

Maryville City Council
Regular Scheduled Meeting
November 9, 2015
7:00 p.m.

The Council of the City of Maryville, Missouri, met in regular session on Monday, November 9, 2015, 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 Riedel and roll was called by the City Clerk, with the following present to-wit: Mayor Renee Riedel, Council Members, Rachael Martin, Gerald Riggs and Jason McDowell. Council Member Timothy Shipley was not present. Others present were City Manager Greg McDanel; Asst., City Manager Ryan Heiland; Dir., Public Works C.E. Goodall; Dir., Finance Denise Town; Dir., Public Safety Keith Wood; Human Resource Manager Amy Strough, Student Liaison Hannah Sears and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

The pledge to the flag was led by Mayor Riedel.

INVOCATION

Councilman McDowell gave the invocation.

APPROVAL OF THE AGENDA

Mayor Riedel requested any changes needed to the agenda, be noted at this time. No changes were noted.

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

APPROVAL OF MINUTES

Mayor Riedel requested any changes to the minutes of the regularly scheduled City Council meetings held on October 12 and 26, 2015, be noted at this time.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, that the minutes be approved as presented. Upon roll being called, the vote was as follows; Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, 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. No persons appeared to be heard.

TREASURER'S REPORT

Dir., Finance Denise Town reported that during the month of October, 2015, the City did not receive any noteworthy non-reoccurring funds.

Non-reoccurring disbursements for the month of October 2015 included payments to Bearcat Lumber for materials for the construction of Cabin No. 8 (\$10,333.30); White Cloud Engineering – Construction of West Cooper Street Stormwater Project (\$45,300.00); JViation, Inc., for engineering services on the airport runway rehabilitation project (\$11,802.05); Tyler Technologies, for annual software maintenance for Finance and Utility Billing (\$22,340.15); Keller Construction Company, for the 2015 Asphalt Mill and Overlay Project (\$313,325.00); New Nodaway Humane Society, for annual support animal control contract (\$60,000); and Nodaway County Economic Development, for annual contribution (\$60,000).

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to approve the Treasurer's Report as presented. Upon roll being called, the vote was as follows: Councilman Riggs, yea; Councilman McDowell, yea; Councilwoman Martin, yea; Mayor Riedel, yea. Motion carried.

PAYMENT VENDOR SCHEDULE

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to approve the payment of bills, as presented. Upon roll being called, the vote was as follows: Councilman McDowell, yea; Councilwoman Martin, yea; Councilman Riggs, yea; Mayor Riedel, yea. Motion carried.

AN ORDINANCE TO LAND LEASE AGREEMENT FOR HANGAR AT NORTHWEST MISSOURI AIRPORT FOR HARBORING AIRCRAFT

The City Clerk presented a bill, Bill No. 2015' 110 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE, MISSOURI, TO EXECUTE A LAND LEASE FOR HANGARS WITH KATYDID ROAD, INC., FOR THE PURPOSE OF HARBORING AIRCRAFT AT NORTHWEST MISSOURI REGIONAL AIRPORT, MARYVILLE, MISSOURI.

At the October 26, 2015 City Council meeting, Council approved the sale of surplus property to Katydid Road, LLC. The surplus property is a two (2) bay, t-style hangar at the Northwest Missouri Regional Airport. The hangar was acquired by the City of Maryville on December 20, 2011 from the Missouri National Guard. The floorplan of the hangar includes an office area on the north side of the hangar that provides access to two (2) separate hangar bays on the east and west sides of the building.

The surplus hangar property was advertised through a Request for Proposal (RFP) process & Katydid Road, LLC was awarded the property with a winning bid of three thousand forty-eight dollars (\$3,048) for the purchase of the hangar structure. Additional requirements were specified of the winning bidder, including entering into a land lease for the area of the hangar, as is required for all hangar structures at the Northwest Missouri Regional Airport. Katydid Road, LLC has provided all required documents for the purchase of the hangar structure and is now requesting approval of the land lease. Katydid Road LLC, Doug Hawley, will pay an annual fee of twenty-two cents (22¢) per sq. ft. The subject hangar is a total of three thousand seven hundred eighty (3,780) sq. ft., making an annual land lease payment of eight hundred thirty-one and 60/100 dollars. The land lease rate is reviewed on a five (5) year basis, according to the Consumer Price Index (CPI).

Staff recommended approval of the proposed ordinance to execute a Land Lease agreement for hangars with Katydid, LLC for the purpose of harboring aircraft at the Northwest Missouri Regional Airport. The lessee has executed the required Land Lease for Hangars contract and provided the proper insurance certificate

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

A motion was made by Councilwoman Martin, seconded by Councilman Riggs, to approve of the proposed ordinance to execute a Land Lease agreement for hangars with Katydid, LLC for the purpose of harboring aircraft at the Northwest Missouri Regional Airport. Upon roll being called the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7803 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-58.

