

Maryville City Council
Regular Scheduled Meeting
August 25, 2014
7:00 p.m.

The Council of the City of Maryville, Missouri, met in a regular session on Monday, July 28, 2014, at City Hall, 415 North Market Street, in said City at 7:00 p.m.

PUBLIC HEARINGS: Real Estate and Personal Property Tax Rate Approval for the Year 2014

Mayor Riedel opened a public hearing regarding the consideration of the Real Estate and Personal Property Tax rate for 2014. Any person wishing to speak on this subject was asked to stand and give their name and address for the record. No persons appeared to be heard.

The public hearing was closed by the Mayor.

ROLL CALL

The meeting was called to order by Mayor Renee Riedel and roll was called by the City Clerk, with the following present to-wit: Mayor Renee Riedel, Council Members Rachael Martin, Jerry Riggs, Timothy Shipley and Jeff Funston. Others present were City Manager Greg McDanel; Asst. City Manager Ryan Heiland; City Attorney Doug Thomson; Dir., Finance Denise Town; Dir., Public Safety Keith Wood, Dir., Public Works C.E. Goodall; Human Resource Manager Amy Strough, and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

The pledge to the flag was led by Mayor Riedel.

INVOCATION

Councilman Shipley gave the invocation.

APPROVAL OF THE AGENDA

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

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

CITIZENS TO BE HEARD

Mayor Riedel 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 stand and state their name and address for the record.

Residents along Forest Street, appeared to discuss concerns regarding the cause of flooded basements following the excessive rainfall received August 22, 2014. Some residents expressed their concern that it was caused by the City's sewer system. Residents who identified themselves and spoke of their concerns included:

- Melanie Fisher, 1008 Forest Street
- Chris Wallace, 1202 Forest Street
- Jerry Dew, 714 Forest Street

Matthew Brodersen, Municipal Intergovernmental Risk Management Association (MIRMA), liability

insurance provider for the City of Maryville, was present to explain the circumstances in which the City would be liable for such an act of nature. MIRMA does not feel the City is responsibility for the flooding from the rainfall event.

City staff agreed to have smoke testing performed on the area to determine if there is something that could be done to prevent repeat flooding during heavy rainfall.

BUDGET PRESENTATION FOR PARKS AND RECREATION, FISCAL YEAR 2015

Director Rod Auxier, Maryville Park and Recreation, presented to the City Council the proposed budget for the 2014-15 fiscal year. The proposed budget had been reviewed and approved by the Park and Recreation Board Members. Dir., Auxier explained the 2014-15 fiscal year budget required additional cut in order to balance the budget.

The Parks and Recreation Board will request in 2015, an increase to the tax levy to be placed on the April ballot.

A RESOLUTION ADOPTING THE STRATEGIC GOALS OF THE CITY OF MARYVILLE

The City Clerk presented a bill, Bill No. 2014'88 for a resolution entitled:

A RESOLUTION OF THE CITY OF MARYVILLE, MISSOURI, ADOPTING THE STRATEGIC GOALS OF THE CITY OF MARYVILLE.

The Governing Body met on July 15 &16, 2014 to formulate and prioritize short-term and long-term strategic goals moving forward. The work sessions were led by the Art Davis Group, LLC and focused on items to be implemented within the next two years, and also sustained long-term goals for beyond. The short-term goals identified will allow council and staff to guide the allocation of scare resources in the upcoming budget process.

The FY2015 budget and capital improvements program will be designed to implement programs and projects directed at achieving those goals. Goal setting and establishing performance measurement systems is a multi-year task. Staff recommends continuing this annual process and building on/adjusting these goals in future fiscal years.

Adoption of the strategic goals would allow staff to direct funds and resources to corresponding line items in the FY2015 draft budget and beyond.

City Staff recommended approval of the proposed resolution adopting the strategic goals of the City of Maryville. Upon review and adoption by the City Council, the City Manager will work with staff to draft a more detailed implementation plan and action steps necessary to achieve each goal. Updates will be presented to the City Council on a regular basis to record progress of efforts and adjust as necessary.

