

**Maryville City Council
Regular Scheduled Meeting
September 24, 2012
7:00 p.m.**

The Council of the City of Maryville, Missouri, met in regular session on Monday, September 24, 2012, at City Hall, 415 North Market Street, in said City at 7:00 p.m.

PUBLIC HEARING

Mayor Jonagan opened a public hearing to hear from those present regarding the proposed 2012-2013 Fiscal Year Budget, to be considered for approval by the Maryville City Council, later in the evening.

No persons appeared to be heard. Mayor Jonagan closed the public hearing.

ROLL CALL

The meeting was called to order by Mayor Jonagan and the roll was called by the City Clerk, with the following present to-wit: Mayor Jonagan, Council Members Ronnie Moss, James Fall, Jeff Funston and Renee Riedel. Others present were City Manager Greg McDanel; Asst., City Manager Ryan Heiland; City Attorney Doug Thomson; Dir., Finance Denise Town, Dir., Public Works C.E. Goodall; Cody Uhing, NWMSU Senate/Council Liaison and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

Mayor Jonagan led the pledge to the flag.

INVOCATION

Councilman Fall gave the invocation.

APPROVAL OF THE AGENDA

Mayor Jonagan requested any changes needed to the agenda, be noted at this time.

Motion was made by Councilman Moss, seconded by Councilwoman Riedel, that the agenda be approved as presented. Upon roll being called, the vote was as follows: Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Moss, yea; Councilman Fall, yea; Mayor Jonagan, yea. Motion carried.

NODAWAY COUNTY ECONOMIC DEVELOPMENT REQUEST FOR SUPPORT

Lee Langerock and Members of the Nodaway County Economic Development (NCED) Board were present to thank the City for their leadership and commitment, partnership and investment in NCED. Ms Langerock gave a list of support and services provided by NCED to businesses and the community.

As in 2011, NCED requested that the City consider financial support of \$52,000 for leveraging additional public dollars and private investment.

REQUEST FOR 5K WALK/RUN, MARYVILLE TREATMENT CENTER PERSONNEL CLUB

An application was submitted by the Maryville Treatment Center Personnel Club (MTC), requesting permission to hold a 5K run/walk on the streets of Maryville, on Saturday, October 27, 2012, from 7:00 a.m. until 1:00 p.m., beginning and ending at Beal Park. The route proposed began and ended at Beal Park. All required documents were provided by the applicant.

Motion was made by Councilman Fall, seconded by Councilman Funston that the Maryville Treatment Center Personnel Club be allowed to hold a 5K run/walk on October 27, 2012, as presented. Upon roll being called, the vote was as follows: Councilman Moss, yea; Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Mayor Jonagan, yea. Motion carried.

REQUEST FOR STREET CLOSURE, 200 BLOCK NORTH VINE STREET, FOR CHILD I.D. FAIR

A street closure request was submitted by Colflesh Financial Services, requesting permission to close ½ of a block on North Vine Street, from East 2nd Street (excluding the intersection), north to the middle of the block, or even with the Public Safety sign. Colflesh Financial Services is requesting permission to hold a Child ID Fair, on Saturday, October 20, 2012 from 9:00 a.m. until 12:30 p.m.

In addition to the Child ID program, the event was proposed to include a live remote with 97.1 the ‘Vill from 9:00 a.m. until 11 a.m., Daren the Lion, the D.A.R.E. mascot and Spofy the Spofhound from Maryville Schools, a fire truck and a police vehicle for viewing, Mic-O-Say Dance performances, a bouncy house, and raffle prizes.

Motion was made by Councilman Funston, seconded by Councilwoman Moss, that Colflesh Financial be permitted to close the south one half (1/2) of the 200 block of North Vine Street, to hold a Child I.D. Fair on October 20, 2012, as presented. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Moss, yea; Mayor Jonagan, yea. Motion carried.

CITIZENS TO BE HEARD

Mayor Jonagan welcomed citizens and stated this the time for persons to address the Council on items not a part of 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.

MOZINGO ADVISORY BOARD MEMBERSHIP APPOINTMENT

Three (3) terms of the Mozingo Advisory Board were set to expire on October 1, 2012. Ed Higdon, Lesley Schulte, and Bob Cooper are the current members whose terms were scheduled to expire. These members had expressed interest in serving another term. Applications for serving on the Mozingo Advisory Board were also received from Mahlon Fairchild and Robert Thompson, for consideration.

