light Department.
2. Approval of 2021-2022 Property Insurance Renewal for City Utility Property
3. Council action is requested to issue a purchase order to Red Equipment, LLC in the amount of \$486,000 for two Ravo 5i street sweepers.
4. Council action is requested to authorize the City Manager to approve a construction contract with a Freeman Concrete Construction LLC for an amount not to exceed \$1,448,027.80 authorizing future minor change orders not to exceed \$142,372.78 and/or time extensions for the Phase 1 Sidewalk Construction and Curb & Gutter Replacement Projects. (No. 112004 & No. 112005).
6. Council action is requested to issue a one (1) year contract, with four (4), one-year renewal periods for the purchase of pole mount and pad mount transformers with Wesco Distribution and WEG Electric Corp. for the Power and Light Department.
7. Council action is requested to issue a one (1) year contract, with four (4), one-year renewal periods, for wood transmission and distribution poles with Stella-Jones Corp. and Wesco Distribution for the Power and Light Department.

Bill No. 21-790, entitled, [Res. #6713]

“A RESOLUTION REAPPOINTING NANCY EPPERT AND MONICA KETTENHOFEN TO THE MAYOR’S ADVISORY COMMISSION ON THE ARTS.” – *Individual Appointment Mayor Eileen Weir*

Bill No. 21-791, entitled, [Res. #6714]

“A RESOLUTION REAPPOINTING HERBERT BANKSTON JR. AND LYNN ROSE TO THE HOUSING AUTHORITY COMMISSIONERS.” – *Individual Appointment Mayor Eileen Weir*

## REGULAR MEETING

August 16, 2021

Bill No. 21-792, entitled, [Res. #6715]

“A RESOLUTION APPROVING THE CITY MANAGER’S APPOINTMENT OF JEREMY COVER AND LAUBER MUNICIPAL, LLC, AS THE CITY COUNSELOR FOR THE CITY OF INDEPENDENCE, MISSOURI.”

Upon roll call, the vote to approve the AMENDED CONSENT AGENDA was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the motion carried, and the AMENDED CONSENT AGENDA was approved.

In response to Councilmember Stewart, City Manager, Zach Walker, stated we are close to approximately 1000 employees. Chief Information Officer, Jason Newkirk, provided information about email addresses for city employees and details about the kind of license purchase this item would allow.

Councilmembers Stewart and Huff moved to approve Item No. 5.

5. Council action is requested to issue a purchase order to ConvergeOne Inc, in the amount of \$533,494.50 for Office 365 Licensing.

Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the item approved.

## NON-ORDINANCE ACTION ITEMS:

Bill No. 21-793, entitled, [Failed]

“A RESOLUTION AUTHORIZING THE MAYOR AND HEALTH DIRECTOR TO ISSUE A PUBLIC HEALTH ORDER FOR A PERIOD OF 30 DAYS.” Councilmember Stewart stated that he is vaccinated and wearing a mask by choice. Councilmember Stewart stated he will be voting no on this bill because he does not want to take anyone’s choice or rights away. Councilmember Huff stated the CDC recommends the wearing of masks and being a recommendation, this gives people a choice. Councilmember Huff stated he does not believe the City Council should mandate face masks for individuals or businesses. Councilmember Huff stated he would also be concerned about enforcement of this type of mandate and feels this is an overreach for municipal government. Councilmember Huff stated he made the personal choice to get the vaccine and chose not to wear a mask, but he does not believe in forcing any individual, business or office to conform to this type of mandate. Councilmember Huff stated that if this bill passes, Independence could face a lawsuit and that would cost taxpayers money. Councilmember Huff stated he will be voting no on this bill. Councilmember Steinmeyer stated he appreciates the community involvement in this issue. Councilmember Steinmeyer read a section from the Missouri Constitution. Councilmember Steinmeyer stated he does not believe that government should make mandates. Councilmember Steinmeyer stated that we should not be using mandates, but we should be making recommendations. Councilmember Steinmeyer stated that government is supposed to pay for our Health Department to do the research to gather the science and to make recommendations, and at times strong recommendations, but not mandates. Councilmember Steinmeyer stated that he will be voting no.