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 Funston, seconded by Councilwoman Martin to approve Council Bill No. 2014'88, to approve the adoption of the Strategic goals for budgetary planning purposes. Upon roll being

called the vote was as follows: Councilman Riggs, yea; Councilman Shipley, yea; Councilman Funston, yea; Councilwoman Martin, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Resolution No. 614 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

RESOLUTION TO ENDORSE THE MARYVILLE DOWNTOWN IMPROVEMENT ORGANIZATION INC.'S PARTICIPATION AND EFFORTS TO REVITALIZE THE DOWNTOWN DISTRICT

The City Clerk presented a bill, Bill No. 2014'89 for a resolution entitled:

A RESOLUTION TO ENDORSE THE MARYVILLE DOWNTOWN IMPROVEMENT ORGANIZATION INC.'S PARTICIPATION AND EFFORTS THAT FOLLOW THE FOUR-POINT APPROACH® AND PHILOSOPHY ESTABLISHED BY THE NATIONAL MAIN STREET CENTER TO REVITALIZE THE DOWNTOWN DISTRICT, MARYVILLE, MISSOURI.

In April, the Maryville Downtown Improvement Organization, Inc. received approved Articles of Incorporation from the State of Missouri to become officially registered with the state. In doing so, the group created a strong, formal and downtown-focused organization consisting of existing businesses and property owners. The Maryville Downtown Improvement Organization, Inc. is in the early phases of organization, however dedicated to create positive and attainable changes in downtown Maryville.

The Maryville Downtown Improvement Organization, Inc., has been in contact with the Missouri Main Street Program for guidance and programming to benefit downtown. The Missouri Main Street Program is administered by the Missouri Main Street Committee whose mission is to enhance the economic, social, cultural and environmental well-being of historic downtown business districts in Missouri. The program utilizes a Main Street Four-Point Approach to revitalization assisting downtown improvement organizations in formal organization, economic restructuring, downtown design, and promotion.

Communities that choose to participate in the Missouri Main Street Program and make use of its training services are encouraged to join the Tier System which recognizes various levels of achievement in revitalization. Each level indicates a level of achievement and Maryville is currently an "Aspiring Community". The Missouri Main Street Connection offers several 40/60 cost-share grants for training and technical services through a competitive application process. Applications are generally accepted in the fall and spring, however communities are required to submit a Letter of Intent endorsed by the local government. The Maryville Downtown Improvement Organization, Inc. has submitted a Letter of Intent for the Affiliate Grant has now received the approval to submit a full application as an Affiliate Community.

The City Council approved a similar resolution on August 11, 2014 however upon further review of the grant application the resolution must state that the City agrees to participate in the cost share by contributing 40%, payable and effective upon the execution of a grant agreement with the Missouri Main Street Connection.

The Maryville Downtown Improvement Organization, Inc. has requested a commitment of fifteen thousand dollars (\$15,000) in the FY2015 Budget. The revised resolution agrees to participate in the cost share of training

and mentoring services by contributing forty percent (40%) or nine thousand six hundred dollars (\$9,600) of the twenty-four thousand dollars (\$24,000) grant over a two-year period.

Adoption of the proposed resolution to endorse the Maryville Downtown Improvement Organization Inc.'s participation and agree to participate in the cost sharing grant in the amount of nine thousand six hundred dollars (\$9,600), was recommended by City Staff. The resolution of endorsement and commitment is required by the Missouri Main Street Program's Affiliate Grant application and ensures the City of Maryville understands the partnership dynamics. If approved, the City Council can discuss the remainder of the fifteen thousand (\$15,000) support request during upcoming budget workshops.

