OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE CITY OF ST. JOSEPH, MISSOURI

January 28, 2019 - 7:00 p.m.
Office of the City Clerk

CALL TO ORDER:

The Council of the City of St. Joseph, Missouri, met in regular meeting in the Council Chamber at City Hall, on Monday, January 28, 2019, at 7:00 p.m. The meeting was called to order at 7:00 p.m. by Mayor McMurray. Notice of said meeting had been established as every other Monday at 7:00 p.m. Further notice was provided by posting the regular meeting date and time in the City Clerk’s office at City Hall, and by written notice (together with a tentative agenda) three days in advance in the City Clerk’s office.

ROLL CALL:

<table>
<thead>
<tr>
<th>Name</th>
<th>Term Attendance</th>
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<tbody>
<tr>
<td>Mayor Bill McMurray</td>
<td>(26-01)</td>
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<tr>
<td>Councilmember Brenda Blessing</td>
<td>(26-01)</td>
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<tr>
<td>Councilmember Madison Davis</td>
<td>(26-01)</td>
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<tr>
<td>Councilmember PJ Kovac</td>
<td>(24-03)</td>
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<tr>
<td>Councilmember Russell Moore</td>
<td>(27-00)</td>
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<tr>
<td>Councilmember Brian Myers</td>
<td>(24-02)</td>
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<tr>
<td>Councilmember Marty Novak</td>
<td>(26-01)</td>
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<tr>
<td>Councilmember Gary Roach</td>
<td>(26-01)</td>
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<tr>
<td>Councilmember Kent O’Dell</td>
<td>(22-05)</td>
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</tbody>
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Members absent: Councilmember Kent O’Dell

Total membership--9. Five members constitute a quorum.

Also present were City Manager J. Bruce Woody, City Attorney Bryan Carter, Police Chief Chris Connally, Administrative Services Director Tom Mahoney, Fire Chief Michael L. Dalsing, Parks, Recreation & Civic Facilities Director Chuck Kempf, Health Director Debra Bradley, Planning & Community Development Director Clint Thompson, Public Works & Transportation Director Andrew Clements, Human Resources Director Alicia Nolan, Asst. to the City Manager/Communications & Public Relations Manager Mary Robertson, Multimedia Planner Ed Schilling and City Clerk Paula Heyde.

Under the Council voting rotation system, Councilmember Moore voted first.

PLEDGE OF ALLEGIANCE:

MINUTES:

44099 By general consent, the minutes of the special meeting held January 7, 2019, at 4:00 p.m. and the regular meeting held January 14, 2019, at 7:00 p.m., were approved as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

44100 Proclamation – Boy Scout Anniversary Recognition Week

(Continued on next page)
(January 28, 2019, Council Meeting, Continued)

Agenda Number

44101  It was moved by Councilmember Blessing and seconded by Councilmember Davis that the Agenda be accepted as published. Motion carried. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

PUBLIC HEARING ON AN AMENDMENT TO THE COMMUNITY PARTNERSHIP STRATEGY AND CONSOLIDATED PLAN FOR 2015-2020 AND FISCAL YEAR 2018/2019 ANNUAL PLAN:

44102  The City Council of the City of St. Joseph held a public hearing on Monday, January 28, 2019, at 7:00 p.m., in the Council Chamber at City Hall, to amend its Community Partnership Strategy and Consolidated Plan for 2015-2020 and FY 2018/2019 Annual Plan for the use of CDBG funds that the City of St. Joseph receives from the Department of Housing and Urban Development to add the following goals/objectives: Multifamily Housing Rehab and Rehab/Improvement of Public Facilities. The City of St. Joseph certifies that the activities described in the proposed Amendment, if adopted, is consistent with the new goals/objectives of the Community Partnership Strategy and Consolidated Plan, 2015-2020.

Add New Activity: Purchase of energy efficient entry doors and storm doors for the Public Housing Authority.

Project Description: Provide funds to purchase energy efficient entry doors and storm doors for the Public Housing Authority for units located at the Pleasant Heights Complex at 2902 S. 36th Street.

Proposed Funding Source: Community Development Block Grant Funds

Add New Activity: Purchase of Playground equipment.

Project Description: Provide funding to purchase playground equipment for six local parks in need of equipment--College Hill Park located at 13th and Henry, Mary Park located at Parkway A and Mary St, Hochman Park located on Pickett Road in the Deer Park Area, Seitz Park located at Esther and Elijah Streets and Rest Square Park located at 23rd and Vories.