AN ORDINANCE TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 TO AN ENGINEERING SERVICES CONTRACT WITH SNYDER AND ASSOCIATES, INC. FOR THE SPOOFHOUND TRAIL EXTENSION, PROJECT NO. TAP-4300 (109)

The City Clerk presented a bill, Bill No. 2015'111 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE, MISSOURI, TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 TO AN ENGINEERING SERVICES CONTRACT WITH SNYDER AND ASSOCIATES, INC., FOR THE SPOOFHOUND TRAIL EXTENSION, PROJECT NO. TAP-4300 (109), MARYVILLE, MISSOURI.

The City of Maryville was notified by the Missouri Department of Transportation (MoDOT) on January 12, 2015 that the Transportation Enhancement (TE) Committee has selected the application for Transportation Alternative Program funds for the Spoofohound Trail Extension, Project No. TAP-4300 (109). Transportation Alternative Program (TAP) funds are authorized under the Moving Ahead for Progress in the 21st Century Act (MAP-21) to provide for a variety of alternative transportation projects. The TAP replaces the funding from the pre-MAP-21 programs including Transportation Enhancements, Recreational Trails, Safe Routes to School, and Scenic Byways, wrapping them into a single funding source.

The Spoofohound Trail Extension, Project No. TAP-4300 (109) seeks to enhance the City of Maryville's pedestrian and bicycle system by extending an eight (8) foot wide concrete trail approximately nine hundred (900) linear feet. The project will complete a crucial gap in the network by connecting two (2) prior Transportation Enhancement (TE) funded projects, a Safe Routes to School Trail, and a trail installed with the City's reconstruction of Munn Avenue last year. Construction of the final piece would allow public use of over 1.5 miles of uninterrupted off-street concrete trails. The entire project is located on property owned by the Maryville R-II School District and would require the minor relocation of access points to ensure continuous public use. The trail extension will be designed as ADA compliant and further encourage more students to walk or bike to school by connecting the High School entry points with the Maryville Middle School and adjacent neighborhoods. The project also connects patients and visitors at St. Francis Hospital to a lengthy trail network heading toward Northwest Missouri State University along Munn Avenue.

On March 9, 2015, the City entered into an Engineering Services Contract (ESC) with Snyder and Associates, Inc. for design and construction phase engineering services. Snyder and Associates then proceeded to work with the City to design the alignment of the trail, creating legal descriptions and providing a right-of-way plan sheet. Once these items were complete, MoDOT provided an Acquisition Authority Date (A-Date) which allowed the City and Maryville R-II School District to meet and discuss further on the project. Upon meeting with District representatives, the City was made aware that the concrete parking lot would be extended north as a part of the High School Building and Renovation Project. Extension of this parking lot expected to occur in June 2016 and is in direct conflict with the proposed Spoofohound Trail alignment. A realignment of the trail is now required to shift the trail further north to abut the north side of the parking lot. Unfortunately, additional survey work, preparation of legal descriptions and a revised right-of-way plan is now necessary to allow the project to continue.

Snyder & Associates, LLC has proposed Supplemental Agreement No. 1 in an additional not-to-exceed amount of six thousand dollars (\$6,000) to be charged on the hourly rates in the original Engineering Services Contract.

The total estimate for engineering and construction of the Spoofohound Trail Extension is one hundred sixty-three thousand six hundred seventy-eight dollars (\$163,678) which was included in the FY16 Budget. The TAP agreement provided a federal share of the total project at eighty percent (80%) in a not-to-exceed amount of one hundred thirty thousand nine hundred forty-two dollars (\$130,942). The original ESC was for a total amount not-to-exceed thirty thousand nine hundred thirty-one and 77/100 dollars (\$30,931.77) with seventeen thousand seven hundred five and 10/100 dollars (\$17,705.10) scheduled for the design phase and thirteen thousand two hundred twenty-six and 67/100 dollars (\$13,226.67) for inspection services. These costs are eligible for eighty percent (80%) reimbursement from TAP.

Supplemental Agreement No. 1 is proposed in an additional amount not-to-exceed \$6,000. Of this amount four thousand eight hundred dollars (\$4,800), eighty percent (80%) would be covered by the TAP agreement and one thousand two hundred dollars (\$1,200) would be required as a local match. It is anticipated that inspection costs of thirteen thousand two hundred twenty-six and 67/100 dollars (\$13,226.67) will be reduced as Code Enforcement Officer, Ben Roed, has completed his certification to be a certified MoDOT inspector. Mr. Roed will shadow Snyder's staff early in the construction and then seek to reduce Snyder costs to offset the additional amount.

Staff recommended approval of the ordinance to enter into Supplemental Agreement No. 1 to an Engineering Services Contract with Snyder and Associates, Inc. for the Spoofohound Trail Extension, Project No. TAP-4300 (109), Contract No. 2015-08. Additional design services are required to accommodate an extension of parking for the Maryville R-II School District. The District assists periodically with maintenance of the existing trail system in this area and the trail realignment will ensure adherence to their long-term plans.

The proposed project will physically connect four (4) previous trail projects to assist pedestrians with additional infrastructure and alternative modes of transportation. The City of Maryville and Snyder and Associates, Inc. will work in conjunction with the Maryville R-II School District to ensure the design reflects both community and student needs. Snyder & Associates, Inc. has performed engineering services at a high level for the City of Maryville in the past, including most recently the Munn Avenue Trail Extension Project, from South Avenue to Victory Lane.

