

# NOTICE OF MEETING

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## CITY COUNCIL

*Regular Meeting – Monday, October 8, 2018 – 7:00 p.m.*  
Council Chamber – City Hall – 1100 Frederick Avenue

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## AGENDA

### COUNCIL SEATING ARRANGEMENT

J. Bruce Woody  
City Manager

Bill McMurray  
Mayor

Paula Heyde  
City Clerk

#### MANAGER'S STAFF\*

#### COUNCILMEMBERS

#### COUNCILMEMBERS

Brian Myers (At Large)

Brenda Blessing (At Large)

Marty Novak (2nd District)

Madison Davis (1st District)

Kent O'Dell (At Large)

PJ Kovac (3rd District)

Gary Roach (4th District)

Russell Moore (5th District)

\*City Attorney Bryan Carter, Administrative Services Director Tom Mahoney, Fire Chief Michael L. Dalsing, Police Chief Chris Connally, Health Director Debra Bradley, Parks, Recreation & Civic Facilities Director Chuck Kempf, Planning & Community Development Director Clint Thompson and Public Works & Transportation Director Andrew Clements.

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PLEDGE OF ALLEGIANCE:

ROLL CALL:

CALL TO ORDER:

MINUTES:

1. Approval of the minutes of the regular meetings held September 10, 2018, at 7:00 p.m. and September 24, 2018, at 7:00 p.m., as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

2. Special Recognition Award - Trailblazers 4-H Club
3. Proclamation – Guy Wallace Rosecrans Centennial Day

ACCEPTANCE OF AGENDA:

CONSENT AGENDA:

Nominations and Appointments:

4. Filed 9/20/18: Mayor McMurray nominates Ben Burnett, 5302 South 16th Terrace, to serve as a member of the Planning Commission for a term expiring February 12, 2023; he is filling vacancy on the board.
5. Filed 9/24/18: Councilmember Roach nominates William (Bill) Severn, 12400 Sunset Boulevard, to serve as a member of the Aviation Board for a term expiring October 8, 2023; he is replacing Mike Ordnung, whose term has expired.
6. Filed 9/24/18: Councilmember Roach nominates Tracy D. Norcross, 509 Edgewood Court, to serve as a member of the Aviation Board for a term expiring October 8, 2023; he is replacing Jason M. Horn, whose term has expired.
7. Filed 10/1/18: Councilmember Novak nominates Sheila R. Murray, 5211 Mockingbird Lane, to serve as a member of the Community Police Advisory Committee for a term expiring October 12, 2021; she is being reappointed.

CONSENT AGENDA: Nominations and Appointments: (Cont'd)

8. Filed 10/1/18: Councilmember Novak nominates Karen Petree, 2422 Doniphan Street, to serve as a member of the Community Police Advisory Committee for a term expiring October 12, 2021; she is replacing Richard Sharp, whose term will expire on October 12, 2018.
  
9. Filed 10/1/18: Mayor McMurray nominates Sharon Luce, 2906 N. 39th Terrace, to serve as a member of the Human Rights Commission for a term expiring October 8, 2019; this is a new board.
  
10. Filed 10/1/18: Mayor McMurray nominates Dr. Kay Siebler, 1122 Lafayette Street, to serve as a member of the Human Rights Commission for a term expiring October 8, 2019; this is a new board.
  
11. Filed 10/1/18: Mayor McMurray nominates Michael Jasper, 2119 N. 32nd Street, to serve as a member of the Human Rights Commission for a term expiring October 8, 2019; this is a new board.
  
12. Filed 10/1/18: Mayor McMurray nominates Terri Lowden, 3517 Jackson Street, to serve as a member of the Human Rights Commission for a term expiring October 8, 2020; this is a new board.
  
13. Filed 10/1/18: Mayor McMurray nominates Claire Clark, 1821 Ashland Avenue, to serve as a member of the Human Rights Commission for a term expiring October 8, 2020; this is a new board.
  