Upon motion duly made, 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 Councilwoman Martin, seconded by Councilman Funston, to approve Council Bill No 2014'89, to endorse the Maryville Downtown Improvement Organization Inc.'s participation and agree to participate in the cost sharing grant in the amount of nine thousand six hundred dollars (\$9,600). Upon roll being called the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman Shipley, yea; Councilman Funston, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Resolution No. 615 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk

AN ORDINANCE PROVIDING FOR LEVY AND COLLECTION OF TAX FOR TAXABLE REAL AND PERSONAL PROPERTY FOR 2014, FOR GENERAL MUNICIPAL PURPOSES, LIBRARY AND PARKS

The City Clerk presented a bill, Bill No. 2014'90 for an ordinance entitled:

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A TAX ON THE TAXABLE REAL AND PERSONAL PROPERTY IN THE CITY OF MARYVILLE, MISSOURI, FOR THE YEAR 2014, FOR GENERAL MUNICIPAL PURPOSES, FOR THE PURPOSE OF MAINTAINING THE FREE PUBLIC LIBRARY IN SAID CITY, FOR THE PURPOSE OF THE ESTABLISHMENT AND MAINTENANCE OF FREE PUBLIC PARKS AND PROVIDING FOR SUITABLE ENTERTAINMENT THEREIN

Pursuant to Section 137.073.6, RSMo, the State Auditor's Office (SAO) reviews information filed by all political subdivisions substantiating tax rates and prepares tax rate computations. Each entity then is to review the forms, hold a public hearing to adopt the tax rates, and file the forms with the County Clerk. The permitted reassessment revenue growth is the lower of the actual growth (percentage increase in adjusted valuation of existing property in the current year over the prior year's assessed valuation), the CPI (2014 consumer price index of 1.5% as certified by the State Tax Commission), or 5%. The City's actual growth was treated as zero since it was a -0.8392% for 2014, so it represented the lowest of the three percentages and was used in the computation. With no additional reassessment revenue permitted, it results in a higher authorized tax levy in order to generate the same revenue as in the prior year. These results are detailed on the attached Notice of

Public Hearing. The only additional property tax revenue is derived from new construction. According to the County, that assessed valuation for 2014 is \$850,540 and will generate an additional \$2,902 in property taxes for the general fund.

| <u>Levy</u> | <u>FY 2014</u> | <u>FY 2015</u> | <u>Difference</u> |
|--------------|----------------|----------------|-------------------|
| General Fund | 0.3383 | 0.3412 | +0.0029 |
| Library | 0.1529 | 0.1542 | +0.0013 |
| Parks & Rec | 0.3000 | 0.3000 | 0.00 |
| Debt Service | 0.1294 | 0.1378 | <u>+0.0084</u> |
| | | | +0.0126 |

SB 711 capped Parks and Recreation’s levy at 0.3000 so it remains unchanged.

The establishment of these tax rates is expected to generate the following property tax revenues for FY 2015:

| | | | |
|-----------------------------|------------|-------------------------------|-----------|
| General Fund | \$430,870 | Parks & Recreation | \$387,600 |
| Debt Retirement Fund | \$ 174,005 | Public Library | \$210,000 |

Staff recommended that the City Council adopt the proposed ordinances providing for the levy and collection of a tax on the taxable real and personal property in the City of Maryville, Missouri, for the year 2014.

Upon motion duly made, 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, 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 Riggs, seconded by Councilwoman Martin, to approve Council Bill No 2014’90, to adopt the proposed ordinances providing for the levy and collection of a tax on the taxable real and personal property in the City of Maryville, Missouri, for the year 2014. Upon roll being called the vote was as follows: Councilman Riggs, yea; Councilman Shipley, yea; Councilman Funston, yea; Councilwoman Martin, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7660 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF TAX FOR TAXABLE REAL AND PERSONAL PROPERTY FOR THE YEAR 2014, FOR PAYING GENERAL OBLIGATION BONDS

The City Clerk presented a bill, Bill No. 2014’91 for an ordinance entitled:

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A TAX ON THE TAXABLE REAL AND PERSONAL PROPERTY IN THE CITY OF MARYVILLE, MISSOURI, FOR THE YEAR 2014, FOR THE PURPOSE OF OBTAINING FUNDS TO PAY GENERAL OBLIGATION BONDS.

Council Bill No. 2014'91 is associated to the previous bill, except that its purpose is for obtaining funds to pay General Obligation Bonds.