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

A motion was made by Councilwoman Martin, seconded by Councilman Riggs, to approval of the ordinance to enter into Supplemental Agreement No. 1 to an Engineering Services Contract with Snyder and Associates, Inc. for the Spoofohound Trail Extension, Project No. TAP-4300 (109), to Contract No. 2015-08. Upon roll being called the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, yea, Mayor Riedel, yea. Motion carried.

Said bill was then identified as Ordinance No. 7804 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, Contract no. 2015-08.

AN ORDINANCE TO EXECUTE A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION TRAFFIC ENGINEERING ASSISTANCE PROGRAM AGREEMENT FOR THE MARYVILLE EASTSIDE DEVELOPMENT TRAFFIC STUDY, PROJECT NO. TEAP-4300 (110)

The City Clerk presented a bill, Bill No. 2015'112 for an Ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE, MISSOURI, TO EXECUTE A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION TRAFFIC

ENGINEERING ASSISTANCE PROGRAM AGREEMENT, FOR THE MARYVILLE EASTSIDE DEVELOPMENT TRAFFIC STUDY, PROJECT NO. TEAP-4300 (110), MARYVILLE, MISSOURI.

In 2014, the City of Maryville approved a Development Agreement with Maryville Eastside Development, LLC to facilitate the construction of proper infrastructure to serve a forty (40) acre vacant tract of land located along E. 1st Street (Highway 136) and Highway 71 Bypass. The tract presented immediate economic development opportunities such as a new Casey's General Store, carwash, Pizza Ranch and Lettuce Dream. During development a permit was required for the private north-south roadway from the Missouri Department of Transportation (MoDOT) to allow access to E. 1st Street (Highway 136). This permit was obtained by the developer and at the time only included the Casey's and car wash developments. During property closing of the Pizza Ranch, staff worked with MoDOT to renegotiate the permit to allow the Pizza Ranch and Lettuce Dream project to continue and allow access to Highway 136. The addition of a new east-west roadway into the development from Depot Street will help with traffic flow; however MoDOT has required that any further developments to the north will not be approved for joint access to E. 1st Street (Highway 136) without a complete traffic study.

Construction of the north-south and east-west roadways are nearing completion and the Pizza Ranch is scheduled to open in early 2016. Numerous vacant acres exist north of the development and present advantageous economic development opportunities moving forward. City staff desires to complete the required traffic study to ensure that there are no additional hurdles to development moving forward on the property.

In September the City applied for Traffic Engineering Assistance Program (TEAP) funding through MoDOT to fund a portion of the traffic study referenced above. On October 30, 2015, the City was notified that the committee selected the TEAP application and the proposed Program Agreement will obligate the funding for the project.

The FY16 Budget includes twelve thousand three hundred eighty dollars (\$12,380) in the Capital Improvement Fund for this project with a max federal reimbursement of eight thousand (\$8,000) in TEAP funds. These funds will be reimbursed at an eighty percent (80%) rate with final costs to be determined through an Engineering Services Contract (ESC) with a consultant from MoDOT's approved On-Call list. If the Program Agreement is approved, staff will begin the consultant selection process and drafting an ESC for

Staff recommended approval of an ordinance to execute a Missouri Highways and Transportation Commission Traffic Engineering Assistance Program Agreement, for the Maryville Eastside Development Traffic Study, Project No. TEAP-4300 (110). The developer has built a roadway network of north-south and east-west into the development and it is anticipated that extensions will create development opportunities further north. A traffic study will satisfy a requirement by MoDOT for access concerns at eliminate any future barriers to development onsite.

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to execute a Missouri Highways and Transportation Commission Traffic Engineering Assistance Program Agreement, for the Maryville Eastside Development Traffic Study, Project No. TEAP-4300 (110). Upon roll being called the vote was as follows: Councilman Riggs, yea; Councilman McDowell, yea; Councilwoman Martin, yea; Mayor Riedel, yea. Motion carried.

Said bill was identified as Ordinance No. 7805 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-59.

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GENERAL WARRANTY DEED FROM MARYVILLE EAST SIDE DEVELOPMENT, LLC FOR THE EAST SIDE DRAINAGE BASIN

The City Clerk presented a bill, Bill No. 2015'113 for an ordinance entitled:

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GENERAL WARRANTY DEED FROM MARYVILLE EAST SIDE DEVELOPMENT, LLC FOR THE EAST SIDE DRAINAGE BASIN, MARYVILLE, MISSOURI.

On June 23, 2014, the City of Maryville approved a Development Agreement with Maryville East Side Development, LLC represented by Mark & Myles Burnsides regarding a forty (40) acre tract of land situated along East First Street and Highway 71 Bypass. The property provided a significant opportunity at the time to attract new retail opportunities and create a revitalized commercial area near the eastern entrance to the community.