14. Filed 10/1/18: Mayor McMurray nominates Rev. Brian Kirk, 3501 Beck Road, to serve as a member of the Human Rights Commission for a term expiring October 8, 2020; this is a new board.
  
15. Filed 10/1/18: Mayor McMurray nominates Bridget Supple, 105 N. 15th Street, to serve as a member of the Human Rights Commission for a term expiring October 8, 2021; this is a new board.

CONSENT AGENDA: Nominations and Appointments: (Cont'd)

16. Filed 10/1/18: Mayor McMurray nominates Rusty Summers, 612 Filmore Street, to serve as a member of the Human Rights Commission for a term expiring October 8, 2021; this is a new board.
  
17. Filed 10/1/18: Mayor McMurray nominates Kayla Cheeney, 1824 Wayne Drive, to serve as a member of the Human Rights Commission for a term expiring October 8, 2021; this is a new board.

Bills for Passage:

18. A Bill (#189-18) amending Chapter 5 “Animals” of the Code of Ordinances to add a new Section 5-8 titled “Disposal of deceased animals.”
  
19. A Bill (#190-18) amending Chapter 5 “Animals” of the Code of Ordinances to provide regulations for the unlawful restraint and tethering of dogs and requirements for housing enclosures for dogs.
  
20. A Bill (#187-18) authorizing an amendment to the General Fund, Parks Designated Funds Program budget and acceptance of a donation from the Lions League Baseball Field Organization both in the amount of \$12,385.12 to be used for improvements at the Lions Field at 11th Street and Grand Avenue.
  
21. A Bill (#192-18) repealing Special Ordinance 9379 due to the unavailability of a vehicle from Car City Chrysler, authorizing an amendment to the Aviation Fund budget, and authorizing the purchase of one (1) 1-ton crew cab truck from Anderson Ford, to be used at Rosecrans Memorial Airport, in the amount of \$38,825.10.
  
22. A Bill (#193-18) approving the final plat entitled “Go Storage Frederick” a major commercial subdivision consisting of two (2) lots located at 3502 Frederick Avenue, as requested by Wesley Grammer.

CONSENT AGENDA: Bills for Passage: (Cont'd)

23. A Bill (#194-18) approving the final plat entitled "Wiedmaier Place, Plat 2" a major commercial subdivision consisting of six (6) lots located at 4215 South 169 Highway, as requested by Richard Mattson, agent.
  
24. A Bill (#195-18) authorizing the execution of a Contract for Sale and the acceptance of a Permanent Right-of-Way and a Permanent Drainage Easement from Michael and Rose Korte to be used for the Easton Road Bridge Project in the total amount of \$6,781.65.
  
25. A Bill (#196-18) authorizing the execution of a Contract for Sale and the acceptance of a Temporary Construction Easement from Herzog Railroad Services, Inc. to be used for the Easton Road Bridge Project in the total amount of \$30,934.00.
  
26. A Bill (#200-18) authorizing the execution of an Astro25 Services Agreement with Motorola, Inc. in the amount of \$2,903,735.00 to provide equipment, software and services on the infrastructure of the Public Safety Radio System at all sites used by the City of St. Joseph, Buchanan County, Mosaic and Buchanan County EMS.
  
27. A Bill (#201-18) abating administrative penalties and weed and trash liens totaling \$2,077.17, plus penalty and interest on the property located at 2519 South 19th Street.

Resolutions for Adoption:

28. A Resolution (#203-18) authorizing certain individuals to effect investment transactions with UBS Financial Services and Arbitrage Management.
  
29. A Resolution (#204-18) authorizing the execution of a contract with the Missouri Department of Health and Senior Services to provide a nutrition program for Women, Infants and Children in the amount of \$43,408.00 plus reimbursement for each participant.

CONSENT AGENDA: Resolutions for Adoption: (Cont'd)

30. A Resolution (#208-18) authorizing the purchase of three (3) burner conversion upgrades and accessories, for existing heat exchangers at the Water Protection Facility from Walker Process Equipment in the amount of \$147,456.00.
  