Upon motion duly made, 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, 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 Riggs, seconded by Councilman Funston, to approve Council Bill No 2014'91, to adopt the proposed ordinances providing for the levy and collection of a tax on the taxable real and personal property in the City of Maryville, Missouri, for the year 2014. Upon roll being called the vote was as follows: Councilman Shipley, yea; Councilman Riggs, yea; Councilman Funston, yea; Councilwoman Martin, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7661 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

AN ORDINANCE TO EXECUTE A LAND AND WATER CONSERVATION FUND PROJECT AGREEMENT WITH THE MISSOURI DEPARTMENT OF NATURAL RESOURCES FOR THE MOZINGO BOAT DOCK IMPROVEMENT PROJECT

The City Clerk presented a bill, Bill No. 2014'92 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE, MISSOURI, TO EXECUTE A LAND AND WATER CONSERVATION FUND PROJECT AGREEMENT WITH THE MISSOURI DEPARTMENT OF NATURAL RESOURCES FOR THE MOZINGO BOAT DOCK IMPROVEMENT PROJECT, NO. 29-01601, MARYVILLE, MISSOURI

The City of Maryville applied for a Land and Water Conservation Fund (LWCF) Grant with the Missouri Department of Natural Resources (MDNR) in April, 2013. City staff has been working with Wendy Gladbach, with MDNR in reviewing the application and the requirements for the grant. The LWCF grant calls for a portion of land involved in the grant process to be designated as "protected" making the land available strictly for recreational purposes. The City has agreed to place 176.42 acres of land at Mozingo Lake Recreation Park under the protected 6(f)(3) boundary with the National Park Service. The attached map outlines the area that the boundary encompasses. By agreeing to this, the City has been granted eighteen thousand seventeen dollars (\$18,017) or a 45% match to purchase and install a new twelve (12) space eco-friendly boat dock, concrete ramp, and additional handicap parking spaces in the RV Park. The total estimated cost of the project is forty thousand thirty-eight dollars (\$40,038). Staff anticipates the local match will be further reduced with in-house labor and materials.

The purchase of a new boat dock is a high priority at Mozingo Lake Recreation Park and is needed in the RV Park area to accommodate park patrons. The City and Mozingo Park Staff must begin construction by August 1, 2015 and are allowed two (2) years to complete the installation.

Excerpt from the Missouri State Statutes regarding Section 6(f)(3) states: “No property acquired or developed with assistance under this section shall, without the approval of the Secretary, be converted to other than public outdoor recreation uses. “There are, however, options of “converting” land to modify the agreement as the park develops in the future. The proposed ordinance has been reviewed and approved by the City Attorney.

Staff recommended approval of the proposed ordinance to execute a Land and Water Conservation Fund Project Agreement with the Missouri Department of Natural Resources to complete the Mozingo Boat Dock Improvement Project and allocate necessary funds in the FY2015 Budget to complete the project.

Upon motion duly made, 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, 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 Councilwoman Martin, to approve Council Bill No 2014’92, to enter into a contract with White Cloud Engineering and Construction Company, Inc., for the design-build sewer main replacement project on Prather Avenue,. Upon roll being called the vote was as follows: Councilman Funston, yea; Councilwoman Martin, yea Councilman Shipley, yea; Councilman Riggs, yea; Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7662 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The contract was identified as Contract No. 2014-52.

AN ORDINANCE TO EXECUTE AN AVIATION PROJECT CONSULTANT AGREEMENT WITH JVIATION, INC. TO PROVIDE PROFESSIONAL SERVICES FOR THE RUNWAY 14/32 REHABILITATION PROJECT AT NORTHWEST MISSOURI REGIONAL AIRPORT

The City Clerk presented a bill, Bill No. 2014’93 for an ordinance entitled:

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A TAX ON THE TAXABLE REAL AND PERSONAL PROPERTY IN THE CITY OF MARYVILLE, MISSOURI, FOR THE YEAR 2014, FOR GENERAL MUNICIPAL PURPOSES, FOR THE PURPOSE OF MAINTAINING THE FREE PUBLIC LIBRARY IN SAID CITY, FOR THE PURPOSE OF THE ESTABLISHMENT AND MAINTENANCE OF FREE PUBLIC PARKS AND PROVIDING FOR SUITABLE ENTERTAINMENT THEREIN.