Upon roll call, the vote was: Ayes – Councilmember Hobart and Mayor Weir. Noes – Councilmembers: Huff, Perkins, Stewart and Steinmeyer. Absent – Councilmember DeLuccie. The Mayor declared the bill failed.

Bill No. 21-794, entitled, [Failed]

“A RESOLUTION AMENDING THE COUNCIL RULES OF PROCEDURE, BY EXPANDING AND CLARIFYING CERTAIN SECTIONS.”

Councilmembers Hobart and Perkins moved to postpone Bill No. 21-794 to the September 7, 2021 Regular Council Meeting.

Upon roll call to postpone, the vote was: Ayes – Councilmembers: Perkins and Hobart. Noes –

## REGULAR MEETING

August 16, 2021

Councilmembers: Huff, Stewart, Steinmeyer and Mayor Weir. Absent – Councilmember DeLuccie. The Mayor declared the motion failed.

Upon roll call for Bill No. 21-794, the vote was: Ayes – Councilmembers: Perkins and Mayor Weir. Noes – Councilmembers: Huff, Stewart, Steinmeyer and Hobart. Absent – Councilmember DeLuccie. The Mayor declared the bill failed.

3. Council action is requested regarding the change of ownership application received from Highgate Hotels, LP; for a Hotel Selling Intoxicating Liquor License for the Residence Inn located at 3700 S. Arrowhead Ave.

Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the item approved.

At 7:53 p.m. Mayor Weir called for a short recess.

At 8:00 p.m. Mayor Weir called the meeting back to order.

## PUBLIC HEARINGS:

Mayor Weir opened a new information only public hearing for the rezoning from C-1, Neighborhood Commercial, to R-12, Two-Family Residential, for the properties located at 3806-3822 S. Canterbury Place. Assistant Director of Community Development, Rick Arroyo, provided background information on this item. Mayor Weir declared the public hearing closed. *New Information Only*.

Bill No. 21-050, entitled, [Ord. #19242]

“AN ORDINANCE APPROVING A REZONING FROM DISTRICT C-1 (NEIGHBORHOOD COMMERCIAL) TO DISTRICT R-12 (TWO FAMILY RESIDENTIAL) FOR PART OF THE PROPERTIES AT 3806-3822 S. CANTERBURY PLACE IN INDEPENDENCE, MISSOURI.”

Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Mayor Weir opened a new information only public hearing for the application by McBee Coffee and Car Wash requesting a Special Use Permit to operate a car wash business at 15912 E. US 24 Highway. Mr. Arroyo provided background information on this item. Mayor Weir declared the public hearing closed. *New Information Only*.

Bill No. 21-051, entitled, [Ord. #19243]

“AN ORDINANCE APPROVING A SPECIAL USE PERMIT TO OPERATE A TUNNEL CARWASH ON PROPERTY AT 15912 E. US 24 HIGHWAY, IN INDEPENDENCE, MISSOURI.”

Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Mayor Weir opened a full public hearing for the amendment to the Unified Development Ordinance, Chapter 14, of the Independence City Code pertaining to the Administrative Adjustment Appeals process. Mr. Arroyo provided background information on this item. In response to Councilmember Hobart, Mr. Walker provided information and clarification about how this will help streamline the process and make it easier on the development community to do business within the city. There being no additional speakers, Mayor Weir declared the public hearing closed. *Full Public Hearing*.

Bill No. 21-052, entitled, [Ord. #19244]

“AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 14, OF THE INDEPENDENCE CITY CODE PERTAINING TO ADMINISTRATIVE ADJUSTMENT APPEALS.”

## REGULAR MEETING

August 16, 2021

Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Mayor Weir opened a full public hearing for the application received from Himalayan Petro LLC, doing business as Stop & Shop #1, for a Retail Selling of Intoxicating Liquor of All Kinds in the Original Package for the convenience store at 151 W. US 24 Highway. Director of Community Development, Tom Scannell provided background information on this item. Stisha Burton spoke in support of this item. There being no additional speakers, Mayor Weir declared the public hearing closed. *Full Public Hearing.*

Council action is requested on the application received from Himalayan Petro LLC, doing business as Stop & Shop #1, for a Retail Selling of Intoxicating Liquor of All Kinds in the Original Package for the convenience store at 151 W. US 24 Highway. Councilmember Perkins stated that he passed out some letters asking Council to deny this liquor license and he asks support of his fellow Councilmembers to vote no on this item.