Through discussion of the Council regarding the selection of three (3) persons to be appointed, it was suggested that the current members be reappointed to serve a three year term. Their initial term was for only two (2) years.

Motion was made by Councilman Funston, seconded by Councilman Moss that current members Ed Higdon, Lesley Schulte, and Bob Cooper be reappointed to serve a three (3) year term on the Mozingo Advisory Board. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Moss, yea; Mayor Jonagan, yea. Motion carried.

REVISION OF 2011-2012 BUDGET ADJUSTMENT

The City Clerk presented a bill, Bill No. 2012'87 for an ordinance entitled:

An Ordinance Approving the Revised 2011-2012 Fiscal Year Budget of the City of Maryville, Missouri; Apportioning from the Revenue of the City Requisite Funds Therefore and Providing for the Method of Adjustment Thereof

Dir., Finance Town reported that the 2011-2012 Fiscal Year Budget needs to be revised to reflect the areas that have varied from the originally adopted budget. The Parks & Recreation Department decided to make improvements into the FY 2012 budget, such as new treadmills at the Community Center, caulking of the pool, and a zero turn mower, as well as vehicle replacements and building repairs due to the August 2011 hail storm. Some of the personnel expenditures were under budgeted and updated to reflect the correct amounts. Revenues have also been adjusted to reflect the MIRMA insurance proceeds, adjustment to the beginning cash reserves and donations.

The Debt Retirement Fund was proposed to be amended to reflect the increase in transfers to the TIF fund of sales tax and the increase in sales tax revenue.

The Solid Waste Fund experienced a surge in usage during the year, causing higher costs for utilities and disposal; maintenance costs were also higher. Revenues and expenses were proposed to be adjusted accordingly.

Mozingo Recreation has experienced additional expenses due to greater maintenance costs in FY 12, partially due to the hail storm in August 2011; changes in personnel; and higher purchases of pro shop and concession supplies. Revenues have also increased during the year and have been adjusted accordingly.

Central Garage performed more maintenance for its customers, resulting in higher costs for tires, batteries, fuel and lubricants; hail storm repairs were also done.

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 Riedel, seconded by Councilman Moss, that Council Bill No. 2012'87 be

approved as presented. Upon roll being called, the vote was as follows: Councilwoman Riedel, yea; Councilman Moss, yea; Councilman Fall, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7460 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

APPROVAL OF 2012-2013 FISCAL YEAR BUDGET

The City Clerk presented a bill, Bill No. 2012'88 for an ordinance entitled:

An Ordinance Adopting an Annual Budget for the 2012-2013 Fiscal Year of the City of Maryville, Missouri, Commencing on October 1, 2012, and Appropriating Funds Pursuant Thereto

The City Council held budget workshops on Monday, September 10th and Thursday, September 20th to discuss the budget for fiscal year 2012-2013. Many of the key variances were discussed and questions were answered regarding priorities and city operations. The FY 2012-2013 proposed budget will begin a multi-year transition to a budget that is priority-based. Priority-based budgeting provides a clear perspective on shifting resources to programs and capital expenditures that are relevant to key performance areas and city council goals which were adopted by resolution on August 27, 2012. In conjunction with the financial overview, a supplemental document is attached outlining specific expenditures and programs that are dedicated to key performance areas and goals in the proposed 2012-2013 Budget.

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 Funston, that Council Bill No. 2012'88 be approved as presented. Upon roll being called, the vote was as follows: Councilman Funston, yea; Councilman Moss, yea; Councilman Fall, yea; Councilwoman Riedel, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7461 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

PURCHASE OF BRUSH TRUCK APPARATUS UNIT, FROM WEIS FIRE AND SAFETY

The City Clerk presented a bill, Bill No. 2012'89 for an ordinance entitled:

An Ordinance to Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with Weis Fire and Safety Equipment Company, Inc., for the Purpose of Purchasing an Apparatus Unit for the Brush Truck Chassis, Co-Owned with Polk Township Fire Protection District, Maryville, Missouri

A joint purchase with Polk Township for the purchase of a new brush truck began on July 23, 2012, when the City Council approved the purchase of a chassis for a brush truck. September 12, 2012, a Bid Opening was held for the purchase of an apparatus unit to be placed on the chassis. Four (4) bids were received with Weis Fire and Safety Equipment Company, Inc., being the best bid at \$73,964. This item is budgeted in the Capital Improvement Plan and considered a joint purchase with Polk Township Fire District.