In early 2012, the City of Maryville solicited statements of qualifications from airport consultants for upcoming projects within a five (5) year period at Northwest Missouri Regional Airport (NWMRA). Four (4) proposals were received and were reviewed by a selection committee and members of the Airport Board. The committee recommended the selection of JVIation, Inc. of Jefferson City, MO based on their qualifications and

experience. JVIation's Project Director, Joe Pestka, has eight (8) years prior experience as Administrator of Aviation for the Missouri Department of Transportation (MoDOT) and is familiar with the nuances of the FAA Airport Improvement Program. The agreement for professional services with JVIation essentially acted as a five (5) year retainer with no immediate financial considerations.

Since the approval of the original agreement, JVIation, Inc. has been working with the Airport Board and City Staff to identify priority projects based on need and FAA Improvement Program scoring. The first proposed project included rehabilitating deteriorated pavement and performing electrical upgrades. The project was engineered to rehabilitate the northernmost connecting taxiway on the apron, replace panels in the areas of significant distress at the north end taxiway turnaround, and provide new taxiway edge lights, wind cone, and runway edge lights. Project bids were opened on July 10th and only one bid was submitted by Idecker, Inc. in the amount of \$472,468. Since the bid was approximately 50% higher than the Engineers Estimate of \$323,213, the City determined, with FAA support, that the bid should be rejected.

Significant conversations have since ensued between JVIation and city staff regarding the potential rehabilitation of the entire runway and taxiway. JVIation has estimated that the rehabilitation of runway 14/32 will cost in the range of \$3.5 to \$4 million. JVIation is currently working with the Missouri Department of Transportation to secure grant funding for this project, for which the City of Maryville would be responsible for the 10% grant match. One possible funding source for the local match could come through the STAR loan program which provides low interest loans for aviation projects. JVIation is also preparing information related to the STAR loan program and application for review. If significant federal/state funding can be secured for the project, it is estimated the rehabilitation project would need bid in spring of 2015. In order to take advantage of potential funding, the city must proceed with full engineering of the entire runway 14/32 project.

The Aviation Project Consultant Agreement provides required professional services for the project in an amount not to exceed \$241,987.38. Professional services and construction costs on the project are eligible for Non-Primary FAA Entitlement Funding at a rate of 90% federal and 10% local. If approved a total of \$24,199 would need to be included in the FY2015 Budget. The City of Maryville currently has a Non-Primary FAA Entitlement Funding balance of \$132,864 from 2011 that will be lost if not obligated by September 15, 2014.

Staff recommended approval of the proposed ordinance to execute an Aviation Project Consultant Agreement with JVIation, Inc., to provide professional services for the Runway 14/32 Rehabilitation Project at Northwest Missouri Regional Airport. The City has already selected JVIation, Inc. to be the designated consultant on airport projects; however this agreement outlines the scope of services and identifies the project to rehabilitate runway 14/32, reconstruct the connecting taxiway, taxiway turnaround repairs, and airfield electrical improvements. Approving the engineering of the entire rehabilitation project will ensure that the City of Maryville is in a position to take advantage of any federal/state funds that may be acquired in the future.

Upon motion duly made, 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, 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 Riggs, seconded by Councilwoman Martin, to approve Council Bill No. 2014'93, to provide professional services for the Runway 14/32 Rehabilitation Project at Northwest Missouri Regional Airport. Upon roll being called the vote was as follows: Councilman Shipley, yea; Councilman Riggs, yea; Councilman Funston, abstained; Councilwoman Martin, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7663 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

AN ORDINANCE AMENDING SECTION 705.580: LEAD BAN – GENERAL POLICY OF THE MUNICIPAL CODE OF MARYVILLE

The City Clerk presented a bill, Bill No. 2014'94 for an ordinance entitled:

AN ORDINANCE AMENDING SECTION 705.580: LEAD BAN – GENERAL POLICY OF THE MUNICIPAL CODE OF MARYVILLE, REGARDING THE DEFINITION OF LEAD FREE.