Upon roll call, the vote was: Ayes – None. Noes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Absent – Councilmember DeLuccie. The Mayor declared the bill failed.

## ORDINANCES:

Bill No. 21-047, entitled, [Ord. #1945]

“AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$547,500.00 FROM THE MISSOURI DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF OVERTIME FOR THE POLICE DEPARTMENT FOR IMPAIRED DRIVING ENFORCEMENT AND YOUTH ALCOHOL LIQUOR COMPLIANCE CHECKS FROM OCTOBER 1, 2021, TO SEPTEMBER 30, 2022; AUTHORIZING FUTURE CHANGE ORDERS AND/OR TIME EXTENSIONS FOR THE SAME PROJECT AND MAKING THE NECESSARY APPROPRIATIONS.”

was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Bill No. 21-048, entitled, [Ord. #19246]

“AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$296,300.00 FROM THE MISSOURI DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF OVERTIME FOR THE POLICE DEPARTMENT FOR A CRASH INVESTIGATION SOFTWARE LICENSE, LETSAC CONFERENCE FEES AND HAZARDOUS MOVING VIOLATIONS ENFORCEMENT FROM OCTOBER 1, 2021, TO SEPTEMBER 30, 2022; AUTHORIZING FUTURE CHANGE ORDERS, EXTENSIONS, AMENDMENTS OR ADDENDUMS FOR ADDITIONAL FUNDING FOR THE SAME PROJECT AND MAKING THE NECESSARY APPROPRIATIONS.”

was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Bill No. 21-049, entitled, [Ord. #19247]

“AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$52,000.00 FROM THE MISSOURI DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF OVERTIME FOR THE POLICE DEPARTMENT FOR OCCUPANT PROTECTION ENFORCEMENT FROM OCTOBER 1, 2021, TO SEPTEMBER 30, 2022; AUTHORIZING FUTURE CHANGE ORDERS, EXTENSIONS, AMENDMENTS OR ADDENDUMS FOR ADDITIONAL FUNDING FOR THE SAME PROJECT AND MAKING THE NECESSARY APPROPRIATIONS.”

was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Bill No. 21-053, entitled, [Ord. #19248]

“AN ORDINANCE FINDING, DETERMINING AND DECLARING THE NECESSITY OF ACQUIRING FEE SIMPLE TITLE FOR 24 HIGHWAY COMPLETE STREETS PHASE 2 (PROJECT NO.112011); AUTHORIZING THE NEGOTIATION AND EMINENT DOMAIN PROCEEDINGS IF NECESSARY; APPROVING THE PLANS AND SPECIFICATIONS FOR THE PROJECT; AUTHORIZING THE USE OF EXPERTS AS NEEDED; AUTHORIZING AND DIRECTING THE EXECUTION

## REGULAR MEETING

August 16, 2021

OF DOCUMENTS AND THE PAYMENT OF FUNDS TO PROPERTY OWNERS OR OTHERS HOLDING PROPERTY RIGHTS, IN CONJUNCTION WITH THE PROJECT.”

was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Bill No. 21-054, entitled, [Ord. #19249]

“AN ORDINANCE FINDING, DETERMINING AND DECLARING THE NECESSITY OF NEW RIGHT-OF-WAY AND PERMANENT SIDEWALK EASEMENT FOR THE HARDY AVENUE SIDEWALK PROJECT (NO.112001); AUTHORIZING THE NEGOTIATION AND EMINENT DOMAIN PROCEEDINGS IF NECESSARY; APPROVING THE PLANS AND SPECIFICATIONS FOR THE PROJECT; AUTHORIZING THE USE OF EXPERTS AS NEEDED; AUTHORIZING AND DIRECTING THE EXECUTION OF DOCUMENTS AND THE PAYMENT OF FUNDS TO PROPERTY OWNERS OR OTHERS HOLDING PROPERTY RIGHTS, IN CONJUNCTION WITH THE PROJECT.”