Proposed Funding Source: Community Development Block Grant Funds.

Residents were given an opportunity to express their views regarding the proposed revision to the Plans.

44103  There being no persons appearing to be heard, the Mayor declared the public hearing closed.

ORDINANCES FOR REZONING AND CONDITIONAL USE PERMITS:

44104  (S.O. 9533) A Bill (#278-18) granting a Conditional Use Permit for the operation of Missouri Chin Baptist Church at 6520 Carnegie Street, as requested by No Lain, having been read the first time on January 14, 2019, was read the second time and passed. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

44105  It was moved by Councilmember Moore and seconded by Councilmember Blessing that Bill #279-18 be amended before consideration for passage by substituting a new page 1 of the ordinance in place of the one originally filed. Motion carried. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

(Continued on next page)
Agenda Number 44106

ORDINANCES FOR REZONING AND CONDITIONAL USE PERMITS: (Cont’d)

(G.O. 2897) A Bill (#279-18) redistricting the properties located at 1201, 1205, 1221, 1307, 1308, 1309, 1314, 1318, 1320, 1323 Atchison Street, 2503, 2507, 2509, 2511, 2515, 2527, 2529, 2601 South 11th Street, 2605, 2609, 2613, 2617, 2621 South 11th Street, 2502, 2506, 2510, 2520, 2531, 2535, 2537, 2539, 2541, 2602, 2603, 2604, 2605, 2607, 2608, 2609, 2610, 2611, 2613, 2625 South 12th Street, 2531, 2533 1/2, 2535, 2537, 2538, 2539, 2540, 2543, 2545, 2547, 2552, 2553, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2609, 2610, 2612, 2614, 2615, South 13th Street, 2426, 2502, 2504, 2514, 2522, 2608, 2614 and 2702 South 14th Street from M-2 Heavy Manufacturing District to R-4, Apartment Residential District, as requested by the City of St. Joseph, having been read the first time on January 14, 2019, was read the second time and passed. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

PUBLIC HEARING ON A CONCEPTUAL DEVELOPMENT PLAN:

(S.O. 9534) A Bill (#281-18) repealing the Conceptual Development Plan attaches to Special Ordinance Number 8324 for the property located in the northern portion of 3240 Pear Street and adopting a revised Conceptual Development Plan to be known as St. Charles Place upon approval of a final plat as requested by Jarrod Sanderson, agent for Catholic Charities of Kansas City - St. Joseph, having been read the first time on January 14, 2019, was read the second time and passed. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

CONSENT AGENDA:

Nominations and Appointments:

44108 It was moved by Councilmember Roach and seconded by Councilmember Blessing that Agenda Numbers 44108 through 44119 be passed by Consent Agenda. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

44109 Filed 1/15/19: The nomination by Councilmember Moore was approved, appointing Harold Ed Wildberger, 2414 Dewey Street, to serve as a member of the Personnel Board for a term expiring the third Monday in January, 2024; he is replacing Lana Beavers, whose term expired on January 21, 2019.

44110 Filed 1/15/19: The nomination by Mayor McMurray was approved, appointing Hamilton Henderson, 223 S. 17th Street, to serve as a member of the Human Rights Commission for a term expiring October 8, 2021; he is replacing Kayla Cheeney, who has been removed from the board.

44111 Filed 1/18/19: The nomination by Councilmember Kovac was approved, appointing Pam Nelson, 3015 Ashland Avenue, to serve as a member of the Parks and Recreation Board for a term expiring February 3, 2024; she is replacing Karen Foley, whose term will expire February 3, 2019.

44112 Filed 1/18/19: The nomination by Councilmember Kovac was approved, appointing David Cripe, 1059 N. Noyes Blvd., to serve as a member of the Parks and Recreation Board for a term expiring February 3, 2024; he is replacing Joseph K. Houts, Jr., whose term will expire February 3, 2019.

44113 Filed 1/18/19: The nomination by Councilmember Kovac was approved, appointing Michael Heim, 4201 S. 11th Street Road, to serve as a member of the Parks and Recreation Board for a term expiring February 3, 2024; he is replacing Keenan King, whose term will expire February 3, 2019.

(Continued on next page)
Agenda Number

CONSENT AGENDA: (Cont’d)

Bills for Passage:

44114 (S.O. 9535) A Bill (#280-18) approving the Preliminary Plat entitled “St. Charles Place” a major residential subdivision [the replating of Lot Twelve (12) of Applewood Estates Plat Two (2)] consisting of two (2) lots proposed for the property located at 3240 Pear Street, as requested by Jarrod Sanderson, agent for Catholic Charities Kansas City – St. Joseph, having been read the first time on January 14, 2019, was read the second time and passed.

