



AGENDA

Raymore Charter Review Commission Meeting
City Hall – 100 Municipal Circle
Council Chambers
Tuesday, October 4, 2016

6:00 p.m.

- 1. Call to Order and Confirmation of Quorum.**
- 2. Pledge of Allegiance.**
- 3. Approval of Minutes.**
 - September 20, 2016 Commission minutes
- 4. Unfinished Business**
- 5. New Business**
 - A. Review of Article I
 - a. Commission Member Discussion and Questions
 - b. Staff Report
 - B. Review of Article II
 - a. Commission Member Discussion and Questions
 - b. Staff Report
 - C. Review of Article III
 - a. Commission Member Discussion and Questions
 - b. Staff Report
- 6. Other.**
- 7. Public Comments.** Please identify yourself for the record and keep comments to a maximum of five minutes.
- 8. Adjournment.**

Any person requiring special accommodation (i.e., qualified interpreter, large print, hearing assistance) in order to attend this meeting, please notify this office at (816) 331-3324 no later than forty eight (48) hours prior to the scheduled commencement of the meeting.

Hearing aids are available for this meeting for the hearing impaired. Inquire with the City Clerk.

THE RAYMORE CHARTER REVIEW COMMISSION MET ON TUESDAY, OCTOBER 4, 2016 IN COUNCIL CHAMBERS ROOM AT 100 MUNICIPAL CIRCLE, RAYMORE, MISSOURI. COMMISSIONERS PRESENT: ACKLIN, BURKE, III, CASTLEMAN, DAREING, HUBACH, MOORHEAD, STIDHAM, WIGGINS, AND WILSON, CITY MANAGER JIM FEUERBORN, ASSISTANT CITY MANAGER MEREDITH HAUCK, CITY CLERK JEANIE WOERNER AND CITY ATTORNEY JONATHAN ZERR.

- 1. Call To Order and Confirmation of Quorum.** Chairman Moorhead called the meeting to order at 6:00 p.m. and determined a quorum.
- 2. Pledge of Allegiance.**
- 3. Approval of Minutes-October 4, 2016.**

MOTION: By Commissioner Hubach, second by Commissioner Dareing to approve the October 4, 2016 minutes.

DISCUSSION: None

VOTE:	Commissioner Acklin	Aye
	Commissioner Burke, III	Aye
	Commissioner Castleman	Aye
	Commissioner Dareing	Aye
	Commissioner Hubach	Aye
	Commissioner Moorhead	Aye
	Commissioner Stidham	Aye
	Commissioner Wiggins	Aye
	Commissioner Wilson	Aye

4. Unfinished Business.

5. New Business.

A. Review of Article I, Incorporation, Name and Boundaries

a. Commission Member Discussion and Questions

Chairman Moorhead began with discussion of Section 1.2-Definitions. The Commission discussed the third paragraph pertaining to majority votes as it relates to a quorum vs a vote of a majority of the entire Council.

b. Staff Report

City Manager Jim Feuerborn and City Attorney Jonathan Zerr provided historical information on the required votes for passage of an Ordinance to be a majority of 5 affirmative votes and passage of a resolution which requires a majority of those Council

members present. Discussion ensued regarding majority votes based on a quorum of those in attendance or the entire body of the Council and outcomes of votes.

Chairman Moorhead asked staff to bring forth a report to define a quorum.

Chairman Moorhead canvassed Commission members, who were in agreement, that no changes should be made to restrict the Mayor having the right to vote in the case of a tie vote.

Mr. Zerr and Mr. Feuerborn provided options to amend the definitions to further define members of the Council. Recommendations were made to amend the Section 1.2 definitions to include:

"Council" defined as "8 Councilmembers plus the Mayor"

"Councilmembers" defined as "the eight individual Councilmembers from Wards only"

"Mayor" defined as "a member of the Council as defined above, but is not a Councilmember."

Amend the second paragraph in Section 1.2 to read:

"Whenever action an action under this Chapter requires the vote of a majority of the entire Council, this shall mean a vote of at least five (5) of the ~~eight (8)~~ nine (9) Councilmembers, with the Mayor being allowed to vote only in the event of a tie of the Council members."

Chairman Moorhead clarified this would satisfy the concerns that the Mayor would only be able to vote in the case of a 4-4 tie since the language is amended to state a majority of the Council.

Discussion ensued.

