

April 28, 2008

The Council of the City of Maryville, Missouri, met at 6:15 pm, for a presentation from Ron Sova, HDR Engineering, regarding the findings of the verification of the Wastewater Facility Plan. The recommendations he presented to the Council were as follows:

- Confirm sizing/capacity of facility plan components.
- Perform detailed analysis of alternative lagoon concept.
- reconfirm use of lagoons for solids storage/stabilization with DNR.
- Develop program for solids removal from existing lagoons.

The Council of the City of Maryville, Missouri, met in regular session on Monday, April 28, 2008, at City Hall in said City at 7:00 p.m.

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, Patricia Cummings, Michael Thompson and Ronnie Moss. Also present were City Manager Matt LeCerf; Dir., Public Works Greg Decker; Dir., Finance Denise Town; City Attorney Doug Thomson and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

Mayor Jackson led the pledge to the flag.

INVOCATION

Vic Coston of Countryside Christian Church led the invocation.

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.

Jeff Schmucker, Editor of the Maryville Daily Forum, introduced himself and stated that he looks forward to working with the city as the new editor of the Maryville Daily Forum.

Donna Wilmes, 412 East Torrance Street, returned to see if a decision had been made in regard to the stormwater drainage, causing erosion and the sewer issues that are occurring in her neighborhood.

City Manager LeCerf stated that the issue had been looked at but no conclusions have been reached. He added that the property at 725 South Vine Street, which was indicated by Mrs. Wilmes to have a septic tank sewer problem, is in fact hooked to City sewer. He recommended to Mrs. Wilmes that she contact Missouri Department of Natural Resources (MDNR)

Mrs. Wilmes stated that she has contacted the Nodaway County Health Department.

Lavern Hughes, 502 East Torrance Street, also spoke of his concerns of the Stormwater and sewer issues.

Diana Brown a resident by the proposed Northwest Alumni Building informed the Council that nothing had changed regarding the issue. She also stated that she would keep them informed as changes occur.

TREE CITY USA AWARD

Loren Leatherman, Missouri Department of Conservation, presented to the Council and the Maryville Tree Board the Tree City USA Award. The City of Maryville has received it's tenth Tree City USA Award.

VOLUNTEERS WEEK PROCLAMATION

Mayor Jackson read aloud a proclamation declaring April 28 thru May 3, 2008 as National Volunteer Week. The proclamation was initiated by the Chamber of Commerce.

REPEAL/ADOPT NEW TITLE VI, ARTICLE II AND III, LIQUOR LICENSES

The City Clerk presented a bill, being Bill No. 2008'29 for an Ordinance entitled

An Ordinance to Repeal Title VI: Business and Education; Article II: Enforcement-Duties and Powers, and Article III: Licenses, of the Municipal Code, of the City of Maryville, Missouri and to Adopt a New Title VI, Article II and III, Pertaining to the Same Subject

City Attorney Thomson submitted additional changes to the proposed ordinances. After much discussion about the proposed liquor license fees , motion was made by Councilwoman Cummings,

seconded by Councilwoman Coutts that the motion be amended to include the recommendations made by City Attorney Thomson. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Thompson, yea; Mayor Jackson, yea. Motion carried.

Thereupon, with the additions made to the ordinance the vote was as follows: Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Thompson, nay; Councilman Moss, yea; Mayor Jackson, yea.

Said bill was then numbered Ordinance No. 7003 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

CAPITAL IMPROVEMENT TAX PROJECT

City Manager LeCerf shared with the Council his thoughts on the Capital Improvement Tax monies. He supplied the Council with a document with options in obtaining a loan for some of the Capital Improvement Tax, to begin a street project.

Thereupon, motion was made by Councilwoman Cummings and seconded by Councilman Thompson, that the City Manager explore certificate of participation in the amount of 1.7 million dollars, to allow work to begin on South Main Street and other projects.

Upon roll being called, the vote was as follows: Councilwoman Cummings, yea; Councilman Thompson, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion Carried.

MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

The City Clerk presented a bill, being Bill No. 2008'42 for a resolution entitled

A Resolution of the City of Maryville, Missouri, Adopting and Approving All Aspects Pertaining to the City of Maryville, in the Multi-Jurisdictional Hazard Mitigation Plan of the County of Nodaway, and the effort to Become a Disaster Resistant Community

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.

Tye Parsons and Amy Stoner, Northwest Missouri Regional Council of Government, attended to explain the benefits of this program. By utilizing this program the City and the County would be eligible for disaster relief funds, if the need arises.

Thereupon motion was made by Councilman Thompson, seconded by Councilwoman Coutts that Council Bill No. 2008'42 be adopted. Upon roll being called, the vote was as follows: Councilman Thompson, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Resolution No. 535 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

SUPPORT THE EFFORTS TO PURSUE THE COMPLETION OF MO COMMUNITY ASSESSMENT AND PLANNING PROCESS

The City Clerk presented a bill, being Bill No. 2008'43 for a Resolution entitled

A Resolution of the City of Maryville, Missouri, Stating Intent to Fully Support the Efforts of Local Organizations In Their Efforts To Pursue the Completion of the Missouri Community Assessment and Planning Process

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.