44115 (S.O. 9536) A Bill (#291-18) authorizing an amendment to the Capital Projects Fund budget and the execution of Work Order Number One (1) to the Master Agreement for Professional Services with Water’s Edge Aquatic Design, LLC, to evaluate and define needed repairs to the Aquatic Park, both in the amount of $68,350.00, having been read the first time on January 14, 2019, was read the second time and passed.

44116 (S.O. 9537) A Bill (#277-18) authorizing the execution of a Purchase Agreement and the acceptance of a Warranty Deed for real property located at 2221 South 4th Street from Susie A. Dannar, Trustee, and the payment of Buchanan County 2018 real estate taxes in the total amount of $61,027.87 to purchase land to be used to relocate the Water Protection Line Maintenance Division, having been read the first time on January 14, 2019, was read the second time and passed.

44117 (S.O. 9538) A Bill (#286-18) authorizing an amendment to the Airport Improvement Program budget and authorizing an Emergency Airport Aid Agreement with the Missouri Highways and Transportation Commission (MHTC) for emergency repairs to Runway 17/35 at Rosecrans Memorial Airport both in the amount of $30,750.00, having been read the first time on January 14, 2019, was read the second time and passed.

44118 (S.O. 9539) A Bill (#290-18) authorizing an amendment to the Aviation Fund budget and the purchase of one (1) eight-foot Hiniker C-plow from Croft Trailer Supply, Inc. for snow removal operations at Rosecrans Memorial Airport both in the amount of $7,257.00, having been read the first time on January 14, 2019, was read the second time and passed.

Resolutions for Adoption:

44119 (Resolution No. 44119 – 4303) A Resolution (#300-18) authorizing the purchase of one (1) JLG 1644 Telehandler to be used by the Water Protection Division for the amount of $194,594.00 from All Around Access, LLC, was read and adopted.

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

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

44120 (G.O. 2898) A Bill (#295-18) sponsored by Councilmember Myers amending Section 4-104 of the Code of Ordinances entitled “Temporary location permit for caterers and other persons licensed to sell intoxicating liquor by the drink” to allow the issuance of caterers licenses along the Frederick Avenue corridor between 11th Street and 22nd Street, having been read the first time on January 14, 2019, was read the second time and passed. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, McMurray--7. Nay, Kovac--1. Absent, O’Dell--1.

(Continued on next page)
Agenda Number 44121
BILL FOR PASSAGE: (Cont’d)

It was moved by Councilmember Blessing and seconded by Councilmember Moore that Bill #287-18 be amended before consideration for passage by attaching Exhibit 3 to the Agreement attached to the ordinance. Motion carried. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

44122 (S.O. 9540) A Bill (#287-18) authorizing the execution of an Agreement for Professional Services with Midland GIS Solutions, LLC, to provide Geographic Information System (GIS) services, having been read the first time on January 14, 2019, was read the second time and passed. Ayes, Moore, Myers, Novak, Roach, Blessing, Davis, Kovac, McMurray--8. Absent, O’Dell--1.

EMERGENCY BILLS FOR PASSAGE:

None.

RESOLUTIONS FOR ADOPTION:

None.

BILL FOR FIRST READING:

44123 A Bill (#296-18) authorizing an amendment to the Animal Control and Rescue Program budget in the General Fund to appropriate funds received from the Viola M. Richardson Trust in the amount of $5,000.00, was introduced and read the first time.

44124 A Bill (#297-18) authorizing an amendment to the Public Health Department budget in the General Fund and acceptance of a donation from Ameripac both in the amount of $5,000.00 to be used to purchase outdoor dog housing equipment for the “Digs” for Dogs Program, was introduced and read the first time.

44125 A Bill (#298-18) authorizing an amendment to the Public Health Department budget in the General Fund to appropriate monies received from PetSmart Charities in the amount of $63,500.00 to provide spay/neuter surgeries for dogs and cats being adopted from the Animal Shelter, was introduced and read the first time.

44126 A Bill (#299-18) authorizing an amendment to the General Fund Street Enhancement Use Tax Program in the amount of $800,000.00 and the execution of a Unit Price Contract with Herzog Contracting Corporation and the issuance of purchase orders towards said contract, in a total amount not to exceed $4,700,000.00 for the 2019 Use Tax Resurfacing Program, was introduced and read the first time.

