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

April 22, 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, April 22, 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>(34-01)</td>
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<tr>
<td>Councilmember Brenda Blessing</td>
<td>(33-02)</td>
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<tr>
<td>Councilmember Madison Davis</td>
<td>(34-01)</td>
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<tr>
<td>Councilmember PJ Kovac</td>
<td>(32-03)</td>
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<tr>
<td>Councilmember Russell Moore</td>
<td>(35-00)</td>
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<tr>
<td>Councilmember Brian Myers</td>
<td>(32-03)</td>
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<tr>
<td>Councilmember Marty Novak</td>
<td>(34-01)</td>
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<tr>
<td>Councilmember Kent O’Dell</td>
<td>(30-05)</td>
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<tr>
<td>Councilmember Gary Roach</td>
<td>(34-01)</td>
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</tbody>
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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 City Manager/Communications & Public Relations Manager Mary Robertson, Multimedia Planner Ed Schilling and City Clerk Paula Heyde.

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

Agenda Number PLEDGE OF ALLEGIANCE:

Boy Scouts from Troops #215, sponsored by Wesley United Methodist Church, and #235, sponsored by Deer Park United Methodist Church, led the Pledge of Allegiance.

MINUTES:

44323 By general consent, the minutes of the regular meeting held April 8, 2019, at 7:00 p.m., were approved as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

44324 Proclamation – Earth Day 2019

(Continued on next page)
AGENDA:

ACCEPTANCE OF AGENDA:

44325 It was moved by Councilmember Davis and seconded by Councilmember Kovac that the Agenda be accepted as published. Motion carried. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

44326 It was moved by Councilmember Novak and seconded by Councilmember Myers that because of the heavy agenda this evening that we limit discussion on each of these items to 30 minutes in order to get some efficiency this evening. Motion carried. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

PUBLIC HEARING ON ORDINANCES FOR REZONING AND SPECIAL USE PERMITS:

44327 It was moved by Councilmember Blessing and seconded by Councilmember Moore that the debate be closed and the question on Bill #366-18 be put. Motion carried. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

44328 (G.O. 2908) A Bill (#366-18) redistricting a portion of the property located at 2300 Mitchell Avenue from C-1, Neighborhood Shopping District to M-1 Light-Manufacturing District, as requested by John Spencer on behalf of Western Alternative, LLC., having been read the first time on April 8, 2019, was read the second time and passed. Ayes, Davis, McMurray, Moore, Myers, O’Dell, Blessing--6. Nays, Kovac, Novak, Roach--3.

44329 (G.O. 2909) A Bill (#367-18) redistricting the property located at 1703 South 12th Street from R-2, Two Family Residential District to RP-4 Planned Apartment Residential District, as requested by Stacy Kerns., having been read the first time on April 8, 2019, was read the second time and passed. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

PUBLIC HEARING ON ORDINANCES TO THE ZONING CODE:

44330 (G.O. 2910) A Bill (#368-18) authorizing an amendment to Section 31-010 “Definitions,” 31-029 “C-1 Neighborhood Shopping District,” and 31-034 “M-1 Light Manufacturing District” and enacting a new Section 31-012 “Medical Marijuana Facilities,” all in Chapter 31 “Zoning,” of the Code of Ordinances to provide land use regulations related to the cultivation, dispensing, and testing of medical marijuana., having been read the first time on April 8, 2019, was read the second time and passed. Ayes, Davis, McMurray, Moore, Myers, Novak, O’Dell, Blessing--7. Nays, Kovac, Roach--2.

PUBLIC HEARING ON A CONCEPTUAL DEVELOPMENT PLAN:

44331 (S.O. 9578) A Bill (#370-18) approving the proposed Conceptual Development Plan for the property located at 1703 South 12th Street, as requested by Stacy Kerns, agent for Sisters of Solace., having been read the first time on April 8, 2019, was read the second time and passed. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

CONSENT AGENDA:

44332 It was moved by Councilmember Davis and seconded by Councilmember Novak that Agenda Numbers 44333 through 44336 be passed by Consent Agenda. Motion carried. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

(Continued on next page)
(April 22, 2019, Council Meeting, Continued)

Agenda Number

CONSENT AGENDA: (Cont’d)

Bills for Passage:

44333 (G.O. 2911) A Bill (#364-18) authorizing an amendment to Chapter 28 entitled “Vehicles and traffic” of the Code of Ordinances to enact a new Section 28-809 entitled “Electric vehicle parking spaces” to limit parking in designated parking spaces with vehicle charging stations, having been read the first time on April 8, 2019, was read the second time and passed.