31. A Resolution (#209-18) authorizing the purchase of two 1500 SSV crew cab 4x4 pickups from Landmark Dodge for the amount of \$53,204.12 for use by the Fire Department.
  
32. A Resolution (#210-18) authorizing the submittal of a Transportation Alternatives Program (TAP) Grant Application with the Missouri Highway and Transportation Commission (MHTC) under which the MHTC will provide funding in an amount not to exceed \$200,000.00 and the City will contribute matching funds in an amount not to exceed \$85,714.29 for a total amount of \$285,714.29 to construct the Urban Trail Chicago Great Western Branch, Phase 2, on the former Chicago Great Western Railroad Corridor from Cook Road to Blackwell Road.
  
33. A Resolution (#211-18) authorizing the submittal of a Transportation Alternatives Program (TAP) Grant Application with the Missouri Highway and Transportation Commission (MHTC) under which the MHTC will provide funding in an amount not to exceed \$200,000.00 and the City will contribute matching funds in an amount not to exceed \$85,714.29 for a total amount of \$285,714.29 to construct the Urban Trail-Patee Branch, Phase 3 from 22nd Street to Mitchell Avenue.
  
34. A Resolution (#214-18) acknowledging that eligible present and future Police Department employees are covered under Benefit Program L-11 (2.50%) in the Missouri Local Government Employees Retirement System (LAGERS) and concurring in the Police Pension Plan Board of Trustees' authorization to transfer up to \$5,900,000.00 from the Police Pension Plan to LAGERS.
  
35. A Resolution (#216-18) authorizing the issuance of up to \$15,000.00 from the General Fund – 2011 Transient Guest Tax Program to the St. Joseph Softball Association to provide funds to support a bid to host the USA Fast Pitch Girls' Class A 18-under 2020 Softball Tournament.

CONSENT AGENDA: Resolutions for Adoption: (Cont'd)

36. A Resolution (#217-18) authorizing the issuance of up to \$15,000.00 from the General Fund – 2011 Transient Guest Tax Program to Catfish Chasers Tournament Series LLC to provide funds to support the Catfish Chasers Tournament Series.
  
37. A Resolution (#218-18) authorizing the expenditure of up to \$10,000.00 from the General Fund – 2011 Transient Guest Tax Program by the Parks, Recreation and Civic Facilities Department to fund holiday decoration activities at Felix Street Square.

\*\*\*\*\* END OF CONSENT AGENDA \*\*\*\*\*

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

38. A Bill (#183-18) amending Section 13-48 of the Code of Ordinances entitled “Costs, assessment, disposition” to add a Juvenile Justice Preservation Fund Court Cost as required by RSMo 211.435.
  
39. A Bill (#168-18) authorizing execution of a Settlement Agreement with HPI Products, Inc., in a collection lawsuit filed in Buchanan County Circuit Court concerning the collection of past due administrative fines.

EMERGENCY BILLS FOR PASSAGE:

40. An Emergency Bill (#219-18) sponsored by Mayor McMurray authorizing execution of a funding agreement with The Crossing Outreach and amending the General Fund, Cell Phone Program budget both in the amount of \$20,000.00 to provide financial assistance for expansion of The Crossing Outreach’s services to homeless individuals.

RESOLUTIONS FOR ADOPTION:

None.

