

Maryville City Council
Regularly Scheduled Meeting
June 11, 2011
7:00 p.m.

The Council of the City of Maryville, Missouri, met in regular session on Monday, June 13, 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 Pro-tem Wake and roll was called by the City Clerk, with the following present to-wit: Mayor Pro-tem Wake, Council Members Glenn Jonagan and James Fall. Mayor Ronnie Moss and Councilman Jackson were not present. Others present were City Manager Matt LeCerf; City Attorney Doug Thomson Dir., Finance Denise Town, Dir., Public Works C.E. Goodall, Dir., Public Safety Keith Wood, Human Resource Manager Amy Strough, Liaison to City Council Collin DeBuysere and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

Mayor Pro-tem Wake led the pledge to the flag.

INVOCATION

Mayor Pro-tem Wake gave the invocation.

APPROVAL OF AGENDA

Mayor Pro-tem Wake asked if there were any changes needed to the agenda, they be noted at this time. Mayor Pro-tem Wake stated that No. 17, on the agenda, Discussion: Water/Sewer Ordinance, be removed. A motion was made by Councilman Jonagan, seconded by Councilman Fall, that the agenda be approved as amended. Upon roll being called, the vote was as follows: Councilman Jonagan, yea; Councilman Fall, yea; Mayor Pro-tem Wake, yea. Motion carried.

APPROVAL OF MINUTES

Mayor Pro-tem Wake requested any changes needed to the minutes of Council Meetings held May 9 and 23, 2011, be noted at this time.

Motion was made by Councilman Fall, seconded by Councilman Jonagan that the minutes be approved as presented. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilman Jonagan, yea; Mayor Pro-tem Wake, yea. Motion carried.

CITIZENS TO BE HEARD

Mayor Pro-tem Wake 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 the city received funds, in May from the Missouri Department of Transportation (MODoT) for Reimbursement Request No. 2, for the Streetscape project, Phase II, (\$14,353.76), MIRMA, for insurance proceeds for wrecked Public Safety Vehicle (\$11,212.67); Quarterly 911 tax distribution, (\$32,568.74); and CDBG reimbursement for 16th Street – half of Loch's pay estimate #4 (\$62,617.80).

Non-reoccurring bills to be paid to Sungard Pentamation for annual software maintenance (\$18,531.36) and White Cloud Engineering for high service pumps project for the water treatment plant (\$62,820.00).

Bills scheduled to be paid in the month of June include Insituform for sewer lining project (\$23,589.00) and MIRMA for the annual premium for worker's compensation general and property liabilities (\$425,066.00).

Motion was made by Councilman Jonagan, seconded by Councilman Fall, that the Treasurer's Report be approved as presented. Upon the roll being called, the vote was as follows: Councilman Jonagan, yea; Councilman Fall, yea; Mayor Pro-tem Wake, yea. Motion carried.

PAYMENT VENDOR SCHEDULE

Motion was made by Councilman Jonagan seconded by Councilman Fall, that the payment vendor schedule be approved as presented. Upon the roll being called, the vote was as follows: Councilman Fall, yea; Councilman Jonagan, yea; Mayor Pro-tem Wake, yea. Motion carried.

CONTRACT WITH IDM GROUP, INC. , MOZINGO MARKET AND FEASIBILITY STUDY

The City Clerk presented a bill, being Bill No. 2011'51 for an Ordinance entitled:

An Ordinance Authorizing the Mayor Pro-tem of the City of Maryville, Missouri, to Execute a Contract with IDM Group, Inc., fir the Purpose of Conducting a Marketing and Feasibility Study for Mozingo Lake Park, Maryville, Missouri

City Manager LeCerf stated that the bids received from the request for proposal to perform a Marketing and Feasibility Study for Mozingo Lake Park, had been narrowed down to two (2)firms, being IDM Group, LLC., and Conventions Sports & Leisure (CS&I). IDM submitted a proposal of \$20,000 and CS&I submitted \$66,000 as their proposal. Council discussed the evaluations of each firm and their values and experiences then, factored in the cost differential.

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 Fall, seconded by Councilman Jonagan, to approve Council Bill No. 2011'51, to approve entering into a contract with IDM, Group, LLC, for providing a Marketing and Feasibility Study of Mozingo Lake Park. Upon roll being called the vote was as follows: Councilman Jonagan, yea; Councilman Fall, yea; Mayor Pro-tem Wake, yea. Motion carried.

Said bill was then numbered Ordinance No. 7334 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, approving Contract No. 2010-26.

LIQUOR LICENSE RENEWALS FOR 2011-2012

City Council Members were provided with information identifying the businesses within the City limits that have submitted and completed all of requirements, prior to being considered for their liquor license renewals. Those businesses that were recommended to be approved at this time included: Bubba's BBQ, A & G Restaurant, The Mandarin, Casey's General Store (North and East), Applebee's Bar and Grill, Break Time, HyVee Food, HyVee Gas, Shop 'n Hop, Carson's Sports Grille, Wal-Mart, Walgreen's, The Palms, Pagliai's Pizza, Molly's Party Club, Murphy's Bar and Grill, Pizza Hut, Bearcat Lanes, and The Canteen

Motion was made by Councilman Fall, seconded by Councilman Jonagan that the businesses that have met all requirements for requesting a liquor license renewal be approved as presented. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilman Jonagan, yea; Mayor Pro-Tem Wake, yea. Motion carried.