City staff met and reviewed bids with the Polk Fire District Board and concurred with their selection to move forward in accepting the bid from Weis Fire and Safety Equipment. The bid selected was the lowest bid that matched the requested specifications.

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 Funston, seconded by Councilman Moss, to approve Council Bill No. 2012'89, to enter into a contract with Weis Fire and Safety Company, Inc. for the purchase of purchasing the pump truck apparatus unit. Upon roll being called the vote was as follows: Councilman Moss, yea; Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7462 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, identifying the agreement as Contract No. 2012-41.

ADDENDUM NO. 1 OF CONTRACT NO. 2009-11, OLSSON ASSOCIATES, SOUTH DEPOT STREET

The City Clerk presented a bill, Bill No. 2012'90 for an ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville to Execute Addendum No. 1 of a Contract Between the City of Maryville and Olsson Associates, Providing for Construction Administration and Observation, and Material Testing on the South Depot Street Improvement Project, Maryville, Missouri

March 9, 2009, the City executed an agreement with Olsson Associates to provide engineering and design on the project. Now that the construction portion of the project has been awarded, staff desires to enter into a supplemental agreement with Olsson Associates to provide additional construction services. Per Addendum No. 1, Olsson Associates will provide construction administration, observation, and materials testing during the construction of the project.

Addendum No. 1 provides for an additional \$75,770.00 in construction services. These funds are budgeted in the Capital Improvement Fund for FY 2012-2013 as a part of the total project cost.

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 Moss seconded by Councilwoman Riedel, to approve Council Bill No. 2012'90, to approve Addendum No. 1, of a Contract between the City of Maryville and Olsson Associates, for Engineering Services for the South Depot Street Improvement Project. Upon roll being called the vote was as follows: Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Moss, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then identified as Ordinance No. 7463 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, and made a part of the original contract, being Contract No. 2009-11 .

APPROVAL OF LOT SPLIT AT 209 NORTH BUCHANAN STREET, NODAWAY VALLEY BANK

The City Clerk presented a bill, Bill No. 2012'91 for a resolution entitled:

A Resolution Authorizing a Lot Split of Property Owned by Nodaway Valley Bank, Located at 209 North Buchanan Street, of the City of Maryville, Nodaway County, Missouri

Nodaway Valley Bank had made application for a lot split that would preserve a historical marker that designates the location of the first home in Maryville, MO. This portion of the lot split would be donated to the Nodaway County Historical Society.

This was not a common lot split in nature. Not all property lines are at 90 degree angles but there is a curb line that would remain to designate the separation. Even with its uniqueness, staff sees no problem with approving this split.

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 Councilman Fall, seconded by Councilman Moss, to approve Council Bill No. 2012'91, to approve a lot split request by Nodaway Valley Bank. Upon roll being called the vote was as follows:

Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Fall, yea; Councilman Moss, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Resolution No. 593 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

REPORTS

I. NW Liaison

- Cody Uhing, NW Liaison to the City Council reported that a survey was taken by students to gather data regarding their views of the ordinance that allows persons nineteen (19) and over to enter taverns/bars but are not allowed to consume alcohol. This ordinance is being reviewed by Staff and Council and compared to requirements of other university towns. Mr. Uhing gave a brief synopsis of the results but promised a full report at the next City Council meeting.

