

# NOTICE OF MEETING

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## CITY COUNCIL

*Regular Meeting – Monday, October 21, 2019 – 7:00 p.m.*  
Council Chamber – City Hall – 1100 Frederick Avenue

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## AGENDA

### COUNCIL SEATING ARRANGEMENT

J. Bruce Woody  
City Manager

Bill McMurray  
Mayor

Paula Heyde  
City Clerk

#### MANAGER'S STAFF\*

#### COUNCILMEMBERS

#### COUNCILMEMBERS

Brian Myers (At Large)

Brenda Blessing (At Large)

Marty Novak (2nd District)

Madison Davis (1st District)

Kent O'Dell (At Large)

PJ Kovac (3rd District)

Gary Roach (4th District)

Russell Moore (5th District)

\*City Attorney Bryan Carter, Interim Administrative Services Director Tom Mahoney, Fire Chief Michael L. Dalsing, Police Chief Chris Connally, Health Director Debra Bradley, Parks, Recreation & Civic Facilities Director and Interim Human Resources Director Chuck Kempf, Planning & Community Development Director Clint Thompson, and Public Works & Transportation Director Andrew Clements.

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PLEDGE OF ALLEGIANCE:

ROLL CALL:

CALL TO ORDER:

MINUTES:

1. Approval of the minutes of the regular meeting held October 7, 2019, at 7:00 p.m., as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

None.

ACCEPTANCE OF AGENDA:

CONSENT AGENDA:

Nominations and Appointments:

2. Filed 10/7/19: Councilmember Blessing nominates Dennis Weiser, 4601 Lexington Court, to serve as a member of the Landmark Commission for a term expiring October 21, 2022; he is replacing William Cole Woodbury, whose term expired on October 10, 2019.

Bills for Passage:

3. A Bill (#557-18) sponsored by Mayor McMurray enacting a new Article XIII of Chapter 17 “Health and Sanitation” of the City of St. Joseph, Missouri Code of Ordinances to be entitled “Electronic cigarettes, e-cigarettes, e-vaporizers, or electronic nicotine delivery systems (ENDS)” to prohibit the use of vapor products in indoor public places.
4. A Bill (#558-18) sponsored by Councilmember Moore amending Sections 20-321, 20-323, 20-324, and 20-326 of Chapter 20, Offenses and miscellaneous provisions” of the Code of Ordinances to exchange the term “drug” or “drugs” with “controlled substances,” and making possession or distribution of a controlled substance a violation of the City’s Code of Ordinances.

CONSENT AGENDA: Bills for Passage: (Cont'd)

5. A Bill (#549-18) sponsored by Councilmember Roach approving execution of an Abatement Order on Consent with the Missouri Department of Natural Resources under the authority of Sections 640.130, 640.131, 644.056, and 644.079, revised Statutes of Missouri, concerning the St. Joseph Sanitary Landfill's compliance with the Missouri Clean Water Law in the operation of the landfill.
  
6. A Bill (#552-18) sponsored by Councilmember Myers repealing Special Ordinance 7998 and rescinding a Reimbursement Agreement with Timothy and Lindsay Minson due to nonperformance in the easement acquisition and construction of off-site sewers to serve the Timber Creek Subdivision.
  
7. A Bill (#553-18) sponsored by Councilmember Myers authorizing execution of a Reimbursement Agreement with Nodaway Valley Bank and an amendment to the Water Protection Fund budget both in the amount of \$216,303.00 to provide funds for a portion of the costs associated with upgrading the design and construction of the Ajax Road sewer.
  
8. A Bill (#554-18) sponsored by Mayor McMurray abating administrative penalties totaling \$3,225.00 on the property located at 709 South 9th Street.
  
9. A Bill (#559-18) sponsored by Mayor McMurray to authorize the execution of a contract with the Missouri Department of Health and Senior Services to provide a Nutrition Program for women, infants and children and an amendment to the Public Health Department budget in the General Fund in the amount of \$78,921.00 to budget revenue anticipated through said contract.
  
10. A Bill (#560-18) sponsored by Mayor McMurray authorizing approval of a purchase order with St, Joseph Plumbing and Heating for emergency replacement of the HVAC system in the dog kennel area at the Animal Control and Rescue facility and authorizing an amendment to the Public Health Department budget in the General Fund to transfer funds in the amount of \$47,500.00 from various Health Department budget line items to provide funds to furnish and install a Greenheck make up air unit.