44127 A Bill (#301-18) authorizing Amendment Number One to the St. Joseph Partnership Strategy and Consolidated Plan for 2015-2020 and annual plan for the use of FY 2018/2019 Community Development Block Grant and HOME Investment Partnerships Program funds, was introduced and read the first time.

44128 A Bill (#302-18) sponsored by Mayor McMurray waiving zoning and building permit fees associated with the existing structure located at 1703 South 12th Street for Sisters of Solace to operate an emergency women’s shelter, was introduced and read the first time.

44129 A Bill (#303-18) approving an Abatement Order on Consent with the Missouri Department of Natural Resources under the authority of Sections 644.056 and 644.079, Revised Statutes of Missouri concerning St. Joseph’s compliance with the Missouri Clean Water Law in the operation of its Combined Sewer Overflow System, was introduced and read the first time.

(Continued on next page)
A Bill (#304-18) sponsored by Mayor McMurray amending the Gaming Initiatives Fund budget and authorizing execution of a funding agreement with Special Olympics Missouri, Inc. both in the amount of $15,000.00 to provide funding for the Special Olympic Indoor Games to be held in St. Joseph March 29-31, 2019, was introduced and read the first time.

A Bill (#305-18) authorizing the execution of contracts with eight social service agencies totaling $327,200.00 as provided in the Fourth Year Annual Plan for the use of Community Development Block Grant funds and amending the Community Development Block Grant (CDBG) Fund budget in the amount of $37,200.00 to provide additional funds to enter into said contracts, was introduced and read the first time.

A Bill (#306-18) authorizing the execution of a Purchase Agreement and the acceptance of a Quit Claim Deed for tracts of real property located adjacent to and crossing Locust Street from approximately 22nd Street to 28th Street, in St. Joseph, Buchanan County, Missouri, from BNSF Railway Company for the 2018 Urban Trail Patee Branch Phase 2 Project and possible use for the Odor Control Project in the total amount of $14,000.00, was introduced and read the first time.

REPORTS OF BOARDS & COMMISSIONS:

Filed 1/9/19: Minutes of the Landmark Commission work session held December 4, 2018, at 6:00 p.m., in the Council Chamber at City Hall.

Filed 1/9/19: Minutes of the Landmark Commission meeting held December 4, 2018, at 7:00 p.m., in the Council Chamber at City Hall.

Filed 1/9/19: Minutes of the Administrative Violation Review Board meeting held December 4, 2018, at 1:00 p.m., in the 4th Floor Conference Room at City Hall.

Filed 1/11/19: Minutes of the Senior Citizens Foundation, Inc. Board meeting held November 20, 2018, at 3:00 p.m., at the Joyce Raye Patterson Senior Center, 100 South 10th Street.

Filed 1/15/19: Minutes of the Plumbers Examining and Appeals Board meeting held January 10, 2019, at 4:30 p.m., in the 1st Floor Conference Room at City Hall.

Filed 1/15/19: Minutes of the Electrical Standards and Appeals Board meeting held January 9, 2019, at 3:30 p.m., in the 1st Floor Conference Room at City Hall.

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

None.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

Filed 1/16/19: Memorandum in re: Acting City Manager (January 18, 2019).

Filed 1/22/19: Memorandum in re: Acting City Manager (January 24, 2019).

DELEGATIONS, PETITIONS:

None.

(Continued on next page)
COMMUNICATIONS:

Filed 1/10/19: City Link, January 10, 2019.

Filed 1/11/19: Minutes of the St. Joseph Museums, Inc. Capital Campaign Committee meeting held January 10, 2019, at 4:00 p.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.

Filed 1/11/19: Letter from R. Patt Lilly, President/CEO, Chamber of Commerce, in re: Expressing support for ordinance that would allow an additional area to obtain a caterers license for various events.

Filed 1/14/19: Minutes of the St. Joseph Museums, Inc. Executive/Financial Committee meeting held December 20, 2018, at 4:00 p.m., at the St. Joseph Museums, Inc., 3406 Frederick Avenue.

Filed 1/14/19: Email from John Q. Nelson, 2620 Clay St., in re: Resignation from the Law Enforcement Center Commission.

Filed 1/15/19: Letter from William K. Seibert, Jr., Executive Director, Missouri Gaming Commission, in re: State/Local Allocation of Gaming Revenues for the period 12/1/18 through 12/31/18.

Filed 1/17/19: Minutes of the Police Pension Board meeting held December 19, 2018, at 4:00 p.m., in the 1st Floor Conference Room at City Hall.

