

**Maryville City Council**  
**Regular Session**  
**January 11, 2010**  
**7:00 p.m.**

The Council of the City of Maryville, Missouri, met in regular session on Monday, January 11, 2010, at City Hall, 415 North Market Street, in said City at 7:00 p.m.

**PUBLIC HEARING**

Mayor Jackson opened the public hearing regarding a request made to abandon a utility easement between Lots 7 and 8, of the South Hills Estates – Plat 2. Any persons wishing to speak for or against the issue were requested to come forward and state their name and address for the record. No persons appeared to be heard. Mayor Jackson closed the public hearing.

**ROLL CALL**

The meeting was called to order by Mayor Jackson and the roll was called by the City Clerk, with the following present to-wit: Mayor Chad Jackson, Council Members Carole Coutts and Ronnie Moss. Council Member Patricia Cummings arrived at 7:10 p.m. Councilman Shawn Wake was not present. Others present were City Manager Matt LeCeref, City Attorney Doug Thomson, Dir., Finance Denise Town; Dir., Public Works Greg Decker; Dir., Public Safety Keith Wood; and City Clerk Sheila Smail.

**PLEDGE TO THE FLAG**

Mayor Jackson led the pledge to the flag.

**INVOCATION**

No invocation was given.

**APPROVAL OF AGENDA**

Mayor Jackson asked if there were any changes needed to the agenda, they be noted at this time. Motion was made by Councilwoman Coutts, seconded by Councilman Moss, that the agenda be approved as presented. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

**APPROVAL OF MINUTES**

Mayor Jackson asked if there were any amendments to the minutes presented for City Council meetings held December 14 and 28, 2009.

Motion was made by Councilman Moss, seconded by Councilwoman Coutts, that the minutes be approved as presented. Upon the roll being called, the vote was as follows, Councilwoman Coutts, yea; Councilman Moss, yea; Mayor Jackson, yea. Motion carried.

**CITIZENS TO BE HEARD**

Mayor Jackson welcomed citizens and stated this the time for persons to address the Council on items not on the agenda. Any persons wishing to speak were requested to come forward and state their name and address for the record. No persons appeared to be heard.

**TREASURER'S REPORT**

Dir., Finance Denise Town reported that during the month of December 2009, reimbursements were received for the Department of Public Safety Grant (\$85,061.00), Safe Routes to School Grant for Maryville Middle School, final reimbursement (\$26,732.89), and Department of Natural Resources pass thru grant to NWMSU for MOERA (\$25,249.50). Ms Town reported that \$100,000 had been received from property tax collection for the month of November, 2009, which was split between the General fund, Park and Recreation and Debt Retirement. She also noted that the addendum included the first interest payment made for the Water/Sewer Refunding bonds.

During the month of December, 2009, non-reoccurring expenses included the Highway 46 Project to MODoT (\$15,000.00), McGladrey & Pullen, partial payment for audit (\$20,000.00), Public safety grant for patrol car computers from MTE Office Center (\$46,906.00), Public Safety Grant for connectivity of patrol car computers from NW Cellular (\$14,260.00), NWMSU reimbursed for Department of Natural Resources grant for MOERA (\$25,249.50), Olsson Associates for trails/water towers/South Depot Street project (\$56,131.56), Universal Asset Management for sewer treatment system (\$15,900.00).

Motion was made by Councilwoman Coutts, seconded by Councilman Moss, that the Treasurer's Report be approved as presented. Upon the roll being called, the vote was as follows: Councilwoman Coutts, yea; Councilman Moss, yea; Mayor Jackson, yea. Motion carried.

**PAYMENT VENDOR SCHEDULE**

Motion was made by Councilwoman Coutts, seconded by Councilman Moss, that the payment vendor schedule be approved as presented. Upon the roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

**CHAPTER 615: TAXICABS AND VEHICLES FOR HIRE**

The City Clerk presented a bill, being Bill No. 2009'112 for an Ordinance entitled:

**An Ordinance to Adopt Chapter 615: Taxicabs and Vehicles for Hire, of Title VI. Business and Occupations, of the Maryville Municipal Code, Maryville, Missouri**

Chapter 615: Taxicabs/Vehicles for Hire, was brought back for discussion, after further revision. The first reading was presented at the December 28, 2009, Council meeting. City Attorney Thompson reviewed the ordinance and presented it to the Council for a second reading.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Cummings, seconded by Councilwoman Coutts, that Council Bill No 2009'112 be approved as presented. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7184 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

**INTENT TO SEEK FUNDING THROUGH THE MISSOURI DEPARTMENT OF ECONOMIC DEVELOPMENT CDBG PROGRAM**

The City Clerk presented a bill, being Bill No. 2010'01 for a Resolution entitled:

**A Resolution of the City of Maryville, Missouri, Stating Intent to Seek Funding Through the Community Development Block Program and Authorizing the Mayor to Pursue Activities in an Attempt to Secure Funding**

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Cummings seconded by Councilman Moss, that Council Bill No 2010'01 be adopted. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Resolution No. 355 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