CONSENT AGENDA: Bills for Passage: (Cont'd)

11. A Bill (#556-18) sponsored by Councilmember Blessing renaming the Joyce Raye Patterson Senior Citizens Center, located at 100 South 10th Street, to “Joyce Raye Patterson 50+ Activity Center”.
12. A Bill (#561-18) sponsored by Councilmember Moore authorizing an amendment to the Capital Projects Fund budget in the amount of \$11,572.00 to provide funds for final costs associated with design services, landscaping and stormwater control, and backflow vault drain line repairs for Fire Stations 9 and 11.
13. A Bill (#562-18) sponsored by Councilmember Moore authorizing an amendment to the Police Department budget in the General Fund and acceptance of the Edward Byrne Memorial Justice Assistance Grant both in the amount of \$29,936.00 to be used to purchase supplies and equipment for the Police Department and Buchanan County Sheriff Department.
14. A Bill (#563-18) sponsored by Councilmember Moore authorizing acceptance of a Bulletproof Vest Partnership Grant in the amount of \$6,145.00 from the U.S. Bureau of Justice, an amendment to the Police Department budget in the General Fund in the amount of \$12,290.00 to budget the grant funds received and appropriation of the matching funds from fund balance to provide the funds to purchase bulletproof vests for the Police Department.

Resolutions for Adoption:

15. A Resolution (#565-18) declaring October 22, 2019, Student in Government Day in St. Joseph, Missouri.
16. A Resolution (#566-18) authorizing approval of an application of economic development assistance through the Enhanced Enterprise Zone Tax Abatement Program years 1 through 4 in the amount of 75%, year 5 in the amount of 65% and years 6 through 10 in the amount of 50% for BMS Management.
17. A Resolution (#569-18) authorizing the purchase of one (1) new 2020 half ton truck from Anderson Ford for the Park Maintenance Division for the amount of \$27,211.40.

CONSENT AGENDA: Resolution for Adoption: (Cont'd)

18. A Resolution (#570-18) authorizing the execution of a contract to provide a Save Our Heritage Grant in the amount of \$31,706.00 to Leonard Kottenstette and Mary J. Kottenstette to rehabilitate the structure located at 208 North 19th Street.
  
19. A Resolution (#571-18) authorizing the execution of a contract to provide a Save Our Heritage Grant in the amount of \$24,500.00 to Frederick Corners, LLC to rehabilitate the structure located at 1201, 1205, and 1207 Frederick Avenue.
  
20. A Resolution (#572-18) authorizing the execution of a contract to provide a Save Our Heritage Grant in the amount of \$78,048.00 to Kelly W. Crawford and Kathy L. Crawford to rehabilitate the structure located at 305 South 8th Street.
  
21. A Resolution (#581-18) authorizing the execution of a contract to provide a Save Our Heritage Grant in the amount of \$28,000.00 to Royal Packaging, LLC to rehabilitate the structure located at 302 South Third Street.
  
22. A Resolution (#573-18) accepting the proposal from CBIZ/Cigna for health insurance coverage for Transit employees in an approximate amount of \$903,679.38.
  
23. A Resolution (#574-18) authorizing the purchase of one compact utility tractor from Heritage Tractor for the amount of \$30,150.00 to be used by the Street Maintenance Division.
  
24. A Resolution (#576-18) authorizing the execution of Change Order No. 1 to the Design Build Contract with Garney Companies, Inc. for diversion structure improvements to the Stormwater Drainage Pump Station Project in the amount of \$100,045.00.

CONSENT AGENDA: Resolution for Adoption: (Cont'd)

25. A Resolution (#575-18) appointing Shirlee K. Allen to the Downtown Parking Committee.
  
26. A Resolution (#583-18) authorizing the execution of a Unit Price Contract with TNR Construction, LLC, and the issuance of purchase orders towards said contract, in a total amount not to exceed \$297,747.81 for the 2018 Urban Trail Phase 23 Patee Branch Phase 2 Project.
  
27. A Resolution (#588-18) authorizing the purchase of three Hewlett-Packard Enterprise (HPE) Proliant DL360 Gen10 servers with two Intel Xeon Gold 2.6GHZ processors and 32GB memory each, and three years HPE Proactive Care 24X7 service each from Computer Discount Warehouse – Government (CDW-G) for the amount of \$48,962.00.
  
28. A Resolution (#589-18) authorizing the purchase of one Pure Storage X10 9.6TB Flash Array and 36 months of Pure Storage Evergreen support from Computer Discount Warehouse – Government (CDW-G) for the amount of \$62,740.00.
  
29. A Resolution (#590-18) authorizing the purchase of five new marked police all-wheel drive Ford Interceptor SUV's for the amount of \$36,889.00 per vehicle for a total cost of \$184,445.00 from Anderson Ford to be used by the Police Department.

\*\*\*\*\* END OF CONSENT AGENDA \*\*\*\*\*

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

None.