was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Bill No. 21-055, entitled, [Ord. #19250]

“AN ORDINANCE IMPOSING A FIRE PROTECTION SALES TAX AT THE RATE OF 1/2 OF ONE PERCENT OF THE RECEIPTS FROM THE SALE AT RETAIL OF ALL TANGIBLE PERSONAL PROPERTY OR TAXABLE SERVICES AT RETAIL WITHIN THE CITY OF INDEPENDENCE, MISSOURI, WHICH SHALL REMAIN IN EFFECT AT SAID RATE THEREAFTER UNTIL REPEALED, BY THE VOTERS OF THE CITY; CALLING FOR THE PROPOSITION ADOPTING SAID TAX TO BE PLACED ON THE BALLOT AT THE REGULARLY SCHEDULED ELECTION TO BE HELD NOVEMBER 2, 2021; PROPOSING THE FORM OF THE BALLOTS AND DIRECTING THE CITY CLERK TO DO ALL THINGS CALLED FOR BY LAW IN CONNECTION WITH THE HOLDING OF SAID ELECTION.”

was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

Bill No. 21-056, entitled, [Failed]

“AN ORDINANCE CREATING SECTION 12.06.008 OF THE INDEPENDENCE CITY CODE FOR THE PROHIBITION OF CONVERSION THERAPY OF MINORS.” – *Requested by Councilmembers Mike Steinmeyer, Mike Huff and Brice Stewart* was given its second reading by title and placed on final passage. Councilmember Stewart stated he previously voted no on this item because of verbiage. Councilmember Stewart stated that he will be voting yes on this item. Councilmember Perkins stated that this has not been fully reviewed by the Human Relations Commission and would like to postpone until it can be reviewed at their next meeting.

Councilmembers Perkins and Hobart moved to remand this item back the to Human Relations Commission and postpone until the September 7, 2021 Regular Council Meeting.

Upon roll call to postpone Bill No. 21-056, the vote was: Ayes – Councilmembers: Perkins, Hobart and Mayor Weir. Noes – Councilmembers: Huff, Stewart and Steinmeyer. Absent – Councilmember DeLuccie. The Mayor declared the motion failed.

Mayor Weir stated that this is something she has been researching and in support of the city putting in a Conversion Therapy restriction. Mayor Weir stated she has learned a lot since the initial bill for Conversion Therapy has come forward. The Mayor stated that the language is very important to protect children in our community from practices that are ineffective and harmful. Mayor Weir stated that after conversations with various advocacy groups across the country and legal experts from outside organizations, she has concerns with how this is written. Mayor Weir stated that without the opportunity to take this back to the Human Relations Commission, she will be voting no on this item. Councilmember Steinmeyer stated he felt it necessary for us to consult and look for a remedy to the language on the initial bill. Councilmember Steinmeyer stated that he has met young people who have been through this and there couldn't be a crueller practice. Councilmember Steinmeyer stated the intent is to partner with the laws that coexist with this, but to make sure that minors are not subjected to this in this community, and he feels this

## REGULAR MEETING

August 16, 2021

language accomplishes this. Councilmember Hobart stated that he appreciates the work on this. Councilmember Hobart stated that he would prefer for LGBTQ+ community and Human Relations Commission to be allowed to weigh in on this to review and approve the language. Councilmember Hobart stated there are constitutional issues with these types of statutes, but this language exempts religious institutions and clergy. Councilmember Hobart stated that he doesn't think this hits the target and will be voting no. Councilmember Stewart stated that the previous ordinance exempted religious institutions as well. Mayor Weir stated she has become more educated about this topic over the past several weeks and she feels it is important to get this precisely correct. Mayor Weir stated that upon further conversations with people who work on this issue all across our nation, she is not comfortable that this achieves what we need to for our community. Councilmember Steinmeyer stated we have been talking about this for weeks and he has not received any invitation to speak to anyone in the community although he has extended himself to anyone who would like to discuss this. Councilmember Steinmeyer stated that he spoke with someone with legal knowledge and was told this language is about as close as we could get. Councilmember Steinmeyer stated he spoke to the cosponsor of the house bill in Utah and was told that this went well and has not been challenged. Councilmember Steinmeyer stated he doesn't know what else we are looking for in this bill and is disappointed that no one reached out to the Councilmembers requesting this item to talk about it. Upon roll call for Bill No. 21-056, the vote was: Ayes – Councilmembers: Huff, Stewart and Steinmeyer. Noes – Councilmembers: Perkins, Hobart and Mayor Weir. Absent – Councilmember DeLuccie. The Mayor declared the bill failed.