**ABANDONMENT OF UTILITY EASEMENT BETWEEN LOTS 7 & 8, SOUTH HILLS ESTATE – PLAT 2**

The City Clerk presented a bill, being Bill No. 2010'02 for an Ordinance entitled:

**An Ordinance to Abandon a Utility Easement Between Lots 7 & 8, in the South Hills Estate Addition, Maryville, Missouri**

A request was received by Mr. and Mrs. Jeffrey Gardner to abandon the utility easement that follows the common property line between two (2) lots recently purchased in the South Hills Estate Subdivision. The utility easement is not being used to serve any other lots in the subdivision and Mr. and Mrs. Gardner are planning to build a home centered on the two lots. The Maryville Municipal Code allows for the abandonment. Staff recommended to City Council to approve the request.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Coutts, seconded by Councilman Moss, that Council Bill No 2010'02 be adopted. Upon roll being called, the vote was as follows: Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Moss, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7180 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

#### **PURCHASE OF HARDWARE FOR 911 MAPPING SYSTEM, FOR PUBLIC SAFETY, FROM MTE**

The City Clerk presented a bill, being Bill No. 2010'03 for an Ordinance entitled:

**An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with MTE Office Supply for the Purpose of Purchasing Hardware for the 911 Mapping System, Public Safety Communication Department**

One (1) bid was received for the hardware for the 911 mapping system, by MTE Office Center, for the amount of \$6,024.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Cummings, seconded by Councilman Moss, that Council Bill No 2010'03 be adopted. Upon roll being called, the vote was as follows: Councilwoman Cummings, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7181 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The contract was recorded as Contract No. 2010-01.

#### **PURCHASE OF SOFTWARE FOR 911 MAPPING SYSTEM, FOR PUBLIC SAFETY, GEOCOMM**

The City Clerk presented a bill, being Bill No. 2010'04 for an Ordinance entitled:

**An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with GeoComm, for the Purpose of Purchasing Software for the 911 Mapping System, Public Safety Communications Department**

One (1) bid was received for the software for the 911 mapping system, by GeoComm, in the amount of \$11,200.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Cummings, seconded by Councilwoman Coutts, that Council Bill No 2010'04 be adopted, purchasing software from the GeoComm, at the proposed price of \$11,200. Upon roll being called, the vote was as follows: Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman

Moss, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7182 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The contract was numbered Contract No. 2010-02.

**PURCHASE OF RECORDER FOR THE 911 SYSTEM, FOR PUBLIC SAFETY, BUSCOMM**

The City Clerk presented a bill, being Bill No. 2010'05 for an Ordinance entitled:

**An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with BusComm, for the Purpose of Purchasing a Recorder for the 911 System, Public Safety Communication Department**

Five (5) bids were received ranging from \$10,572 - \$33,212, but the two lowest bids did not meet the bid specifications and /or the bids were incomplete. The bid received from GeoComm, with the Verint audio log, which was \$19,750.00. Their system is specially marketed toward the Public Safety sector, Window based, and compatible with the current PSAP servers, radios and phone systems. It came was highly recommended by other 911 Centers currently using the system.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Cummings, seconded by Councilman Moss, that Council Bill No 2010'05 be adopted. Upon roll being called, the vote was as follows: Councilwoman Cummings, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7183 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The contract was numbered Contract No. 2010-03.

**MOTION TO ALTER AGENDA**

Motion was made by Mayor Jackson, seconded by Councilwoman Cummings, to delay the Executive Session to the end of the meeting rather than prior to Reports, as noted on the agenda. Upon roll being called the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

**REPORTS**

**I. City Council**

- Mayor Jackson inquired about an update on the Universal Asset status.  
City Manager LeCerf had invited Councilman Wake to join him and Mr. Decker to discuss the progress of the project. Other Council Members were invited to participate as well.
- The Joint Task Force meeting is scheduled for January 19, 2010, at 7:00 p.m.
- The Employee Awards Banquet is scheduled for January 23, 2010, at 6:00 pm for social and 6:30 p.m. dinner

**EXECUTIVE SESSION**

Motion was made by Councilwoman Cummings, seconded by Councilwoman Coutts that the Council, go into executive session. Upon roll being called, the vote was as follows: Councilwoman Coutts, yea; Councilman Cummings, yea; Councilman Moss, yea; Mayor Jackson, yea. Motion carried.

City Council Members met in closed session to discuss Legal Action, Causes of Action or Litigation Involving a Public Governmental Body and Any Confidential or Privileged Communications Between a Public Governmental Body or its Representatives and its Attorneys, as Authorized by Section 610.021(1) RSMo, Closed Meeting, Closed Record, Closed Vote.

Motion was made by Councilman Moss, seconded by Councilwoman Coutts that the Council comes out of executive session. Upon roll being called, the vote was as follows: Councilwoman Cummings, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

**ADJOURNMENT**

Motion was made by Councilman Moss, seconded by Councilwoman Coutts that the meeting be adjourned. Upon the roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

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Chad Jackson, Mayor

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Sheila Smail, City Clerk