

Home Rule Charter Commission Meeting Minutes  
August 25, 2009  
6:45 p.m.

Members Present: Loren Winter, Sharon Whitehill Gray, Jay Jones, Chris Russell, Robert Wilson, Chandler Johnston, Clayton Hines, John Clarke, Tom Maher. Members Absent: Steve Tallaksen, Karen Keever, David Dupree, Andrew Ellis.

Loren Winter Called the meeting to order at 6:50 PM.

Loren Winter asked if everyone had a chance to read the minutes, and if so would like a motion to approve them. Sharon Whitehill Gray made a motion to approve the minutes with a clerical correction noted with a second by Tom Maher. All voted aye. Motion passed.

Loren Winter asked for a motion to approve the agenda. Sharon Whitehill Gray made a motion to approve the agenda with a second by Robert Wilson. All voted aye.

#### Visitors:

Loren Winter asked if there were any visitors. None were present.

#### Discussion Items

Loren Winter stated the first item on the agenda was a review of the Charter up to this point. John Clark asked about section 3:10, the selection of the City Auditor should be put up for bid. Sharon Whitehill Gray stated that the sentence "the Council shall provide..." covers that. It was decided to leave this as it is written.

John Clarke mentioned that in section 3.11 (a) he questioned whether the number 3 should be left in this section. After much discussion it was decided to leave it as written.

Robert Wilson mentioned that in section 3.11(f) "entire" was left out and thought it should be put in. After much discussion John Clarke made a motion to change "of the Council" to "of the entire Council" with a second by Chris Russell. All voted aye. Motion passed.

Robert Wilson mentioned that in section 4.4(f) "entire" was left out there as well. Chris Russell stated that in 4.4(g) says "entire". Chandler Johnston stated that 3.11 (c) covers it with the last sentence. After much discussion it was decided to leave it as written.

#### Initiative and Referendum Section 9.1 (a)

Sharon Whitehill Gray likes the way Lee Summit's is written. Robert Wilson made a motion to approve Lee Summit's version as written with a second by Clayton Hines. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.1 (b)

Pat Sweeney reminded the Commission that at the first meeting, the representative from Republic mentioned a problem with this section. The Referendum gives voters the power to order reconsideration. After much discussion on whether or not to suspend an ordinance until a municipal election, Sharon made a motion to accept 9.1(b) as written by Lee Summit with a second by Robert Wilson. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.1 (c)

Clayton Hines likes the way Lee Summits is written. Sharon Whitehill Gray made a motion to approve Section 9.1(c) as written by Lee Summit and to approve the title of Section 9 to be Initiative, Referendum and Recall with a second by John Clarke. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.2 Commencement of Proceedings; Petitioner's Committee; Affidavit.

Sharon Whitehill Gray made a motion to approve Lee Summit's version with a second by Robert Wilson. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.3(a)(1) Petitions; Initiative

Discussion on registered voters, how many is enough or too much. Loren Winter stated that he liked 7%, 10% is too much and 5% is not enough. Clayton Hines agreed. Sharon Whitehill Gray made a motion to approve Section 9.3 as written by Lees Summit with 7% added with a second by Robert Wilson. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.3(a)(2) Petitions; Referendum

Robert Wilson made a motion to approve Lees Summit's version of 9.3(a)(2) as written, with a second by Clayton Hines. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.3(a)(3) Petitions; Recall

Loren Winter stated that with as few people that actually vote, it should be kept the same. After much discussion Loren Winter made a motion to approve Section 9.3(a)(3) as written with the addition of "for that office" at the end with a second by Tom Maher. Loren Winter, Tom Maher, Sharon Whitehill Gray, Jay Jones, John Clarke, Chandler Johnston, Robert Wilson, Clayton Hines all voted aye, Chris Russell voted nay. 8 ayes, 1 nay motion passed.

#### Initiative and Referendum Section 9.3(b) Form and Content

Sharon Whitehill Gray made a motion to approve Lee Summits version with a second by Clayton Hines. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.3(c) Notarized Affidavit of Circulator

Clayton Hines made a motion to approve Lee Summits version with the addition of the last sentence of Republics with a second by Robert Wilson. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.3(d)(1-3) Time for Filing Petitions.

Clayton Hines made a motion to approve Lee Summits 10.3(d) 1-3 as written with the exception to change all the number of days to 90 with a second by Chandler Johnston. All voted aye. Motion passed.

John Clarke made a motion to take a 5 minute break with a second by Clayton Hines. All voted aye.

Loren Winter called the meeting back to order at 8:48 p.m.

#### Initiative and Referendum Section 9.4(a) Certificate of City Clerk; Amendment

Loren Winter questioned whether or not 2 days was enough time. John Clarke felt that the 30 days should be changed to 20 days. Sharon Whitehill Gray stated that if we use business days it should be 15. Jay Jones made a motion to approve 10.4 of Lee Summits Charter and change 30 days to 15 business days and change 2 days to 3 business days with a second by Robert Wilson. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.4(b) Court Review; New Petition.

Tom Maher made a motion to approve Lee Summits version with a second by Clayton Hines. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.5

Chandler Johnston stated that she felt if enough of the citizens were upset about it, they should be able to suspend an ordinance until a municipal vote. Chandler Johnston made a motion to approve Lee Summits version with a second by Robert Wilson. Loren Winter, Tom Maher, Sharon Whitehill Gray, Chris Russell, John Clarke, Chandler Johnston, Robert Wilson, Clayton Hines all voted aye, Jay Jones voted nay. 8 ayes, 1 nay motion passed.

#### Initiative and Referendum Section 9.6(a) Council Action

John Clarke made a motion to approve Lee Summits version all sections with a second by Chandler Johnston. All voted aye. Motion passed.

#### Initiative and Referendum Section 9.7 Results of Election

Clayton Hines made a motion to approve Lee Summits version all sections with a second by Robert Wilson. All voted aye. Motion passed.

With no further business Clayton Hines made a motion to adjourn with a second by Robert Wilson. All voted aye. Meeting adjourned at 9:15 p.m.

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Chandler Johnston, Secretary Home Rule Commission