BILLS FOR FIRST READING:

41. A Bill (#202-18) waiving building and dumpster permit fees associated with repairs to existing structures and for trash and debris cleanup for St. Joe Serve Community Outreach Workday 2018 for a period of time ending on December 1, 2018.
42. A Bill (#205-18) authorizing execution of an Agreement for Legal Services with Cunningham, Vogel & Rost, P.C., for municipal legal services (economic development, planning and zoning, utility and right-of-way management and related legal services).
43. A Bill (#206-18) authorizing execution of an Agreement for Legal Services with Williams & Campo, P.C., for municipal legal services (economic development, planning and zoning, utility and right-of-way management and related legal services).
44. A Bill (#207-18) authorizing execution of an Agreement for Legal Services with Lauber Municipal Law, LLC, for municipal legal services (economic development, planning and zoning, utility and right-of-way Management and related legal services).
45. A Bill (#212-18) amending the General Fund – 2011 Transient Guest Tax Program budget in the amount of \$200,000.00 and authorizing the execution of a lump sum contract with K & M Concrete Construction, LLC. and the issuance of purchase orders toward said contract in the total amount of \$163,000.00 and the contingency amount of \$37,000.00 for the Felix Street Gates Project.
46. A Bill (#213-18) authorizing execution of a Real Estate Purchase Agreement with Creal, Clark & Seifert, Architects/Engineers Incorporated (buyer), to sell real estate located at 1002 Powell Street for the amount of \$5,500.00 and other good and valuable consideration.
47. A Bill (#215-18) sponsored by Councilmember Myers enabling City of St. Joseph, Missouri to join to Missouri Clean Energy District pursuant to State Statute, and stating the terms under which the City will conduct activities as a member of said district.

REPORTS OF BOARDS & COMMISSIONS:

48. Filed 9/20/18: Minutes of the Parks and Recreation Board meeting held February 15, 2018, at 4:00 p.m. at the Parks, Recreation and Civic Facilities office, 1920 Grand Avenue.



REPORTS OF BOARDS & COMMISSIONS: (Cont'd)

49. Filed 9/20/18: Minutes of the Parks and Recreation Board meeting held March 15, 2018, at 4:00 p.m. at the Parks, Recreation and Civic Facilities office, 1920 Grand Avenue.
50. Filed 9/20/18: Minutes of the Parks and Recreation Board meeting held April 19, 2018, at 4:00 p.m. at the Parks, Recreation and Civic Facilities office, 1920 Grand Avenue.
51. Filed 9/20/18: Minutes of the Parks and Recreation Board meeting held May 17, 2018, at 4:00 p.m. at the Parks, Recreation and Civic Facilities office, 1920 Grand Avenue.
52. Filed 9/20/18: Minutes of the Parks and Recreation Board meeting held June 21, 2018, at 4:00 p.m. at the Parks, Recreation and Civic Facilities office, 1920 Grand Avenue.
53. Filed 9/20/18: Minutes of the Parks and Recreation Board meeting held July 19, 2018, at 4:00 p.m. at the Parks, Recreation and Civic Facilities office, 1920 Grand Avenue.
54. Filed 9/20/18: Minutes of the Housing Authority meeting held December 21, 2017, at 4:00 p.m., at the Housing Authority, 2902 South 36th Street.
55. Filed 9/20/18: Minutes of the Housing Authority meeting held March 22, 2018, at 4:00 p.m., at the Housing Authority, 2902 South 36th Street.
56. Filed 9/20/18: Minutes of the Housing Authority meeting held May 17, 2018, at 4:00 p.m., at the Housing Authority, 2902 South 36th Street.
57. Filed 9/20/18: Minutes of the Housing Authority meeting held June 21, 2018, at 4:00 p.m., at the Housing Authority, 2902 South 36th Street.
58. Filed 9/26/18: Minutes of the Parks and Recreation Board meeting held September 20, 2018, at 4:00 p.m., at the Missouri Theater, 717 Edmond Street.
59. Filed 9/26/18: Minutes of the Library Board Budget/Personnel Committee meeting held September 25, 2018, at 4:45 p.m., at the East Hills Library, 502 North Woodbine Road.
60. Filed 9/26/18: Minutes of the Library Board of Trustees meeting held September 25, 2018, at 5:00 p.m., at the East Hills Library, 502 North Woodbine Road.
61. Filed 9/28/18: Minutes of the Planning Commission work session held September 27, 2018, at 5:30 p.m., in the Council Chamber at City Hall.
62. Filed 9/28/18: Minutes of the Planning Commission meeting held September 27, 2018, at 7:00 p.m., in the Council Chamber at City Hall.