The City of Maryville has been provided with an inspection report dated June 27, 2014 from the Missouri Department of Natural Resources (DNR) for the Maryville public water system. The purpose of the inspection was to determine the system's compliance with the Missouri Safe Drinking Water Act and the Missouri Public Drinking Water Program Regulations. The inspection reviewed all eight (8) critical components of a public water system. The City is working with PeopleService, Inc. and DNR to correct any deficiencies found and implement recommendations from the inspection.

The inspection identified the City had not updated the program prohibiting lead in water system plumbing as required by Missouri Safe Drinking Water Regulation 10 CSR 60-10.040. In January 2014, the Environmental Protection Agency made a reduction to the federal law on the definition of "lead free." The change refers to Article II – Definitions (A)3 of Section 705.580 pertaining to pipes and pipefittings. It changes the percentage in our current ordinance from 8.0 percent to 0.25 percent. While the change represents a significant increase in regulation, pipe and pipefitting manufacturers have been exceeding this requirement for many years.

The Lead and Copper Rule of 1991 prohibited the use of lead in plumbing materials. The rule also required all community water systems to develop programs to prohibit the use of lead within their water systems such as a Lead Ban Program. Lead Ban Programs are to prohibit the use of lead materials throughout the public water system or the customer's private plumbing to protect residents from lead contamination.

The proposed ordinance was in conformance with Missouri Safe Drinking Water Regulation 10 CSR 60-10.040.

City Staff recommended adoption of the proposed ordinance amending Section 705.580: Lead Ban – General Policy of the Municipal Code for the City of Maryville to remain in compliance with Environmental Protection Agency regulations updated in January 2014.

Upon motion duly made, 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, 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 Martin, seconded by Councilman Shipley, to approve Council Bill No 2014'94, to amending Section 705.580: Lead Ban – General Policy of the Municipal Code for the City of Maryville to remain in compliance with Environmental Protection Agency regulations updated in January 2014.

Upon roll being called the vote was as follows: Councilman Riggs, yea; Councilman Shipley, yea; Councilman Funston, yea; Councilwoman Martin, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7664 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk.

REPORTS

I. STUDENT LIAISON

- Northwest Missouri State University Students began the fall semester on this date, with one thousand three hundred (1,300) new students and an increase in enrollment.

II. CITY MANAGER

- *4th Street Improvement Project, Phase I, STP-4303 (101)* - The contractor continues construction of the 4th Street Improvement Project, Phase I and more specifically the reconfiguration of the Dunn & 4th Street intersection. The existing intersection has been demolished and curbs along the reconfigured alignment have been poured. A new concrete base has been poured at the intersection and the installation of waterline is nearly complete. The contractor will continue work on the intersection this week and begin heading east along the north side with trail demolition and construction. The City of Maryville continues to work closely with Northwest Missouri State University for proper notifications and scheduling on the project.
- *7th & 9th Street Trail, STP-9900 (110)* - Construction of the 7th & 9th Street Trail, STP-9900 (110) continues by contractor Hoggatt Excavating. The project consists of the construction of a eight (8) foot wide off street trail along 9th Street from Northwest Missouri State University east to Main, and along 7th Street east from Main to Davis. Hoggatt began construction on July 7th and the project is estimated to be 65% complete. Several utility relocations have delayed progress on the project; however the City is working with the contractor to address these concerns.
- *Manufacturing Corp. 25th Anniversary Celebration* - On Friday, August 22, 2014, Kawasaki Motors held a 25th anniversary celebration for operation of the Maryville plant. The ceremony was well attended by overseas Kawasaki leadership, strategic business partners, and community leaders. Mayor Renee Riedel spoke on behalf of the community showing our appreciation for all the company brings to

Maryville. The community also presented a die-cut metal plaque matching the ceremony invite design. President Matt Kurushima and Vice President Steve Bratt led the event which featured a ceremony, tour of the facility, luncheon, and a kagami biraki ceremony where a wooden cask of sake is ceremoniously opened with a mallet. The Maryville engine plant opened in 1989 and has expanded eleven (11) times to house over 800 employees under 796,699 square feet of building.

