

Maryville City Council
Regular Session
March 28, 2011
7:00 p.m.

The Council of the City of Maryville, Missouri, met in regular session on Monday, March 28, 2011, 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 Glenn Jonagan, and Shawn Wake were present. Councilwoman Cummings arrived at 7:02 p.m. Council Member Ronnie Moss was not present. Others present were City Manager Matt LeCerf; City Attorney Doug Thomson, Dir., Finance Denise Town, Dir., Public Works Clifford Goodall, Dir., Public Safety Keith Wood, Human Resource Manager Amy Strauch and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

Mayor Chad Jackson asked a member of Boy Scout Troop 75, to lead the pledge to the flag.

INVOCATION

Reverend Lovins, Community of Faith Church, gave the invocation.

APPROVAL OF THE AGENDA

Mayor Jackson requested any changes needed to the agenda, be noted at this time. Motion was made by Councilman Wake, seconded by Councilman Jonagan, that the agenda be approved as presented. Upon roll being called, the vote was as follows: Councilman Wake, yea; Councilman Jonagan, yea; Mayor Jackson, yea. Motion carried.

CITIZENS TO BE HEARD

Luke Reven, Dir., Chamber of Commerce, 423 North Market Street, extended an invitation to the Candidates Forum, to be held, Tuesday, March 29, 2011, at the Nodaway County Courthouse, at 7:00 p.m.

PLEDGE COLLATERAL AGREEMENT WITH CITIZENS BANK AND TRUST

The City Clerk presented a bill, being Bill No. 2011'20 for an Ordinance entitled:

**An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to
Execute a Pledge Agreement with Citizens Bank and Trust, to Secure the Deposit
of City Moneys by Pledging Collateral Securities**

Finance Director Denise Town stated that the Government Finance Officers Association (GFOA) recommends the use of a written pledge agreement to comply with state and federal requirements in order to ensure the City's security interest in collateral pledged to secure deposits are enforceable and to satisfy the Uniform Commercial Code requirement for control. A written pledge agreement will protect the City if its bank defaults, by recognizing the City as the owner of the securities, which can then be liquidated as a way to recover the deposited funds

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 Wake to approve Council Bill No. 2011'20, to approve a pledge collateral agreement with Citizens Bank and Trust to secure the deposit of City moneys. Upon roll being called the vote was as follows: Councilman Jonagan, yea; Councilwoman Cummings, yea; Councilman Wake, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7309 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, being Contract No. 2011-13.

PURCHASE OF GLOCK SERVICE WEAPONS, FOR MARYVILLE POLICE DEPARTMENT

The City Clerk presented a bill, being Bill No. 2011'21 for an Ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with GT Distributors, Inc., for the Purpose of Purchasing Glock Service Weapons and Related Equipment, for the Maryville Police Department, Maryville, Missouri

Approximately every five (5) years the Public Safety Department tries to replace the service weapons for the Maryville Police Department, this time being just over six (6) years. The purchase of the duty weapons were proposed to be paid for through Federal forfeiture funds that was awarded as part of the City's participation in the regional NITRO drug strike force. The original award was for \$12,000, with \$2,500 spent as the City quarter share of the Mobile Command Center Post, purchased about a year ago. With trade-ins, the cost of the 21 Glock Service Weapons, tactical lights, duty holsters and off-duty holsters, the contract price was \$9,319.88.

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 Wake that Council Bill No. 2011'21 be approved, allowing the purchase/trade of service weapons and related equipment for the Public Safety Department. Upon roll being called the vote was as follows: Councilwoman Cummings, yea; Councilman Wake, yea; Councilman Jonagan, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7310 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, being Contract No. 2011-14.

REPEAL/ADOPT NEW, SECTION 212.150: FISHING TOURNAMENTS

The City Clerk presented a bill, being Bill No. 2011'22 for an Ordinance entitled:

An Ordinance to Amend Section 212.150: Fishing Tournaments, of Title II. Public Health, Safety and Welfare, Chapter 212: Mozingo Lake Park Regulations, of the Maryville Municipal Code, Maryville, Missouri

The Mazingo Park Advisory Board presented a recommendation to the City Council to increase the fee for holding a fishing tournament at Mazingo Lake, from twenty-five dollars (\$25.00) to one hundred dollars (\$100.00).

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 Councilman Wake, seconded by Councilman Jonagan, to approve Council Bill No. 2011'22. Upon roll being called the vote was as follows: Councilman Wake, yea; Councilman Jonagan, yea; Councilwoman Cummings, yea; Mayor Jackson, yea. Motion carried.

Said bill was then numbered Ordinance No. 7311 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

REPLAT OF PROPERTY OWNED BY MARK AND MARLA BURNSIDES, SOUTH AVE AND MAIN ST

The City Clerk presented a bill, being Bill No. 2011'23 for an Ordinance entitled:

An Ordinance to Approve a Replat of Property Owned by James Mark Burnsidés and Marla L. Burnsidés, Husband and Wife, Located on the Southwest Corner of South Main Street and South Avenue, a Replat of Maryville, Nodaway County, Missouri, to Provide for Final Plat Approval to Authorize the City Clerk to Endorse Approval of the Council on the Replat

Mark Burnsidés had requested that a minor subdivision be approved for the southwest corner of South Main and South Avenue. The request is due to the sale of property where Hineline Furniture store is currently located. The division would be of the parking lot what is located next to the west of the McDonald's property. City staff approves of 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 Councilman Wake, seconded by Councilman Jonagan, to approve Council Bill No. 2011'23. Upon roll being called the vote was as follows: Councilman Jonagan, yea; Councilwoman Cummings, abstained; Councilman Wake, yea; Mayor Jackson, yea. Motion carried. Councilwoman Cummings abstained from voting because of a possible conflict of interest.

Said bill was then numbered Ordinance No. 7312 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

REPORTS

I. Council Members

- Northwest Missouri State University will be featured in the Ingram Magazine.
- Nodaway County Economic Development had a company who visited last week that may be a potential new business to town.

II. City Manager

- The Downtown Revitalization project is set to begin the week of April 4, 2011.
- The West 16th Street project is underway.
- The Annual D.A.R.E. Dinner Auction is scheduled for Saturday, April 2, 2011, at St. Gregory's Gymnasium, opening at 6:00 p.m. and the meal will be served at 6:30 p.m.
- The Annual 6th Grade D.A.R.E. Graduation will be held Tuesday, April 5, 2011, at 7:00 p.m., at the Ron Houston Performing Arts Building, on the Northwest Campus. Any Council Member planning to attend either the Auction Dinner or Graduation, were asked to contact Dir., Public Safety Keith Wood, so their presence at the event could be acknowledged.

EXECUTIVE SESSION

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

City Council met in closed session to discuss the Hiring, Firing, Disciplining or Promoting of Particular Employee by a Public Governmental Body When Personal Information about the Employee Is Discussed or Recorded, as Authorized by Section 610.021(3) RSMo, Closed Meeting, Closed Record, Closed Vote.

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

ADJOURNMENT

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

Chad Jackson, Mayor

Sheila Smail, City Clerk