The Development Agreement included requirements for the developer and outlined a joint desire and cost share to install proper infrastructure. The infrastructure included a new sanitary sewer main and lift station, water line relocation, and storm water detention basin. The storm water detention basin would serve the planned developments of Casey's General Store, Eastside Car Wash, Pizza Ranch, Lettuce Dream, an additional vacant lot, and excess storm water from East 2nd Street based on drainage calculations. The Agreement outlined that the developer would construct the basin to City specifications at their cost; however the City would contribute twenty thousand dollars (\$20,000) toward the basin and assume long-term maintenance once inspected.

Maryville East Side Development, LLC has now constructed the storm water detention basin to serve the development. The developer also included decorative stones for the retaining wall and an accessible grade for City maintenance. City staff has inspected the basin and now desires to accept permanent maintenance per the Development Agreement.

Section 410.190: Improvement Plan of the Maryville Municipal Code however states that all curbs, gutters, and drainage structures are subject to a two (2) year guarantee period from the developer. In order to accept maintenance and ownership of the basin, the developer has executed a letter agreeing to continue the guarantee period for any structural or functional deficiencies and repairs for the basin.

Staff recommended approval of the ordinance to accept a General Warranty Deed from Maryville East Side Development, LLC for the East Side Drainage Basin. Acceptance of the property will allow for proper maintenance by the City per the Development Agreement approved in 2014. The developer has agreed to continue the guarantee period for two (2) years on any structural or functional deficiencies that are found.

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to accept a General Warranty Deed from Maryville East Side Development, LLC for the East Side Drainage Basin. Upon roll being called the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, yea; Mayor Riedel, yea; Motion carried. Said bill was then identified as Ordinance No. 7806 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-60.

AN ORDINANCE TO EXECUTE A CONTRACT WITH VISU-SEWER, INC., FOR THE CONSTRUCTION OF THE 2015 SANITARY SEWER MANHOLE LINING PROJECT

The City Clerk presented a bill, Bill No. 2015'114 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE, MISSOURI, TO EXECUTE A CONTRACT WITH VISU-SEWER, INC., FOR CONSTRUCTION OF THE 2015 SANITARY SEWER MANHOLE LINING PROJECT, MARYVILLE, MISSOURI.

In 2014, TREKK completed smoke testing of the entire sanitary sewer system to identify areas of storm water inflow and infiltration (I&I). Unnecessary I&I of storm water into the system increases the likelihood of system backups and cost of mechanical treatment. From the TREKK report, staff organized a two-man sewer crew and purchased a CCTV Sewer Camera to further inspect the system for the preparation of projects.

On September 14, 2015, the City Council hired Visu-Sewer, Inc. for the 2015 Sanitary Sewer Main Lining Project to line over three (3) linear miles of main to reduce I&I. The total contract was in an amount not to exceed four hundred seventy-three thousand eight hundred forty-five dollars (\$473,845) and is scheduled to begin this month.

In addition to sewer mains, smoke testing identified numerous manholes in need of repair and in some cases complete replacement. Manholes that could be repaired were compiled into a Request for Proposals (RFP) and were released to interested contractors. The RFP included a total of one hundred (100) manholes as a base bid and thirty-nine (39) additional manholes as an alternate bid. Bids were opened on November 5, 2015 and were as follows:

Bidder	Base Bid	Alternate Bid No. 1	Total
Visu-Sewer, Inc. W230 N4855 Betker Drive Pewaukee, WI 53072	\$116,300.00	\$44,575.00	\$160,875.00
ACE Pipe Cleaning, Inc.			

4000 Truman Road Kansas City, MO 64127	\$118,597.50	\$49,140.00	\$167,737.50
Utility Solutions, LLC 14612 Parallel Lane Basehor, KS 66007	\$153,212.50	\$63,700.00	\$216,912.50

A major priority of the FY16 Budget was the continued efforts to reduce storm water inflow and infiltration (I&I) into the sanitary sewer system. The FY16 Budget specifically included two hundred twenty-five thousand dollars (\$225,000) for the rehabilitation/lining of numerous sanitary sewer manholes. The apparent low bid of one hundred sixty thousand eight hundred seventy-five thousand dollars (\$160,875), leaves sixty-four thousand one hundred twenty-five dollars (\$64,125) remaining for additional manhole lining or other I&I improvements as identified.

Staff recommended approval of the ordinance to execute a contract with Visu-Sewer, Inc. for the Construction of the 2015 Sanitary Sewer Manhole Lining 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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to execute a contract with Visu-Sewer, Inc. for the Construction of the 2015 Sanitary Sewer Manhole Lining Project. Upon roll being called the vote was as follows: Councilman Riggs, yea; Councilman McDowell, yea; Councilwoman Martin, yea; Mayor Riedel, yea; Motion carried.

Said bill was then identified as Ordinance No. 7807 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-61.

AN ORDINANCE TO EXECUTE A LEASE AGREEMENT WITH PROSERV FOR A SAVIN C3002 COLOR PRINTER/COPIER

The City Clerk presented a bill, Bill No. 2015'115 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE, MISSOURI, TO EXECUTE A LEASE AGREEMENT WITH PROSERV FOR A SAVIN C3002 COLOR PRINTER/COPIER, MARYVILLE, MISSOURI

The FY16 Budget includes funds for the replacement of the copiers in the Public Works Department. Currently, the department's black/white copier and separate color printer are experiencing numerous and expensive maintenance issues. During the budget process, City Council recommended staff analyze purchase vs. leasing options when proceeding with the project.