44334 (S.O. 9579) A Bill (#374-18) authorizing execution of a Transportation Consolidated Planning Grant Agreement with the Kansas Department of Transportation (KDOT) in the amount of $19,691.00 with the City contributing matching funds in the amount of $4,923.00 to assist in Metropolitan Planning activities within the St. Joseph urbanized area, having been read the first time on April 8, 2019, was read the second time and passed.

Resolutions for Adoption:

44335 (Resolution No. 44335 – 4326) A Resolution (#379-18) authorizing the purchase of a 2019 Dodge Ram 1500-Classic Crew Truck from Randy Reed Jeep Ram in the amount of $25,514.00, was read and adopted.

44336 (Resolution No. 44336 – 4327) A Resolution (#382-18) authorizing the purchase of two mid size unmarked police vehicles of $17,939.00 per vehicle for a total cost of $35,878.00 from Fleet Vehicle Source for the St. Joseph Police Department for a total of $35,878.00, was read and adopted.

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

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

44337 (S.O. 9580) A Bill (#371-18) authorizing the acceptance of a donation from the George Bode, Jr. Benevolent Trust and an amendment to the Bode Recreation Complex Program budget, both in the amount of $330,000.00, and authorizing the execution of Change Order Number One (1) to the contract with Schneider Electric Buildings America, Inc. for renovations to the HVAC system and dehumidifier in the Bode Ice Arena in an amount not to exceed $330,000.00, having been read the first time on April 8, 2019, was read the second time and passed. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

44338 It was moved by Councilmember Davis and seconded by Councilmember Myers that the debate be closed and the question on Bill #365-18 be put. Motion carried. Ayes, Davis, McMurray, Moore, Myers, Novak, Roach, Blessing--7. Nays, Kovac, O’Dell--2.

44339 A Bill (#365-18) authorizing execution of a Transportation Alternatives Funds Program (TAP) Agreement with the Missouri Highways and Transportation Commission (MHTC) to provide funding in an amount not to exceed $200,000.00 and the City will contribute matching funds in an amount not to exceed $85,714.29 for a total amount of $285,714.29 to construct the Urban Trail-Chicago Great Western Branch-Phase 2 Project on the former Chicago Great Western Railroad Corridor from Cook Road to Blackwell Road, having been read the first time on April 8, 2019, was read the second time and failed to pass. Ayes, Davis, Myers, Novak, Roach--4. Nays, Kovac, McMurray, Moore, O’Dell, Blessing--5. (See Agenda Nos. 44346-7 under “Other Business.”)

(Continued on next page)
Agenda Number

EMERGENCY BILLS FOR PASSAGE:

44340 (S.O. 9581) An Emergency Bill (#381-18) sponsored by Councilmember O’Dell authorizing the purchase of one (1) Caterpillar 836K Landfill Compactor to be used by the Landfill Division from Foley Equipment and authorizing an amendment to the Landfill Fund both in the amount of $939,495.00 to provide funds for said purchase, was introduced, read and passed. Ayes, Kovac, McMurray, Moore, Novak, O’Dell, Roach--6. Nays, Davis, Myers, Blessing--3.

RESOLUTIONS FOR ADOPTION:

44341 (Resolution No. 44341 – 4328) A Resolution (#378-18) expressing the City Council’s support for the Friends of the Animal Shelter intent and capital campaign to move the Animal Shelter to a new location at 5909 Corporate Drive, was read and adopted. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Blessing--8. Nay, Roach--1.

BILLS FOR FIRST READING:

44342 A Bill (#375-18) authorizing execution of a Real Estate Purchase Agreement and a Warranty Deed with the Ricky D. Gilmore and Marcia L. Gilmore Trust Agreement dated August 29, 2016 in the amount of $76,000.00 for the sale of real property located at 510 Edmond Street and an amendment to the Cell Phone Program budget to budget the proceeds received, was introduced and read the first time.

44343 A Bill (#376-18) amending Section 2-117 of Chapter 2 “Administrative Code” of the Code of Ordinances titled “Payment of city taxes and other debts owed to the city” to increase the number of days a newly-hired City employee has to pay past-due city taxes and fees, was introduced and read the first time.