Bill No. 21-057, entitled, [Ord. #19251]

“AN ORDINANCE AMENDING THE CITY’S CURRENT USE TAX TO ALLOW FUNDING TO BE UTILIZED FOR ALL POLICE DEPARTMENT PERSONNEL AND EQUIPMENT; AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE SPECIAL ELECTION CALLED AND TO BE HELD IN THE CITY ON NOVEMBER 2ND, 2021, AND PROPOSING THE FORM OF THE BALLOTS TO BE EMPLOYED AT SAID ELECTION AND DIRECTING THE CITY CLERK TO DO ALL THINGS CALLED FOR BY LAW IN CONNECTION WITH THE HOLDING OF SAID ELECTION.” – *Requested by Councilmembers Dan Hobart and John Perkins* was given its second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

## FIRST READINGS:

Bill No. 21-058, entitled

“AN ORDINANCE APPROVING A REZONING FROM DISTRICT C-2 (GENERAL COMMERCIAL) TO DISTRICT R-12 (TWO FAMILY RESIDENTIAL) FOR NUMEROUS PROPERTIES ON SOUTH OXFORD AVENUE IN INDEPENDENCE, MISSOURI.”

was given its first reading by title.

Bill No. 21-059, entitled

“AN ORDINANCE APPROVING A REZONING FROM DISTRICT C-2 (GENERAL COMMERCIAL) TO DISTRICT R-30/PUD (HIGH DENSITY RESIDENTIAL/PLANNED UNIT DEVELOPMENT) AND APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR NUMEROUS PROPERTIES ON SOUTH OXFORD AVENUE IN INDEPENDENCE, MISSOURI.”

was given its first reading by title.

Bill No. 21-060, entitled

“AN ORDINANCE APPROVING A SPECIAL USE PERMIT TO OPERATE A BODY ART SHOP AT 10701 E. WINNER ROAD, SUITE 220, IN INDEPENDENCE, MISSOURI.”

was given its first reading by title.

Bill No. 21-061, entitled

“AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 14, OF THE INDEPENDENCE CITY CODE PERTAINING TO SIGN REGULATIONS VARIANCES, PERMITS, APPEALS, REVIEW & APPROVAL.”

REGULAR MEETING  
August 16, 2021

was given its first reading by title.

Bill No. 21-062, entitled  
“AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 14, OF THE INDEPENDENCE CITY CODE PERTAINING TO ELECTRONIC MESSAGE CENTERS.”  
was given its first reading by title.

Bill No. 21-063, entitled  
“AN ORDINANCE VACATING AN EXISTING UNCONSTRUCTED RIGHT-OF-WAY OF ALL THAT PART OF 1706 S M-291 HWY LYING IN, ON, AND ACROSS LOT 154, AND THE SOUTH 10 FEET OF LOT 153, OF STAYTON PLACE (LOTS 150 TO 166 INCLUSIVE), A SUBDIVISION IN INDEPENDENCE, JACKSON COUNTY, MISSOURI.”  
was given its first reading by title.

Mr. Walker recommended an amendment be made to Bill No. 21-510.

Councilmembers Hobart and Perkins moved to amend Bill No. 21-510 to add a Section 2 giving Mayor authorization to execute documents necessary to effectuate the city’s purchase of 3206 N. Spring Street.

In response to Mayor Weir, Mr. Walker stated that this was a request of opposing counsel. Mr. Walker stated the recommendation for the amendment is to be accommodating to opposing counsel and make the Council aware of the request.

Upon roll call to amend Bill No. 21-510, the vote was: Ayes – Councilmembers: Perkins, Stewart, Hobart and Mayor Weir. Noes – Councilmembers: Huff and Steinmeyer. Absent – Councilmember DeLuccie. The Mayor declared the motion approved.