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

63. Filed 9/26/18: Minutes of the Council Governance Retreat Sessions held August 29, 2018, at 2:00 p.m. and August 30, 2018, at 9:00 a.m., both at EmPowerU, 518 South 6th Street.

WORK SESSION MINUTES – CITY CLERK’S OFFICE: (Cont’d)

64. Filed 9/27/18: Minutes of the Council Work Session held September 12, 2018, at 4:00 p.m., in the Council Chamber at City Hall.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

65. Filed 9/28/18: Memorandum in re: Acting City Manager (October 1, 2018).

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:

66. Filed 9/19/18: Minutes of the St. Joseph Museums, Inc. Exhibits Committee meeting held August 14, 2018, at 5:00 p.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.
67. Filed 9/20/18: Minutes of the St. Joseph Museums, Inc. Wyeth-Tootle Mansion Committee meeting held August 29, 2018, at St. Joseph Museums, Inc., 3406 Frederick Avenue.
68. Filed 9/20/18: Minutes of the Mayor’s Blue Ribbon Crime Advisory Committee meeting held August 27, 2018, at 12:30 p.m., at Mosaic Hospital, 5325 Faraon Street.
69. Filed 9/20/18: Minutes of the Police Pension Board meeting held August 15, 2018, at 4:00 p.m., in the 1st Floor Conference Room at City Hall.
70. Filed 9/20/18: Thank you letter to Ben and Carma Burtnett, 5302 South 16th Street, in re: Donation of \$330.00 to the Parks, Recreation and Civic Facilities Department used to install a bench next to the recently reconstructed portion of Mansfield Road.
71. Filed 9/20/18: Letter from Virginia Weigum, Mockingbird Lane, in re: Council Meeting of September 10, 2018.
72. Filed 9/21/18: Letter from Mayor McMurray appointing Cathy (Cate) Manley, 2736 Mitchell Avenue, to the Housing Authority for a term expiring September 21, 2022.
73. Filed 9/24/18: Memorandum from Tom Mahoney, Administrative Services Director, in re: August FY2019 Monthly Financial Report.
74. Filed 9/27/18: Memorandum from Mary Montgomery, Capital Projects Coordinator, in re: Capital Improvement Program Update – 4th Quarter 2018.
75. Filed 9/27/18: Letter from Mayor McMurray appointing Robert L. (Robin) Kilgore, 307 N. 16th Street, to the Housing Authority for a term expiring December 14, 2018.

COMMUNICATIONS: (Cont'd)

76. Filed 9/28/18: City Link, September 27, 2018.
77. Filed 9/28/18: Memorandum from Mayor McMurray in re: Absent from the City (October 9-11, 2018).
78. Filed 9/28/18: Memorandum from Clint Thompson, Planning and Community Development Director, in re: Ordinance process to abate liens.
79. Filed 10/1/18: Letter from Ted Hauser, 1108 Felix St., in re: Article in the News Press on August 31 about the City Manager.
80. Filed 10/2/18: Minutes of the St. Joseph Museums, Inc. Fundraising Committee meeting held September 13, 2018, at 3406 Frederick Avenue.

OTHER BUSINESS:

81. City Manager's Report.

PUBLIC COMMENT:

ADJOURN:

Paula Heyde, CMC, City Clerk

It is the intention of the City of St. Joseph to comply in all aspects with the Americans with Disabilities Act (ADA). If you plan on attending a meeting to participate or to observe and need special assistance beyond what is routinely provided, the city will attempt to accommodate you in every reasonable manner. Please contact the ADA Coordinator, 816-271-5500, or TODD# 816-271-4898 at least two business days prior to the meeting to inform the City of your specific needs and to determine if accommodation is feasible.