Thereupon motion was made by Councilwoman Coutts, seconded by Councilwoman Cummings that Council Bill No. 2008'43 be adopted. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilman Cummings, yea; Councilman Thompson, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Resolution No. 536 and was duly passed, adopted and was

thereupon signed by the Mayor and attested by the City Clerk.

LEASE /PURCHASE FINANCING FOR THE EAST LIFT STATION

The City Clerk presented a bill, being Bill No. 2008'44 for an ordinance entitled

An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with Citizens Bank and Trust, for the Purpose of Lease/Purchase Financing for the East Lift Station Project, Maryville, Missouri

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.

Thereupon motion was made by Councilman Moss, seconded by Councilman Thompson that Council Bill No. 2008'44 be adopted as a five year lease. Upon roll being called, the vote was as follows: Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Thompson, yea; Councilman Moss, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7004 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

PRESENTATION OF PRELIMINARY PLAT FOR SOUTH HILLS COMMERCIAL TRACTS

The City Clerk presented a bill, being Bill No. 2008'45 for an ordinance entitled

An Ordinance to Approve a Preliminary Plat of South Hills Commercial Tracts, of Maryville, Nodaway County, to Provide for Preliminary Plat Approval said Plat, Authorize the City Clerk to Endorse Approval of the of the Council on the Plat and to Require a Report from the Public Works Director upon Satisfactory Completion of said improvements

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.

Thereupon motion was made by Councilwoman Cummings, seconded by Councilwoman Coutts that Council Bill No. 2008'45 be adopted. Upon roll being called, the vote was as follows: Councilwoman Cummings, yea; Councilman Thompson, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7005 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

AMEND ORDINANCE NO 5987, MARYVILLE PROCUREMENT

The City Clerk presented a bill, being Bill No. 2008'46 for an ordinance entitled

An Ordinance to Amend Ordinance No 6987, the City of Maryville Procurement Ordinance, Maryville, Missouri

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.

City Manager LeCerc stated that with the changes he has requested it would be necessary to Repeal Ordinance No 6987 and to adopt a new Ordinance. With his request the title will now read:

An Ordinance to Repeal Ordinance No 6987, the City of Maryville Procurement Ordinance, and to Adopt a New Ordinance, Pertaining to the Same Subject.

Thereupon motion was made by Councilwoman Coutts, seconded by Councilman Thompson that Council Bill No. 2008'46 be adopted as amended. Upon roll being called, the vote was as follows: Councilman Thompson, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman

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

Said bill was then numbered Ordinance No. 7006 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

ELIMINATION OF THE NEED OF A PRIMARY ELECTION

The City Clerk presented a bill, being Bill No. 2008'47 for an ordinance entitled

An Ordinance Eliminating the Need for a Municipal Primary Election for the City Council of the City of Maryville, Missouri

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.

Thereupon motion was made by Councilman Thompson, seconded by Councilwoman Cummings that Council Bill No. 2008'47 be adopted. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Thompson, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7007 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

CITY CLEANUP PLAN

City Manager Lecerf reported that staff will give residents until June, to cleanup the remaining limbs from the ice storm and then they will send out letters, followed by citations.

REPORTS

City Clerk

City Clerk Smail stated that the terms of Jerry Riggs and Chris Burns on the Planning and Zoning Commission were set to expire May 1, 2008. Chris Burns has agreed to serve another term, while Jerry Riggs declined. Ms Smail recommended to the council to reinstate Chris Burns as a member of the Planning and Zoning Commission for another three year term. Thereupon motion was made by

Councilman Thompson, seconded by Councilwoman Cummings that Chris Burns be reinstated to the Planning and Zoning Commission for another three year term. Upon roll being called, the vote was as follows: Councilwoman Cummings, yea; Councilman Thompson, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Mayor Jackson, yea. Motion carried.

A replacement for the seat, previously held by Mr Riggs, is still under consideration.

City Manager

City Manager LeCerf reported that staff would like to wait three weeks then possibly hold a spring cleanup. He added that Garland Construction has completed the debris removal project that day and that Agricycle has a little left to grind.

City Manager asked the Council for input on the Steve Mickelson property, regarding the requirement to hard surfacing. Mr. Mickelson has requested the City give him time to see if the lease is renewed. City Manager LeCerf will get some clarification on the issue.

Mr. LeCerf asked the Council members to consider city participation in the Sales Tax Holiday. A Request for Qualifications has gone out for the Airport fueling facility. Loch Sand and Construction has been given a notice to proceed but for ground work only.

Council Members

Mayor Jackson explained to the Council that he had received a letter from the Nodaway-Holt School District asking for assistance from the City of Maryville to build a imaginary park and community center. They are asking the city for financial and other means of assistance in this building project.

John Teal, Midland Surveying has offered to give a workshop for introduction and discussion in better utilizing GIS.

The Mayor stated that the fourth Monday of May will fall on Memorial Day. A special meeting may be necessary in the latter part of the month.

ADJOURNMENT

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

Motion carried.

ATTESTED:

Chad Jackson, Mayor

Sheila Smail, City Clerk