Staff attempted to obtain a quote from local business MTE; however no quote was provided for a color printer/copier due to concerns with servicing it. MTE provided an option for a standard black and white machine in the amount of three thousand nine hundred dollars (\$3,900) with no lease option. With this option, staff must keep the color printer and continue toner purchases which average Three thousand three hundred dollars (\$3,300) per year.

Another option is to lease a color/printer from ProServ and include all toner charges in a servicing agreement. A quote for the desired unit was provided at two hundred dollars (\$200) a month for sixty (60) months equals two thousand four hundred dollars (\$2,400) annually. The base lease includes five thousand (5,000) black/white copies with an additional charge of one cent (\$0.01) for each copy after and a seven cents (\$0.07) per copy charge for color copies. Staff estimates that needs are below the five thousand (5,000) amount for black/white copies and approximately 500 color copies a month at thirty-five dollars (\$35.00).

The FY16 Budget includes four thousand five hundred dollars (\$4,500) in the General Fund for the purchase of a new printer/copier for the Public Works Department. The ProServ lease option is estimated at an annual cost of two thousand eight hundred twenty dollars (\$2,820) and fourteen thousand one hundred dollars (\$14,100) for the total sixty (60) month lease. The color printer/copier from ProServ will also eliminate the annual three thousand three hundred dollars (\$3,300) in toner for the stand-alone unit.

Staff recommended approval of the proposed ordinance to execute a Lease Agreement with ProServ for a SAVIN C3002 Color Printer/Copier. The sixty (60) month lease option will save approximately four hundred eighty dollars (\$480) a year from

the purchase of color toner while creating an all-in-one unit with no maintenance costs. Other businesses in the community have been very satisfied with the lease option from ProServ.

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to execute a Lease Agreement with ProServ for a SAVIN C3002 Color Printer/Copier Upon roll being called the vote was as follows: Councilman McDowell, yea; Councilwoman Martin, yea; Councilman Riggs, yea; Mayor Riedel, yea; Motion carried.

Said bill was then identified as Ordinance No. 7808 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-62.

AN ORDINANCE TO EXECUTE A CONTRACT WITH ALLIED SYSTEMS, INC. FOR THE PURCHASE OF AN ABS 14HP PUMP FOR THE NORTHWEST LIFT STATION

The City Clerk presented a bill, Bill No. 2015'116 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE TO EXECUTE A CONTRACT WITH ALLIED SYSTEMS, INC. FOR THE PURCHASE OF AN ABS 14HP PUMP FOR THE NORTHWEST LIFT STATION, MARYVILLE, MISSOURI

The Northwest Lift Station is a crucial part of the Maryville sanitary sewer collection system. The lift station has not had many maintenance issues in the past; however one of the two (2) 14HP pumps is currently inoperable. The unit is approximately nine years old and has been rebuilt once. Operating with one pump is inefficient during peak flows and could become an emergency issue if the other pump malfunctions. Northwest Missouri State University is also working on realigning some of their sanitary sewer flow from campus to the Northwest Lift Station to alleviate some overloading on the Southwest Lift Station.

Allied Systems, Inc. has provided a quote of four thousand one hundred eighty-seven and 33/100 dollars (\$4,187.33) to rebuild the existing pump and eleven thousand six hundred seventeen dollars (\$11,617) to replace the unit with a new ABS 14HP Pump. Staff has analyzed the pump and recommends an emergency purchase and installation of a new pump rather than a rebuild. The FY16 Budget includes \$27,000 for lift station pump repairs/replacements in the Water/Sewer Fund.

Staff recommended the approval of the proposed ordinance to execute a contract with Allied Systems, Inc. for the purchase and installation of an ABS 14 HP pump for the Northwest Lift Station for an amount not-to-exceed eleven thousand six hundred seventeen dollars (\$11,617). The Northwest Lift Station is down to one pump and could create an emergency situation should the remaining pump fail.

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to execute a contract with Allied Systems, Inc. for the purchase and installation of an ABS 14 HP pump for the Northwest Lift Station for an amount not-to-exceed eleven thousand six hundred seventeen dollars (\$11,617). Upon roll being called the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, yea; Mayor Riedel, yea; Motion carried.

Said bill was then identified as Ordinance No. 7809 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-63.

AN ORDINANCE TO EXECUTE A CONTRACT WITH CENTRAL POWER SYSTEMS & SERVICES FOR THE REPAIR OF A KOHLER GENERATOR AT THE MARYVILLE WATER TREATMENT PLANT.

The City Clerk presented a bill, Bill No. 2015'117 for an ordinance entitled:

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARYVILLE TO EXECUTE A CONTRACT WITH CENTRAL POWER SYSTEMS & SERVICES FOR THE

REPAIR OF A KOHLER GENERATOR AT THE MARYVILLE WATER TREATMENT PLANT, MARYVILLE, MISSOURI

Over the past several months, staff has experienced continued issues with a Kohler Generator at the Maryville Water Treatment Plant. Numerous companies have attempted to make repairs, however no fix has been found for this integral part of the water treatment process. As the winter months approach, the generator becomes more critical when power outages are more apt to occur.