44344 A Bill (#377-18) authorizing a Lawn and Lot Care Services Agreement with Murphy’s Mowing, LLC, for grass mowing services at eighteen (18) Water Protection facility locations in an amount not to exceed $1,150.00 per seven (7) day period, was introduced and read the first time.

44345 A Bill (#380-18) authorizing the execution of a Purchase Agreement and the acceptance of a Warranty Deed for Real Property located at 2219 South 4th Street from David Cordonnier, Jordon Cordonnier and Jennifer Cordonnier in the total amount of $42,000.00 to purchase land to be used to relocate the Water Protection Line Maintenance Division, was introduced and read the first time.

REPORTS OF BOARDS & COMMISSIONS:

Filed 4/3/19: Minutes of the Parks and Recreation Board meeting held March 21, 2019, at 4:00 p.m., in the Parks, Recreation and Civic Facilities Administration Building, 1920 Grand Avenue.

Filed 4/3/19: Minutes of the Traffic Commission meeting held March 13, 2019, at 10:00 a.m., in the Council Chamber at City Hall.

Filed 4/5/19: Minutes of the Tourism Commission meeting held April 4, 2019, at 4:00 p.m., in the 4th Floor Conference Room at City Hall.

Filed 4/11/19: Minutes of the Library Board Materials and Services Committee meeting held April 9, 2019, at 5:00 p.m., at the Downtown Library, 927 Felix Street.

(Continued on next page)
(April 22, 2019, Council Meeting, Continued)

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

None.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

Filed 4/8/19: Memorandum in re: Acting City Manager (April 10, 2019).

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:


Filed 4/3/19: February 2019 Purchase Orders between $5,000 and $35,000.


Filed 4/4/19: Minutes of the St. Joseph Museums, Inc. Exhibits Committee meeting held March 13, 2019, at 4:00 p.m. at the St. Joseph Museums, Inc. 3406 Frederick Avenue.

Filed 4/5/19: City Link, April 4, 2019.


Filed 4/5/19: Memorandum from Wanda Burks, Supervisor, Police Records Division, in re: Disposition List.


Filed 4/5/19: Minutes of the St. Joseph Museums, Inc. Black Archives, Museums Committee meeting held March 5, 2019, at 5:00 p.m., at the St. Joseph Museums, Inc. 3406 Frederick Avenue.


Filed 4/9/19: Memorandum from Mayor McMurray, in re: Absent from the City (April 10, 2019).

Filed 4/11/19: Minutes of the St. Joseph Museums, Inc. Bi-Monthly Board meeting held March 21, 2019, at 4:00 p.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.


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

Filed 4/11/19: City Link, April 11, 2019.

Filed 4/12/19: Letter from David M. Grothaus, Executive Director, Missouri Gaming Commission, in re: State/Local Allocation of Gaming Revenues for the period 3/1/19 through 3/31/19.

Filed 4/12/19: Memorandum from Don DePriest, Community Development Manager, in re: Habitat for Humanity – HOME Program 2019/2020 funding recommendations.

Filed 4/15/19: Letter from Teri A. Mayer, Chief, Risk Analysis Branch, Federal Emergency Management Agency (FEMA), in re: Has initiated a flood hazard mapping project in Buchanan County, Missouri.


Filed 4/15/19: Letter from Clint Thompson, Planning and Community Development Director, to Mitchell Avenue Shopping Center, in re: 3602 Mitchell, St. Joseph, Missouri.

OTHER BUSINESS:

Reconsideration of Bill #365-18 (See Agenda No. 44339):

44346 It was moved by Councilmember Blessing and seconded by Councilmember Myers that #Bill 365-18 be reconsidered. Motion carried. Ayes, Davis, Moore, Myers, Novak, Roach, Blessing--6. Nays, Kovac, McMurray, O’Dell--3.

44347 A Bill (#365-18) authorizing execution of a Transportation Alternatives Funds Program (TAP) Agreement with the Missouri Highways and Transportation Commission (MHTC) to provide funding in an amount not to exceed $200,000.00 and the City will contribute matching funds in an amount not to exceed $85,714.29 for a total amount of $285,714.29 to construct the Urban Trail-Chicago Great Western Branch-Phase 2 Project on the former Chicago Great Western Railroad Corridor from Cook Road to Blackwell Road, having been read the first time on April 8, 2019, was read the second time and failed to pass. Ayes, Davis, Myers, Roach--3. Nays, Kovac, McMurray, Moore, Novak, O’Dell, Blessing--6. (See Agenda No. 44339 under “Bills for Passage.”)