CONTRACT WITH MODoT, TRAILS PROJECT STP 9900(110), PHASE C

The City Clerk presented a bill, being Bill No. 2011'52 for an ordinance entitled:

An Ordinance Authorizing the Mayor Pro-tem of the City of Maryville, Missouri, to Execute an Agreement with Missouri Department of Transportation, for the Purpose of Providing Transportation Enhancement Funds, for STP-9900(110), Phase C, East 7th Street and West 9th Street Project Maryville, Missouri

An agreement was present to the City Council for consideration, regarding the another Trails Grant Project that will include East 7th Street, from North Main Street to Davis Street and West 8th Street, from North Main Street to North Walnut Street. Financing in part, is provided through the Missouri Department of Transportation (MODoT) and is a 70% (MODoT) - 30% (City) match, with MODot contributing up to \$240,000.00. This grant funded project measures approximately 3365 linear feet, by 10 feet wide and will be identified as the STP 9900(110), Phase C.

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 Fall, seconded by Councilman Jonagan, that Council Bill No. 2011'52 be approved. Upon roll being called the vote was as follows: Councilman Jonagan, yea; Councilman Fall, yea; Mayor Pro-tem Wake, yea. Motion carried.

Said bill was then numbered Ordinance No. 7335 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, with Contract No. 2011-27.

CONTRACT WITH MODoT, TRAILS PROJECT STP 9900(111), PHASE F

The City Clerk presented a bill, being Bill No. 2011'53 for an ordinance entitled:

An Ordinance Authorizing the Mayor Pro-tem of the City of Maryville, Missouri, to Execute an Agreement with Missouri Department of Transportation, for the Purpose of Providing Transportation Enhancement Funds, for STP-9900(111), Phase F, Beal Park Trails Project Maryville, Missouri

An agreement was present to the City Council for consideration, regarding a Trails Grant Project that will include 4th Street, from Davis Street to North Laura Street, turning North on North Laura to 7th Street, then West, on 7th Street, to North Davis Street. Financing in part, of the trail project, is provided through the Missouri Department of Transportation (MODoT) and is a 58% (MODoT) - 42% (City) match, with MODot contributing up to \$240,000.00. This grant funded project measures approximately 4147 linear feet, by 10 feet wide and will be identified as the STP 9900(111), Phase F.

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 Fall, seconded by Councilman Jonagan, that Council Bill No. 2011'53 be approved. Upon roll being called the vote was as follows: Councilman Fall, yea; Councilman Jonagan, yea; Mayor Pro-tem Wake, yea. Motion carried.

Said bill was then numbered Ordinance No. 7336 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, with Contract No. 2011-28.

AN AGREEMENT WITH DUSTIN R. KOOPMAN, INSTALLATION/REMOVAL, TEMPORARY ART

The City Clerk presented a bill, being Bill No. 2011'54 for an Ordinance entitled:

An Ordinance Authorizing the Mayor Pro-tem of the City of Maryville, Missouri, to Execute an Agreement with Dustin Koopman, Artist, for the Purpose of Installation and Removal of Temporary Artwork on Downtown Square Nodes, of the City of Maryville, Missouri

An agreement was presented regarding artwork provided by Dustin Koopman. The agreement also includes the placement and removal of the artwork. The agreement contains the payout of \$500.00 at the time of execution of the contract, \$1,500.00 upon completion of installation and acceptance of artwork, and \$250.00 upon removal, making a total contract price of \$2,250.00.

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 Jonagan, seconded by Councilman Fall, to approve Council Bill No. 2011'54. Upon roll being called the vote was as follows: Councilman Jonagan, yea; Councilman Fall, yea; Mayor Pro-tem Wake, yea. Motion carried.

Said bill was then numbered Ordinance No. 7337 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, with Contract No. 2011-29.

CHANGE ORDER NO. 2, OF CONTRACT WITH CHICAGO BRIDGE AND IRON, WATER TOWERS

The City Clerk presented a bill, being Bill No. 2011'46 for an Ordinance entitled:

An Ordinance Approving Change Order No. 2, of a Contract with Chicago Bridge and Iron Constructors, Inc., for the Purpose of Constructing Two 750,000 Gallon Water Towers, Maryville, Missouri

Change Order No. 2 for the contract with Chicago Bridge and Iron, was present to change the text style and color of the "GO BEARCATS!" which was planned to be painted on the north water tower. The change order also included the changing of the period on the exclamation point be a paw print. Change Order No. 2, was in the amount of \$2,640.00, which would make the contracted price of \$2,562,484.76.

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 Fall, seconded by Councilman Jonagan, to approve Council Bill No. 2011'55. Upon roll being called the vote was as follows: Councilman Fall, nay; Councilman Jonagan, yea; Mayor Pro-tem Wake, yea. Motion failed.

REPORTS

I. City Manager

- A public forum is scheduled for June 16, at 7:00 p.m., at the Maryville Community Center to assist in the development of the Comprehensive Plan.
- Discussion will be had at the next meeting regarding the water and sewer rates, and Chapter 705 of the Maryville Municipal Code.

II. Council Members

ADJOURNMENT

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

Shawn Wake, Mayor Pro-tem

ATTEST:

Sheila Smail, City Clerk