PeopleService, Inc. staff has contacted several companies regarding the repair and all have stated they would sub-contract Central Power Systems & Services. A quote was then obtained directly from the company who also specializes in generators with a Cummins motor such as the Kohler unit.

The quote from Central Power Systems & Services is for an amount not-to-exceed eight thousand five hundred eleven and 62/100 (\$8,511.62).

In instances such as this, the City of Maryville Procurement Policy states as follows: *“Proposals and competitive bid requirements may be waived, upon City Manager approval, if the items can only be acquired from a single firm, an inventory item protected by patents or proprietary interests, or if time is an element to be considered.”*

Approve the proposed ordinance to execute a contract with Central Power Systems & Services for the repair of the Kohler Generator at the Maryville Water Treatment Plant for an amount not-to-exceed \$8,511.62. Without a functioning generator, the plant cannot pump water to the community in the event of a major power outage.

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 twenty-four (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 twenty-four (24) hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Martin, seconded by Councilman McDowell, to approve the proposed ordinance to amend Section 320.050: Speed Limits, of Chapter 320: Speed Regulations of the Municipal Code of Maryville to reduce the speed limit on U.S. Highway 71 Bypass to 55 mph from south City limits to north City limits.. Upon roll being called the vote was as follows: Councilman Riggs, yea; Councilman McDowell, yea; Councilwoman Martin, yea; Mayor Riedel, yea; Motion carried.

Said bill was then identified as Ordinance No. 7809 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk. The agreement was identified as Contract No. 2015-64.

DISCUSSION: MAINTENANCE AND PROPERTY TRANSFERS WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION (MODOT)

In August, 2015, SK Design Group, Inc. presented the complete South Main Street Corridor Study to the City Council regarding South Main Street. The purpose of the study was to determine the best way to serve existing and future travel demands along the corridor. The study reviewed existing traffic conditions, lane configurations, signal spacing and timings, traffic control devices, crash patterns, availability of pedestrian access, access control management, alternative traffic routes, and long-term development plans for Maryville. The process included a significant public involvement period through meetings and surveys as well as a lengthy data collection period. The two-binder document included suggested improvements from an overarching level to be further determined by specific engineering at a later date. Three phases of improvements were shown:

- Phase I – South Main Street from Highway 71 Bypass to Route V
- Phase II – South Main Street from Route V to the North entrance to Walmart
- Phase III – South Main Street from North entrance to Walmart to South Avenue

Each phase includes significant utility relocation, additional right-hand turn lanes where necessary, signal improvements, pedestrian access (trails & sidewalks), and aesthetic improvements. The study recommends that while Phase I improvements may have the largest impact aesthetically, Phase III improvements will immediately improve congestion, traffic safety, and flow within the corridor. Each Phase is estimated at four million dollars (\$4,000,000) for construction. The FY16 Budget includes one hundred four thousand dollars (\$104,000) to begin design/engineering on Phase III for potential construction with the intended renewal of the Capital Improvement Sales Tax in 2017.

When the Highway 71 Bypass was constructed by the Missouri Department of Transportation (MoDOT), the City of Maryville accepted permanent maintenance of Business Highway 71 (Main Street) from the north end of Highway 71 Bypass south to Route V. MoDOT kept maintenance of the section of South Main Street from Route V to Highway 71 Bypass and still

controls permitting and planning of the corridor. A map was provided depicting the area maintained by MoDOT. This control retained by MoDOT has the inherent ability to cause conflict between the City of Maryville and MoDOT when implementing policies and guiding improvements or development. For instance, the current development of Fountain Park has experienced trouble in securing proper permitting for the entry drive across from Larry Lane. MoDOT has required a full traffic study although the City of Maryville contests the development was included in the South Main Traffic Corridor Study and the location and type of drive is optimal for the City of Maryville. These issues will continue to arise as development occurs with South Main Street and progress occurs in design and construction of the Phase I improvements for South Main.

The City has also been working with Kawasaki Motors Manufacturing, Inc. on long-term economic development plans and its impact to traffic on the corridor. Kawasaki desires to reroute their truck traffic south around 285th Street to the rear of their facility. The rerouting would benefit Kawasaki's efficiency and increase safety by separating their employee parking entrances from truck entrances. In order to accomplish this, it would be necessary for Kawasaki to upgrade 285th Street from the gravel to the new rear entrance. In addition to the roadway upgrade, both parties are analyzing the benefit of a southbound slip ramp from 285th Street to the southbound onramp to Highway 71 South which was depicted on a map provided. The slip ramp would allow for all trucking and employees leaving the facility traveling south to onramp Highway 71 without congesting the existing intersection at South Main and Highway 71.

Another issue along the corridor involves approximately three (3) acre tract of excess MoDOT right-of-way between 285th Street and southbound Highway 71 Bypass, depicted on map included in packet. The City originally expressed interest in this property when it was declared surplus by MoDOT for a community gateway entry sign. Kawasaki also expressed interest in this property for site control; however MoDOT decided that the site may have economic development potential and attempted to sell the property. To date, there has been no movement of the property, however both the City and Kawasaki have a continued interest in securing control of the property and guiding any associated development.