II. City Manager

- *Water Main Replacement Project, Phase I* –Five (5) bids were opened on the Water Main Replacement Project, Phase I, September 20, 2012 at 1:00 p.m. and are currently being reviewed by staff. The project consists of a design-build contract to install a new water main from the Maryville Water Treatment Plant west to Depot Street. The project also included an alternate design-build request for a new water line from Highway 136 north along Depot Street to an existing 12” water main. Staff anticipates having a recommendation for City Council approval on October 8, 2012.
- *The PUB Reconstruction* – The reconstruction project of the PUB is progressing. Work is being done along the north side of the basement. Temporary bracing was installed to allow the masonry wall to be removed and leveling of the footings. Drainage tile was also installed at the foundation and a cap for the parapet wall was poured.
- *Munn Avenue Street Improvement Project* –The City of Maryville will hold a public meeting for the proposed improvements on September 26, 2012 at 6:00 p.m. in the Maryville High School commons area. SK Engineers will present preliminary layouts, a construction schedule, and attempt to address any property owner concerns at this meeting.
- *Phase M, Hospital to Middle School Trail* – The City of Maryville has received official Right-of-Way Clearance through the Missouri Department of Transportation (MoDOT). The project will require a twenty-one (21) day bid advertisement, pushing project construction closer to November. City staff is working with MoDOT to obligate funds and to bid the project. We have set the construction start date for March 1, 2013 due to the winter season. Maryville R-II School District and St. Francis Hospital have both agreed that this is the best course of action.
- *4th Street Improvement Project* –The City of Maryville and Northwest Missouri State University have defined a partnership to proceed with engineering and design on an improvement project along the 4th Street corridor from the downtown to the University. Engineering of the project is anticipated to cost approximately \$75,000 and will be split between both organizations. A Request for Qualifications for Engineering Services will now be developed and a press release with details on the project will be released soon.
- *2012 Asphalt Overlay Project* – Keller Construction has finished all of the asphalt overlay work under contract for the City of Maryville. Staff has received several positive comments on the improvements that the project made to certain areas.
- *19th Street Waterline Changeover* – A large portion of the switchover project for residents in this area from Public Water Supply District service to City of Maryville water service has now been completed. There will be a boil advisory for several homes in the area beginning at 8 a.m., on Tuesday, Sept. 25 due to a water line connection required. Flyers were distributed on Friday, Sept. 21 to inform these residents and the project is scheduled to be 100% complete by mid-October.

- *NWMSU Cross Country Trail* –City staff has managed to roll the Northwest Missouri State cross country course three (3) times to ensure that the best running surface could be made available to participants. Northwest staff has positively commented on the efforts and the willingness of City staff to partner on this project.
- *Water Tower Correction* – The installation of the valve by Olsson and Associates is scheduled to occur when the City has Pittsburgh Tank in town to perform an inspection of the Edwards Street water tower. The inspection was planned to occur the last week of September but was postponed. Since we are switching to chloramines on October 1, 2012 the project should be in accordance to ensure the tower is refilled with water containing chloramines. The scheduling of this project will be dependent on Pittsburgh Tank availability.
- *Water/Sewer Maintenance Building* – Sierra Steel Buildings will have a contractor in town Tuesday, September 25th to review the project site for the building and approved numbers in the quote. The company will also give an estimated construction time frame and when the facility could be occupied by City staff.
- *Portable Message Sign (PCMS) Use* –The PCMS was placed in front of Francis Vet. Clinic near the intersection of Main and Torrance after safety concerns were raised regarding the Safe Routes to School Trail. The sign was placed to raise awareness of drivers by stating “Crosswalk Ahead, Stop for Pedestrians, and Prepare to Stop”. The sign will rotate to this location regularly to increase awareness while staff researches other safety alternatives for the intersection.

II. Council

- With Northwest Missouri State University hosting their Parents Weekend, on September 29, 2012, one of the largest revenue building events for Maryville, everyone was urged to welcome visitors to Maryville.
- On Highway 136 East where the Street was repaired because of a waterline break in May is needing further attention. Missouri Department of Transportation is having repairs made.
- City Manager McDanel and Dir., Finance Denise Town were commended on the preparation and presentation of the 2012-2013 Fiscal Year Budget it was said to have been well done, with the identified performance goals included.

ADJOURNMENT

Motion was made by Councilman Fall, seconded by Councilman Funston on that the meeting be adjourned. Upon the roll being called, the vote was as follows: Councilman Funston, yea; Councilman Moss, yea; Councilman Fall, yea; Councilwoman Riedel, yea; Mayor Jonagan, yea. Motion carried. Meeting was adjourned at 8:08 p.m.

Glenn Jonagan, Mayor

ATTEST:

Sheila Smail, City Clerk