EMERGENCY BILLS FOR PASSAGE:

30. An Emergency Bill (#577-18) sponsored by Councilmember Novak at the request of Countryside Mobile Home Estates waiving \$7,783.00 in sewer user fees as a result of water supplied to the user leaking from the system and to the ground rather than entering the sewer system.

RESOLUTIONS FOR ADOPTION:

None.

BILLS FOR FIRST READING:

31. A Bill (#564-18) sponsored by Councilmember O'Dell redistricting the property located at 225 South 36th Street from C-3, Commercial District to R-1A, Single Family Residential District, as requested by Kibrom Araya.
32. A Bill (#567-18) sponsored by Councilmember O'Dell abating administrative penalties and demolition principal and interest totaling \$3,304.00, on the property located at 608 Hardin Street.
33. A Bill (#568-18) sponsored by Councilmember Moore authorizing an amendment to the Police Department budget in the General Fund to budget funds received from the Missouri Coalition for Roadway Safety Northwest Region in the amount of \$6,500.00 for the "I'm a Safe Driver" Program.
34. A Bill (#578-18) sponsored by Mayor McMurray amending Chapter 20, 'Offenses and Miscellaneous Provisions' of the Code of Ordinances to enact a new Section 20-54 titled "Camping in parks or on public property prohibited; exceptions" prohibiting unpermitted camping on public property and establishing requirements applicable to permitted camping on public property.

BILLS FOR FIRST READING: (Cont'd)

35. A Bill (#579-18) sponsored by Councilmember Davis authorizing an amendment to Section 28-1587 “No truck traffic streets” of the Code of Ordinances to add “East Hyde Park Avenue, from King Hill Avenue to Hyde Park Avenue” as a “no truck route.”
36. A Bill (#580-18) sponsored by Mayor McMurray authorizing the acceptance of \$7,402.00 from the Missouri Department of Public Safety to be used for police officer training and an amendment to the Police Department budget in the General Fund for a decrease in the amount of \$598.00 to reflect the actual revenues received and to move prior year funds in the amount of \$146.00 to the current fiscal year budget.
37. A Bill (#582-18) sponsored by Councilmember Davis authorizing an amendment to Section 28-7 titled “Emergency traffic regulations” of the Code of Ordinances to accurately reflect the proper name of the City’s emergency snow ordinance and how the City’s emergency snow ordinance is utilized.
38. A Bill (#584-18) sponsored by Councilmember Davis authorizing an amendment to Section 28-1576 “Emergency routes” of the Code of Ordinances to update the list of emergency snow routes.
39. A Bill (#585-18) sponsored by Councilmember O’Dell redistricting the property located at 3734 Pear Street from C-3, Commercial District to M-1, Light Manufacturing District, as requested by Christopher Johnson.
40. A Bill (#586-18) sponsored by Councilmember O’Dell amending Section 31-190 “Historic Landmarks” of Chapter 31, “Zoning “ of the Code of Ordinances to add City Hall, located at 1100 Walter T. Welsh Avenue, as requested by the Landmark Commission, as an historic local landmark in the City.
41. A Bill (#587-18) sponsored by Councilmember Myers authorizing the execution of a Contractor/Services Agreement with Advanced Cleaning Systems, Inc., and an amendment to the General Fund budget to appropriate \$13,800.00 to pay costs associated with cleaning services for City Hall.
42. A Bill (#591-18) sponsored by Mayor McMurray authorizing execution of a Parking Contribution Agreement with St. Kolbe-Puckett Center for Healing to provide three no-charge parking permits and an amendment to the budget to transfer \$900.00 from the Gaming Initiatives Fund to the Public Parking Fund to compensate the Public Parking Fund for the parking permits.

REPORTS OF BOARDS & COMMISSIONS:

43. Filed 10/2/19: Minutes of the Landmark Commission Work Session held September 3, 2019, at 6:00 p.m., in the Council Chamber at City Hall.



REPORTS OF BOARDS & COMMISSIONS: (Cont'd)

44. Filed 10/2/19: Minutes of the Landmark Commission meeting held September 3, 2019, at 7:00 p.m., in the Council Chamber at City Hall.
45. Filed 10/3/19: Minutes of the Downtown Review Board meeting held October 2, 2019, at 5:30 p.m., in the Council Chamber at City Hall.
46. Filed 10/3/19: Minutes of the Museum Oversight Board meeting held September 16, 2019, at 11:50 a.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.
47. Filed 10/7/19: Minutes of the Administrative Violation Review Board meeting held September 4, 2019, at 2:00 p.m., in the 4th Floor Conference Room at City Hall.
48. Filed 10/7/19: Revised minutes of the Downtown Review Board meeting held October 2, 2019, at 5:30 p.m., in the Council Chamber at City Hall.
49. Filed 10/7/19: Revised minutes of the Museum Oversight Board meeting held September 16, 2019, at 11:50 a.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.
50. Filed 10/8/19: Minutes of the Senior Citizen Foundation, Inc. Board meeting held September 17, 2019, at 3:00 p.m. at the Joyce Raye Patterson Senior Center, 100 S. 10th St.
51. Filed 10/14/19: Minutes of the Planning Commission meeting held September 26, 2019, at 7:00 p.m., in the Council Chamber at City Hall.
52. Filed 10/14/19: Minutes of the Electrical Standards and Appeals Board meeting held October 9, 2019, at 3:30 p.m. in the 1st Floor Conference Room at City Hall.
53. Filed 10/14/19: Minutes of the Plumbers Examining and Appeals Board meeting held October 10, 2019, at 4:30 p.m. in the 1st Floor Conference Room at City Hall.

