

**Maryville City Council**  
**Regular Meeting**  
**September 14, 2009**  
**7:00 p.m.**

The Council of the City of Maryville, Missouri, met in regular session on Monday, September 14, 2009, at City Hall, 415 North Market Street, 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, Shawn Wake and Ronnie Moss. Others present were City Manager Matt LeCerf; Dir., Finance Denise Town; Dir., Public Works Greg Decker; Dir., Public Safety Keith Wood, City Attorney Doug Thomson and City Clerk Sheila Smail.

**PLEDGE TO THE FLAG**

Mayor Jackson led the pledge to the flag.

**INVOCATION**

An invocation was given by Councilwoman Cummings.

**APPROVAL OF AGENDA**

Mayor Jackson requested if there were any changes needed to the agenda, they be noted at this time. Motion was made by Councilwoman Cummings, seconded by Councilwoman Coutts, that the agenda be approved as presented. Upon roll being called, the vote was as follows: Councilman Wake, yea; Councilman Moss, yea; Councilwoman Cummings, 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 regularly scheduled City Council meetings held August 10 and 24, 2009 and special called meetings dated August 17 and 26, 2009.

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

Mr. Hubert Siepel, 207 South Clayton Street, stated he had attended to learn what had been determined regarding the speed limits on South Country Club Road/Icon Road.

Mayor Jackson stated that issue would be discussed later on the agenda.

## **TREASURER'S REPORT**

During the month of August 2009, non-re-occurring payments were to Loch Sand and Construction for pay request #4, for \$149,036.65, pay request #11 for the Airport project in the amount of \$199,645.39, and Mazingo Trails pay request #4, for \$154,423.73. Olsson Associates were paid \$61,885.91 for engineering services for various projects and Snyder and Associates were paid \$14,453.63 for various projects also. Water and sewer primacy fees in the amount of \$17,782.73, were paid to the Missouri Department of Natural Resources.

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

## **PAYMENT VENDOR SCHEDULE**

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

## **NATIONAL LIFE CHAIN/TRI-COUNTY LIFE CHAIN**

The City of Maryville contacted their insurance carrier, Missouri Intergovernmental Risk Management Association (MIRMA) to discuss the reason other clients are not required to submit a hold harmless agreement for National Life Chain protests. MIRMA informed the City that 100% exclusive use of the sidewalk area will not require a signed hold harmless agreement.

## **LIBRARY BUDGET REVIEW**

Stephanie Patterson, Librarian of the Maryville Public Library, presented to the City Council the proposed budget for fiscal year 2009-10 for the Library. It was suggested that the economy has played a role in the use of the facility rising in the past year. Ms Patterson reported that several improvement projects were completed and others are to be concluded soon. Expected revenue and expenses were identified for the coming year.

## **REPEAL ORDINANCE NO 6089 AND ADOPT NEW ORDINANCE – VACATION OF ALLEY**

The City Clerk presented a bill, being Bill No. 2009'86 for an Ordinance entitled:

**An Ordinance to Repeal Ordinance No 6089, Approving a Vacation of an Alley Between Block 29, of the City Company's Addition and Block 5 of the DeAntley's Addition to the City of Maryville, Missouri, in its Entirety and Adopt a New Ordinance, Pertaining to the Same Subject**

An error was discovered in the location description of Ordinance No 6089, to vacate an alley between Block 29, of the City Company's Addition and Block No. 5, of the DeAntley's Addition to the City of Maryville. A new ordinance was presented to clear up the conflict of location description.

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 2009'87 be adopted. Upon roll being called, the vote was as follows: Councilman Wake, yea; Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7146 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

#### **PURCHASE OF METER READING UNIT**

The City Clerk presented a bill, being Bill No. 2009'87 for an Ordinance entitled:

**An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with Datamatic, for the Purpose of Purchasing a Meter Reading Unit for Water Meter Reading, Maryville, Missouri**

Current meter reading units, purchased in May 2002, have served the City for the past seven (7) years and a request to replace one of the units was made.

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 Councilwoman Cummings, that Council Bill No 2009'87 be adopted. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Wake, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7147 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The contract was numbered Contract No. 2009-41.

**TRAFFIC SPEED DATA AND DISCUSSION OF SOUTH COUNTRY CLUB ROAD/ICON ROAD**

The Maryville Public Safety Department conducted a study on South Country Club/South Icon Rd, regarding vehicular speed on the north bound traffic for a period of six (6) hours. During that time there were approximately 7,000 vehicles registered with an average speed of 30.7 mph. The most commonly used speed determination used by traffic engineers is the 85<sup>th</sup> percentile, with this speed survey being 38mph.

It was determined that the speed on South Country Club Road could feasibly be raised according to the formula used. It was recommended that prior to considering raising the speed limit that the residents along South Country Club Road be polled.

It was also suggested that with the current speed, a larger “25 mph” sign be installed or a “Reduce Speed Ahead” sign be placed south of the city limits to warn drivers of the change in speed prior to changing.

The City Council requested staff visit with Polk Township in installing a (Reduce Speed Ahead” sign south of the city limits and draft a questionnaire to be sent to the residents along South Country Club Road for their input.

**REPORTS**

**I. City Manager**

- Loch Sand and Construction notified the City that the South Main Street project was awarded 1<sup>st</sup> Place in the National Concrete Paving competition in its class. An award will be presented at the national meeting in late November.

The Cart Path project has been completed at a final cost of \$738,807. 00.

**II. City Council**

- An update of the Nodaway County Trails will be presented at an upcoming Council meeting. The Grand Opening will be scheduled soon for the Safe Routes to School trail at the Middle School. September 24, 2009, at 8:15 am, an educational session will be held at the Maryville Middle School regarding the trail.

**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: Councilwoman Coutts, yea; Councilwoman Cummings, yea; Councilman Wake, yea; Councilman Moss, yea; Mayor Jackson, yea. Motion carried.

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Chad Jackson, Mayor

ATTESTED:

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Sheila Smail, City Clerk