MOTION: By Commissioner Moorhead, second by Commissioner Stidham to amend language in Section 1.2 as stated by Mr. Zerr and Mr. Feuerborn. (outlined above in red)

DISCUSSION: None

ROLL CALL VOTE: Commissioner Acklin	Aye
Commissioner Burke, III	Aye
Commissioner Castleman	Aye
Commissioner Dareing	Aye
Commissioner Hubach	Nay
Commissioner Moorhead	Aye
Commissioner Stidham	Aye
Commissioner Wiggins	Aye
Commissioner Wilson	Aye

Chairman Moorhead stated this motion is not a final decision as further discussion may be requested upon final review.

Chairman Moorhead moved discussion to Section 1.2, paragraph eight as it pertains to the one (1) year prohibition of the Municipal Judge and City employment. He noted there

are prohibitions for Municipal Judge but not City Prosecutor and asked for discussion. Discussion ensued.

Chairman Moorhead noted that in future discussions, the Commission will be considering the addition of the prohibition in Section 3.10 as it pertains to the City Prosecutor.

Commissioner Burke asked for input on also including the City Manager position in the prohibition section. After discussion, no interest was shown.

b. Staff Report

Mr. Zerr referenced Section 1.2, paragraph 8 specifically the wording that the Municipal Judge or City Prosecutor not being able to hold "City employment until one (1) year after the expiration of the term...." He explained there is a potential for unintended consequences. He provided a scenario that in the case of the dismissal of either position and if after this action the Council determines the action to be in error, the current wording would prohibit the re-hiring of either former contract employees. Further, staff would suggest consideration of the reference in this section, "...prohibit a former Judge from running for Mayor or Councilmember within one (1) year.... and change to include "any City elected position" within one (1) year after the expiration.....". He noted this is only for Council discussion. Discussion ensued regarding the interpretation of the word "termination". Chairman Moorhead asked staff to bring suggested language at the October 18 meeting under unfinished business.

MOTION: By Commissioner Moorhead, second by Commissioner Castleman to amend Section 1.2 by adding prohibition as defined in paragraph eight, to also apply to the City Prosecutor.

DISCUSSION: None

ROLL CALL VOTE:	Commissioner Acklin	Aye
	Commissioner Burke, III	Aye
	Commissioner Castleman	Aye
	Commissioner Dareing	Aye
	Commissioner Hubach	Aye
	Commissioner Moorhead	Aye
	Commissioner Stidham	Aye
	Commissioner Wiggins	Aye
	Commissioner Wilson	Aye

Chairman Moorhead noted the review of definitions will be ongoing.

B. Review of Article II-Powers

a. Commission Member Discussion and Questions

No changes recommended.

C. Review of Article III-City Council

a. Commission Member Discussion and Questions

Commissioners noted with the amended definition to "Council" in Section 1.2, if the Title of Article III-City Council, would need to be changed, would a change need to be made in Section 3.1, and if the Mayor would now be included in Section 3.1. Chairman Moorhead called for a staff report.

b. Staff Report

Mr. Zerr stated Section 3.2 would need to be amended to have language that refers back to the definitions in Section 1.2 regarding "Council" composition in this section and the definition of Council in this section would need to define the fact that the Council is a composition of eight members.

The Commission entered discussion on Section 3.2-a, b, and c, focusing specifically on the 25 years of age requirement and residency in the case of temporary displacement of a person holding the office of Councilmember.

Commissioner Hubach left the meeting at 8:20 p.m.

Staff was requested to research the definition and requirement of residency and provide possible exceptions in the case of temporary displacement.

Chairman Moorhead announced that discussion on Article III would be tabled until the October 18 meeting so that Commissioner Hubach can be present to participate.

At the request of Commissioner Burke, Chairman Moorhead suspended further discussion in order for Commissioner Hubach to be present to participate in discussion

Chairman Moorhead tasked the Commission to prepare for discussion of the remaining portions of Article III and Article IV at the October 18 meeting.

6. Other.

7. Public Comments.

8. Adjournment.

MOTION: By Commissioner Wiggins, second by Commissioner Stidham to adjourn.

VOTE:	Commissioner Acklin	Aye
	Commissioner Burke, III	Aye
	Commissioner Castleman	Aye
	Commissioner Dareing	Aye
	Commissioner Hubach	Absent

Commissioner Moorhead	Aye
Commissioner Stidham	Aye
Commissioner Wiggins	Aye
Commissioner Wilson	Aye

The regular meeting of the Charter Review Commission adjourned at 8:33 p.m.

Respectfully submitted,



Jeanie Woerner
City Clerk

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