Recently, the City and MoDOT have been in negotiations on the three (3) acre tract and have tentatively come to an agreement of terms to propose to the City Council. If approved by the City Council, MoDOT and the City would begin working on official documents to establish the following:

- City to permanently maintain and control all right-of-way on South Main from Route V to Highway 71 Bypass.
- MoDOT to provide necessary permits to Fountain Park per City's requirements.
- MoDOT to transfer three (3) acres of excess right-of-way to the City.
- MoDOT to allow construction of slip ramp from 285th Street to Highway 71 Bypass onramp per approved plans.

There were no immediate financial considerations since there are no official documents to approve. Assuming permanent maintenance of South Main from Route V to Highway 71 Bypass will require a long-term financial obligation; however this section was overlaid in 2014 and should remain in good condition for the next ten (10) to fifteen (15) years. It would be the City's intention to move forward on Phase III of South Main Improvements around a similar time frame.

If Kawasaki proceeds with the reconstruction of 285th Street and a new slip ramp, it would be assumed that the City of Maryville would assume maintenance of this section as well. Both South Main from Route V to Highway 71 Bypass and upgraded 285th Street will require snow removal which will be incorporated by City staff into existing routes.

City Staff recommended after discussion of terms of the proposed agreement to consider making a motion to proceed towards recommended terms. While there is a long-term financial obligation for assuming responsibility of South Main Street from Route V to Highway 71 Bypass, transferring control of the corridor from MoDOT allows the City to develop as it sees fit with no counterproductive measures. Under the current scenario, any Phase III improvements would require a design to MoDOT requirements and may not correspond with Maryville's codes.

Immediate approval for Fountain Park would also be provided along with the transfer of excess right-of-way to the City. The proposed completion of 285th Street and a slip ramp for Kawasaki would allow Maryville's largest employer to continue efficiency upgrades and also decrease congestion near the intersection of 285th Street and South Main which will impact design.

Motion was made by Councilwoman Martin, seconded by Councilman Riggs, to proceed towards recommended terms to assume responsibility of South Main Street from Route V to Highway 71 Bypass, transferring control of the corridor from MoDOT and the upgrade of 285th Street. Upon roll being called the vote was as follows: Councilman McDowell, yea; Councilwoman Martin, yea; Councilman Riggs, yea; Mayor Riedel, yea. Motion carried.

DISCUSSION: PROPOSED CHRISTMAS PARADE, DECEMBER 5, 2015, GREATER MARYVILLE CHAMBER OF COMMERCE

An application was received from the Greater Maryville Chamber of Commerce, requesting permission to hold a Christmas Parade, on Saturday, December 5, beginning at 5:30 p.m., with the streets closed at 5:00 p.m. The event is proposed

to begin at 2nd Street and North Main Street, with parade participants lining up on 2nd Street, going north on Main Street to 7th Street, ending at Franklin Park.

For the past several years, the local Girl Scout troops have been responsible for decorating and providing the “Winter Wonderland” scene at Franklin Park, where children come to visit Santa. When the end of the parade reaches Franklin Park, a lighting ceremony will be held to light up Winter Wonderland.

Since this is the first year for the Christmas Parade, it is not clear what the related costs will be for the City.

The Chamber has provided an executed Indemnification and Hold Harmless Agreement. The signature list of the area businesses that will be affected by the event was not completed yet.

Council and staff cited the potential conflict for large traffic numbers along Main Street during the requested time if a collegiate football game was played on this date. Maryville Public Safety also had concerns about security resources if both events occurred at the same time. To address these concerns, it was recommended that further discussion with the Greater Chamber of Commerce was needed. Discussion will be held with the Chamber of Commerce to recommend the event be held on Friday, December 4, 2015, beginning at 6:00 p.m., with the streets being closed at 5:30 p.m.

A motion was made by Councilman Riggs, seconded by Councilwoman Martin, to postpone the request until the signature list of business owners is received. Upon roll being called, the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, yea; Mayor Riedel, yea. Motion carried.

SECOND REGULARLY SCHEDULED CITY COUNCIL MEETING OF NOVEMBER 2015

The second regularly scheduled City Council meeting of November, 2015, falls on Monday, November 23, at 7:00 p.m. Mayor Riedel inquired about the availability of the City Council Members and Administrative Staff. It was apparent that everyone would be available to attend the City Council meeting scheduled for November 23, 2015 and will held as scheduled.

REPORTS

I. NWMSU/Student Senate Liaison

- *NWMSU Budget Approved.* Northwest Missouri State University has been approved. Student organizations were encouraged to devote at least one (1) event annually as a fundraising efforts to local Maryville community causes. A total of seven thousand dollars was raised for the New Nodaway Humane Society through Penney Wars.