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

54. Filed 10/3/19: Minutes of the Council Work Session held September 23, 2019, at 5:30 p.m., in the 4th Floor Conference Room at City Hall.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

55. Filed 10/10/19: Memorandum in re: Acting City Manager (October 11, 2019).
56. Filed 10/14/19: Memorandum in re: Acting City Manager (October 16-20, 2019).

DELEGATIONS, PETITIONS:

None.

## COMMUNICATIONS:

57. Filed 10/3/19: Minutes of the Mayor's Blue Ribbon Audit Advisory Committee meeting held October 1, 2019, at 12:00 p.m., in the 4th Floor Conference Room at City Hall.
58. Filed 10/3/19: Memorandum from Clint Thompson, Planning and Community Development Director, in re: Transient Guest Tax recommended use.
59. Filed 10/4/19: Minutes of the St. Joseph Museums, Inc., Collections Committee meeting held August 13, 2019, at 9:00 a.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.
60. Filed 10/4/19: City Link, October 3, 2019.
61. Filed 10/7/19: Building Permits Issued Report, August 2019.
62. Filed 10/7/19: Fire Department Quarterly Report, July, August, September 2019.
63. Filed 10/7/19: Minutes of the St. Joseph Museums, Inc. Exhibits Committee meeting held September 11, 2019, at 4:00 p.m., at the East Hills Mall, 3702 Frederick Avenue.
64. Filed 10/7/19: Human Resources Department Monthly Activity Report, September 2019.
65. Filed 10/7/19: Parks, Recreation and Civic Facilities Department Report, August 2019.
66. Filed 10/7/19: Memorandum from Clint Thompson, Planning and Community Development Director, in re: Historic Preservation Design Guidelines.
67. Filed 10/8/19: Health Department Monthly Statistical Report, September 2019.
68. Filed 10/8/19: Minutes of the St. Joseph Museums, Inc. Fundraising Committee meeting held September 12, 2019, at 10:00 a.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.
69. Filed 10/9/19: Activities of the Social Welfare Board, September 2019.
70. Filed 10/10/19: City Link, October 10, 2019.
71. Filed 10/14/19: Building Permits Issued for September 2019.
72. Filed 10/14/19: Property Maintenance Division Billings, September 2019.
73. Filed 10/14/19: Single Family Residential Rental Property Licenses, September 2019.
74. Filed 10/14/19: Duplex Residential Rental Property Licenses, September 2019.
75. Filed 10/14/19: Property Maintenance Division Activity, September 2019.
76. Filed 10/14/19: Memorandum from Rod McQuerrey, Supt. Of Solid Waste/Recycling, in re: Clean Sweep Totals.

COMMUNICATIONS: (Cont'd)

77. Filed 10/14/19: Business License Listing, September 2019.
78. Filed 10/14/19: Employee Suggestions, September 2019.
79. Filed 10/14/19: Police Department Monthly Activity Highlights Report, September, 2019
80. Filed 10/14/19: Commendations regarding the Police Department.
81. Filed 10/14/19: Activities of the Social Welfare Board, August, 2019.
82. Filed 10/14/19: Memorandum from Mary Robertson, Communications & Public Relations Manager, in re: City Hall cleaning service ordinance.
83. Filed 10/15/19: Letter from David M. Grothaus, Executive Director of Missouri Gaming Commission in re: State/Local Allocation of Gaming Revenues for September, 2019.

OTHER BUSINESS:

City Manager's Report.

PUBLIC COMMENT:

ADJOURN:

Paula Heyde, CMC, City Clerk

It is the intention of the City of St. Joseph to comply in all aspects with the Americans with Disabilities Act (ADA). If you plan on attending a meeting to participate or to observe and need special assistance beyond what is routinely provided, the city will attempt to accommodate you in every reasonable manner. Please contact the ADA Coordinator, 816-271-5500, or TODD# 816-271-4898 at least two business days prior to the meeting to inform the City of your specific needs and to determine if accommodation is feasible.