Bill No. 21-510, entitled, [Ord. #19252]  
“AN ORDINANCE ADOPTING AMENDMENTS TO THE FISCAL YEAR 2021- 2022 BUDGET, WHICH WAS APPROVED BY ORDINANCE NO. 19228.” – *Appropriation ordinances may receive two readings and be voted on at the same meeting.*  
was given its first and second reading by title and placed on final passage. Upon roll call, the vote was: Ayes – Councilmembers: Huff, Perkins, Stewart, Steinmeyer, Hobart and Mayor Weir. Noes – None. Absent – Councilmember DeLuccie. The Mayor declared the bill approved.

**INFORMATION ONLY:**

1. Council Selections for City Planning Commission, TIF Commission and Public Utilities Advisory Board.

City Clerk, Becky Behrens, performed the randomized assignments for each board.

2. COVID-19 Semi-Monthly Update
3. Municipal Division Monthly Case Report July 2021
4. Apartment Moratorium Quarterly Update
5. Handouts Provided to Council during the Meeting.
6. Please Note: In accordance with RSMo 610.021, the City Council may convene in an Executive Session at 5:15 pm, in the Council Chambers and move to Conference Room D for the closed meeting, on matters of litigation, legal action, and/or attorney client communications, as permitted by Sec. 610.021(1), on matters of personnel, as permitted by Sec. 610.021(3) and personnel records, as permitted by 610.021(13), on matters of contracts, as permitted by 610.021(12), on matters of real estate, as permitted by 610.021(2) and/or matters of labor negotiations, as permitted by 610.021(9).

**COUNCILMEMBER COMMENTS:**



REGULAR MEETING  
August 16, 2021

Councilmember Hobart thanked everyone who showed up to speak about the issues tonight. Councilmember Hobart asked that going forward through this pandemic, is to be respectful of each other and peaceful whichever side of the issue you fall on. Councilmember Hobart thanked Fire Chief Doug Short for becoming a regional leader throughout COVID and on the Emergency Response Teams. Councilmember Hobart stated we have a lot of work ahead of us, but he supports both IPD and IFD in getting everything they need to support our community.

Councilmember Steinmeyer stated that he also is in full support of IPD and IFD getting everything they need to support our community. In response to Councilmember Steinmeyer, Mr. Walker provided an update about a clothing donation store and stated the city is working with them to bring them to compliance. Mr. Walker provided an update on the homeless issue and discussions. City Counselor, Jeremy Cover, stated he agreed with the guidance that was previously sent to IPD about enforcing the panhandling ordinance. Councilmember Steinmeyer asked that the ordinances be enforced. Councilmember Steinmeyer requested that there be a presentation at an upcoming Study Session regarding how mask wearing affects children. Mayor Weir stated that the Health Department Operations Committee is scheduled to have a meeting on August 25, 2021 and she asked that we postpone that discussion until after the committee meets to have a better understanding of the scope of our Health Department. Councilmember Steinmeyer stated he would like to know what's next and to still have the conversation.

Councilmember Perkins referenced an open meeting on September 21, 2021 at the Truman Memorial Building to talk about the future of our Health Department. Councilmember Perkins thanked IPD and IFD representatives for helping to explain why the initiatives are important to move forward on the upcoming ballot.

In response to Councilmember Stewart, Mr. Walker provided information regarding the recording of the Advisory Board of Health Meeting that took place last week. Councilmember Stewart stated he will be putting a resolution on the next agenda to ask that those meeting are recorded going forward.

Mayor Weir thanked staff for helping with events celebrating the Missouri Bicentennial. Mayor Weir provided COVID-19 vaccination information and stated that we will begin administering booster shots for those eligible. Mayor Weir thanked the community for being so involved in the decision making during these difficult times. Mayor Weir stated the city will get right to work on providing educational materials about the IPD and IFD ballot issues to adequately inform the public.

At 9:00 p.m., there being no further business, the Mayor declared the meeting adjourned to a Regular Meeting at 6:00 p.m., September 7, 2021, in the Council Chambers.

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Presiding Officer of the City Council  
of the City of Independence, Missouri

ATTEST:

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City Clerk