44348 It was moved by Councilmember Davis and seconded by Councilmember Myers that a work session be scheduled in May after the budget meetings to discuss an Alternatives Funds Program (TAP) Agreement with the Missouri Highways and Transportation Commission (MHTC) to provide funding to construct the Urban Trail-Chicago Great Western Branch-Phase 2 Project. Motion carried. Ayes, Davis, Kovac, McMurray, Moore, Myers, Novak, O’Dell, Roach, Blessing--9.

44349 City Manager’s Report – City Manager J. Bruce Woody said the Mayor’s Prayer Breakfast is May 2 at the Civic Arena beginning at 6:45 a.m.

Councilmember Blessing said she gave each Councilmember a package containing a flower pot with seeds in honor of Earth Day.

PUBLIC COMMENT:

None.

(Continued on next page)
Agenda No. 44324 – Councilmember Blessing read the proclamation and presented it to Janet Storts, member of the Sustainable Environmental Advisory Committee.

Agenda No. 44328 – The following spoke on the bill: Virginia Weigum, 5113 Mockingbird Lane; Ty Dejoinville, 2315 Lafayette St.; Greg Filardo, 710 S. 9th St.; Carl Crandell, 2302 Mitchell Ave.; John Spencer, 702 Felix St.; Gary Steele, 1309 S. 19th St.; Roger Brumley, 4613 N. Heatherwood Dr.; Steve Holdenried, 2125 S. 11th St.; Sarah Hochschwender, 1114 N. 6th St.; Pastor William Hedge, 4914 Woodfield Dr.; Pam Swanson, 2601 Jackson St.; Marvin Shahid, 2009 Messanie St.; Joyce Starr, 1604 S. 22nd St.; Krista Kiger, 1814 N. 30th St.; Robin Despain, 815 S. 16th St.; and Bertha Parker, 2909 S. 29th St.

Agenda No. 44330 - Virginia Weigum, 5113 Mockingbird Lane; Jim Weidinger, 4614 Iris Ave.; and John Spencer, 702 Felix St.

Agenda No. 44337 - Kathleen Ames, 2910 N. 2nd St., asked if the project was advertised for bids.

Agenda No. 44339 – The following spoke on the bill: Travis Smith, 1908 Blackwell Rd.; John and Kay Leidy, 2505 N. 29th St. (owns 1909 Blackwell Rd.); Thomas Adkins, 1704 Blackwell Rd.; Chance Long, Transportation Planner; Ernie Clark, 14245 Millstone Blvd.; Annette Bertelsen, 3119 Renick St.; Mary Gaston, First Transit General Manager; Kim Neibling, Hiawatha, Kansas; Cody Neibling, 1721 240th St., Hiawatha, Kansas; Ronny Payne, 5515 Karrasch St.; Matt Leidy, 1215 Grand Ave.; Pat Jones, 5314 Savannah Rd.; Kathy Smith, 5520 Karrasch St.; Daniel Roberts, 5518 Karrasch St.; Lisa Icke Simbro, 1803 Clifford St.; Walter Gray, 2002 Blackwell Rd.; Tina Goodrick, 5102 Mockingbird Lane; Sarah Hochschwender, 1114 N. 6th St.; John Holland, 5218 Miller Rd.; Melinda Smith-Thomas, 2320 S. 12th St.; Rich Cheever, 1 Lindenwood Lane; Joe Webster, 6520 SE Fike Rd.; and Pam Swanson, 2601 Jackson St.

Agenda No. 44340 - Bertha Parker, 2909 S. 29th St., asked some questions about this bill.

Agenda No. 44341 – The following spoke on the bill: Kappy Hodges, 33506 Woodland Pointe Dr.; Kim Gorman, 3602 W. Colony Square; Patrick Brushwood, 3223 Monterey St.; John Holland, 5218 Miller Rd.; and Kathy Emler, 4313 Leighton Court.

Agenda No. 44346-7 – Jim Weidinger, 4614 Iris Ave.; and Huston Roberts, 3002 Frederick Ave. spoke on the reconsideration of Bill #365-18.

ADJOURNMENT:

44350

By general consent, the Council adjourned.

The meeting adjourned at 10:53 p.m.

[Signature]

Minutes transcribed by Paula Heyde, CMC, City Clerk.