Filed 1/17/19: Email from Ted Hauser, 1108 Felix Street, in re: Requesting he be reappointed to another term on the Landmark Commission.

Filed 1/17/19: City Link, January 17, 2019.

Filed 1/22/19: Minutes of the Voluntary Rental Inspection Citizens Committee meeting held December 19, 2018, at 3:00 p.m. in the 4th Floor Conference Room at City Hall.


Filed 1/22/19: Employee Suggestion Box Report, January 9, 2019.


Filed 1/22/19: Building Permits Issued Report, December 2018.

Filed 1/22/19: Police Department 2018 Annual Crime Summary.

Filed 1/22/19: Fire Department Quarterly Report (October-December, 2018).

Filed 1/22/19: Recycling Center Report, December 2018.

Filed 1/23/19: Minutes of the St. Joseph Museums, Inc. Fundraising Committee meeting held January 10, 2019, at 10:00 a.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.

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(January 28, 2019, Council Meeting, Continued)

Agenda Number 44133

OTHER BUSINESS:

City Manager’s Report – City Manager J. Bruce Woody recognized and acknowledged the following City staff: Kelly Kibirige for her submittal of a presentation to the National Association of City & County Health Officials on “Why Mental Health First Aid Makes Sense for Preparedness Response & Recovery”. She will be making the presentation in St. Louis on March 26-29. Animal Control & Rescue Manager Holly Bowie and Senior Animal Care Specialist Theresa Pinson will be attending some training opportunities for animal care issues. The Engineering Division for its support of many City departments. The Fire Chief and Chief of Fire Prevention recently presented the Engineering Division with a plaque with a piece of a fire pole engraved with words of appreciation for the Division’s work in overseeing the project management for construction of new Fire Stations Nos. 9 and 11. The Administrative Services Department has obtained its 25th clean opinion for the CAFR (Comprehensive Annual Financial Report).

44134

It was moved by Councilmember Myers and seconded by Councilmember Blessing to direct City staff to draft an ordinance that is supportive of the findings of the Voluntary Rental Inspection Citizens’ Committee. Motion carried. Ayes, Moore, Myers, Novak, Roach, Blessing, McMurray--6. Nays, Davis, Kovac--2. Absent, O’Dell--1.

PUBLIC COMMENT:

Warren Ingram, 201 Overton St., asked that construction of curb along the parkway system be considered for a future capital improvement program.

Jim Weidinger, 4614 Iris Ave., asked for more information about Bill #303-18. Mr. Woody and Public Works & Transportation Director Andy Clements provided information on the subject.

Nancy Kelly, 2837 Renick St., asked when the emergency snow routes began and said the City did a super job with the snow removal. She listed several potholes that need to be filled at major intersections throughout the City. Mr. Clements said the potholes were on Missouri Department of Transportation right-of-way and would be their responsibly to fix.

Kenny Reeder, 4000 River Road, spoke about the CSO (Combined Sewer Overflow) and the Blaksnake Creek tunneling project.

NOTES:

Agenda No. 44100 – Mayor McMurray read the proclamation. He was asked to share his tribal name and said it is Red Breasted Woodpecker.

Agenda No. 44105 - Jeremy W. Holland, 2608 S. 14th St., said if something happens to these homes, they will not be able to rebuild them and the City will lose tax dollars. He can’t get his house refinanced due to the M-2 zoning.

Jim Weidinger, 4614 Iris Ave., said he supports this ordinance for the same reason that Mr. Holland stated. He wonders if the R-4 zoning will accomplish what Mr. Holland wants if he owns a single-family home or will there be problems with this zoning if a calamity happens. Planning & Community Development Director Clint Thompson said the R-4 zoning allows for single and multi-family structures.

Agenda No. 44120 – Nancy Kelly, 2837 Renick St., said if one business is not allowed to use the side streets off Frederick, she doesn’t believe any should be allowed to. She was told by a City employee that no side streets off Frederick Avenue could be blocked for emergency reasons. City Manager J. Bruce Woody suggested that Mrs. Kelly apply again for a street closure permit.

(Continued on next page)
NOTES: (Cont’d)

Jacqueline Justice, 1956 Clay St., spoke about her concerns with all the traffic, trash, parking and noise. She doesn’t think this is a good idea.

ADJOURNMENT:

By general consent, the Council adjourned.

The meeting adjourned at 8:04 p.m.

Minutes transcribed by Paula Heyde, CMC, City Clerk.