- *Off-Campus Living Resource Guide* – In a *Town & Gown* cooperative effort with Northwest Missouri State University, the City of Maryville has drafted an off-campus living resource guide for students. For the last several years, the City has sought to identify ways to provide off-campus students with important information on code enforcement and the community in general. Information provided to off-campus students in previous years was written from a regulatory point of view and not well received. The proposed resource guide was identified as a best practice at the 2014 International Town and Gown Association (ITGA) Annual Conference and has been approved by Northwest Missouri State University for release. The FY2014 budget includes funds to print the guide in a 5x7 format and utilize university channels for distribution.
- *Mozingo Lake Recreation Park – Water Level* - On Friday, August 15th Mozingo Lake Recreation Park received almost six (6) inches of rain. Over the past month, the lake level has risen two (2) feet. As a result, the lake is now slightly above full pool which is beneficial for lake users and the long-term outlook for the City's water supply.
- *Mozingo Lake Recreation Park Recreational Trails Program (RTP) Grant* - The City of Maryville was notified that it has been awarded a 2014 Recreational Trails Program (RTP) grant. The RTP grant is for \$100,000 with a matching city portion of approximately \$28,500 in materials and in-kind labor. The award marks the second \$100,000 RTP grant that the City has been awarded within the past two (2) years for trail development at Mozingo. Construction is ongoing for the trail project of the 2013 RTP award and trail construction for the 2014 RTP grant is anticipated to begin in 2015. Staff will be utilizing the approved Mozingo Master Plan as guidance when determining the final trail location.
- *Tom Watson designed Junior Golf Course at Mozingo Lake Recreation Park* - Legendary golfer Tom Watson visited Mozingo Lake Recreation Park on Monday, August 18th to survey construction progress on the junior golf course. Mr. Watson walked the construction site and made minor changes to contours and hole elevations. To date, the course remains on schedule with play anticipated to begin in spring of 2015. Rough grading and shaping of the course is approximately 70-75% complete and overall course completion is approximately 35-40%. Seeding of the course & irrigation are anticipated to begin shortly after Labor Day.

III. COUNCIL

- The Mozingo Lake Recreation Park Advisory Board met to discuss the upcoming budget process, the strategic improvement plan for Mozingo Lake Recreation Park and the potential renewal of the Mozingo Sales Tax.

EXECUTIVE SESSION

Motion was made by Councilman Funston, seconded by Councilman Shipley that the Council, go into executive session. Upon roll being called, the vote was as follows: Councilman Shipley, yea; Councilman Funston, yea; Councilwoman Martin, yea; Councilman Riggs, yea; Mayor Riedel, yea. Motion carried.

Council discussed an item related to Legal Action, Causes of Action or Litigation Involving a Public Governmental Body and Any Confidential or Privileged Communications Between a Public Governmental Body or its Representatives and its Attorneys, as Authorized by Section 610.021(1) RSMo., Closed Meeting, Closed Record, Closed Vote.

Motion was made by Councilman Funston, seconded by Councilman Shipley that the Council comes out of executive session. Upon roll being called, the vote was as follows: Councilman Funston, yea; Councilwoman Martin, yea; Councilman Riggs, yea; Councilman Shipley, yea; Mayor Riedel, yea. Motion carried.

ADJOURNMENT

Motion was made by Councilwoman Martin seconded by Councilman Funston, that the meeting be adjourned. Upon the roll being called, the vote was as follows: Councilwoman Martin, yea, Councilman Shipley, yea; Councilman Riggs, yea; Councilman Funston, yea; Mayor Riedel, yea. Motion carried. Meeting was adjourned at 8:43 p.m.

Renee Riedel, Mayor

ATTEST:

Sheila Smail, City Clerk