II. City Manager

- *Indoor Pool* – A local group of citizens has enlisted a marketing research class at Northwest Missouri State University to perform a survey on the community’s interest to construct and finance an indoor swimming pool. The group sites a high demand for the indoor facility, water aerobics and therapy. The group has been working for several months through Nodaway County Economic Development to collect data regarding the initiative. Last week the survey was released and inadvertently had the City of Maryville’s logo attached to it. While the City of Maryville supports data collection and further discussion, it is important to note that this is not a municipal driven initiative.
- *Transfer Station RFP* – The City of Maryville has released a Request for Proposals (RFP) for the Operation, Maintenance, and Commercial Use of the Maryville Transfer Station. The City is exploring the opportunity to exit from the operation of the solid waste transfer station and potentially lease the facility to a selected operator. The operator would be responsible for all duties and tasks involved with the acceptance of refuse, transfer, and delivery to an approved landfill. There was a pre-bid meeting on October 5, 2015 and all bids are due by December 1, 2015 at 10:00 a.m. The RFP specifically states that the City reserves the right to accept or reject any and all proposals and seek additional solid waste management options if necessary.
- *Unsafe and Dangerous Structure Removal* – On Thursday, October 29, 2015, the residential structure located at 212 W. 2nd Street was removed as a part of the City’s ongoing efforts to reduce the number of substandard structures within the community. The structure was tagged as a “substandard building” according to Chapter 505: Housing Code of the Municipal Code of Maryville, on July 22, 2014. Staff scheduled a hearing regarding this property with the Board of Code Appeals on March 26, 2015 and the board upheld the “substandard building” definition according to Section 505.010. The board issued a Findings of Fact that ordered the repair or demolition of the structure within sixty (60) days and since that time the owner has failed to comply with the decision. Nodaway Contracting Company, Inc. completed the demolition and an additional tax lien will be placed on the property.
- *MIRMA Police Training Seminar* – The Missouri Intergovernmental Risk Management Association (MIRMA) will be holding a seminar entitled “Implicit Bias, Ethics, and Impartial Policing” on November 30, 2015 in Chillicothe, MO. The seminar will consider the much-discussed issue of impartiality in policing, drawing careful distinction

between explicit and implicit biases. Topics covered will include ethical reasoning, choices and dilemmas in modern policing, context of U.S. race relations, protests, and constructive steps toward the future of policing. Maryville Public Safety Chief Keith Wood and several Officers will be in attendance to constructively discuss the future of law enforcement.

- *Peach Creek Improvements, Phase V* – Orr Wyatt Streetscapes has now completed the Peach Creek Improvements, Phase V. The project sought to straighten and widen the Peach Creek channel near Highway V to improve storm water flow and storage. Several phases of this project have now been completed and have improved flooding that occurred in the area and upstream during high volume rainfall events. The FY16 Budget includes sixty thousand dollars (\$60,000) for continued drainage improvements to Peach Creek upstream near the campus of Northwest Missouri State University.
- *Recreational Trails Program at Mozingo Lake Recreation Park* – Orr Wyatt Streetscapes was at Mozingo Lake Recreation Park the week of November 1, 2015 to complete the concrete pour for the Mozingo Lake Trail Project, Phase V. The completion of Change Order No. 1 marks the substantial completion of both Phase four (4) and five (5), funded through Recreational Trails Program (RTP) grants. Staff will work to complete remaining items such as seeding and installation of signage and benches. It is anticipated that all trail related items will be complete this week.
- *Shoreline Stabilization at Mozingo Lake Recreation Park* -Staff has been working with the Missouri Department of Conservation (MDC) over the past few months to identify areas of priority for shoreline stabilization projects at Mozingo. Within the past week, staff has created a map identifying four (4) priority areas along the shoreline. On Monday, November 2, 2015, MDC removed invasive tree species from the west side of the lake and within MOERA. These trees were then placed along the shoreline in an effort to reduce shoreline erosion and provide stabilization. MDC has done this same process in other areas of the lake with success. Additionally, staff will be preparing a Request for Proposal (RFP) in the coming weeks for the installation of rip rap in the four (4) priority areas.
- *Non-Peak Season at Mozingo Lake Recreation Park* -The information booth at Mozingo Lake Recreation Park is now closed for the non-peak season. Guests needing boat passes, campsites, or assistance with any other topics can visit the Park Maintenance Building located just east of the city boat ramp. Office hours are Mon-Fri, 8:00am – 5:00pm. Additionally, boat passes may be purchased at Maryville Public Safety outside of normal business hours. As of November 1, 2015, RV camping is just eighteen dollars (\$18) for first-come/first-serve section and twenty-five dollars (\$25) per day for reserved. Beginning December 1, daily rates for the family cabins will be twenty to twenty-five percent (20-25%) cheaper compared to peak season prices as well.

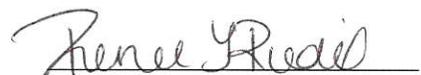
III. City Council

- *Nothing to Report*

ADJOURNMENT

Motion was made by Councilwoman Martin seconded by Councilman Riggs, that the meeting be adjourned. Upon the roll being called, the vote was as follows: Councilwoman Martin, yea; Councilman Riggs, yea; Councilman McDowell, yea; Mayor Riedel, yea. Motion carried.

Meeting was adjourned at 7:55 p.m.


Renee Riedel, Mayor

ATTEST:


Sheila Smail, City Clerk