

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

October 5, 2020 - 5:30 p.m.
Office of the City Clerk

PLEDGE OF ALLEGIANCE: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, October 5, 2020, at 5:30 p.m. The meeting was called to order at 5:35 p.m. by Mayor McMurray. Notice of said meeting had been established as every other Monday at 5:30 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:

	<u>Name</u>	<u>Term Attendance</u> (mtgs attended-mtgs absent)
Members present:	Mayor Bill McMurray	(91-02)
	Councilmember Brenda Blessing	(89-04)
	Councilmember Madison Davis	(88-05)
	Councilmember PJ Kovac	(77-16)
	Councilmember Russell Moore	(92-01)
	Councilmember Brian Myers	(87-06)
	Councilmember Marty Novak	(89-04)
	Councilmember Kent O'Dell	(81-12)
Members absent:	Councilmember Gary Roach	(80-13)

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

Also present were Interim City Manager Chris Connally, City Attorney Bryan Carter, Interim Administrative Services Director Tom Mahoney, Fire Chief Michael L. Dalsing, Health Director Debra Bradley, Planning & Community Development Director Clint Thompson, Public Works & Transportation Director Andrew Clements, Human Resources Director Amy Cohorst, Asst. Parks, Recreation & Civic Facilities Director Jeff Atkins, Patrol Division Commander Mike Wilson, Asst. to City Manager/Communications & Public Relations Manager Mary Robertson, Asst. City Engineer Jake Fisher, Nature Center Manager Sarah Elder, Multimedia Planner Ed Schilling, City Clerk Paula Heyde and Deputy City Clerk Rita K. Domini.

Under the Council voting rotation system, Councilmember O'Dell voted first.

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MINUTES:

45572 By general consent, the minutes of the special meeting held September 14, 2020, at 4:00 p.m. and the regular meeting held September 21, 2020, at 5:30 p.m., were approved as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

45573 Proclamation – Kappy Hodges Day

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ACCEPTANCE OF AGENDA:

45574 It was moved by Councilmember Davis and seconded by Councilmember Novak that the agenda be accepted as published. Motion carried. Ayes, O'Dell, Blessing, Davis, Kovac, McMurray, Moore, Myers, Novak--8. Absent, Roach--1.

CONSENT AGENDA:

45575 It was moved by Councilmember Moore and seconded by Councilmember Davis that Agenda Numbers 45576 through 45587 be passed by Consent Agenda. Motion carried. Ayes, O'Dell, Blessing, Davis, Kovac, McMurray, Moore, Myers, Novak--8. Absent, Roach--1.

Nominations and Appointments:

45576 Filed 9/17/20: The nomination by Mayor McMurray was approved, appointing Terri Lowden, 3517 Jackson Street, as a member of the Human Rights Commission for a term expiring October 8, 2023; she is being reappointed.

45577 Filed 9/17/20: The nomination by Mayor McMurray was approved, appointing Sean C. Connors, 1912 Manchester Road, as a member of the Human Rights Commission for a term expiring October 8, 2023; he is replacing Rev. Brian Kirk, whose term will expire on October 8, 2020.

45578 Filed 9/21/20: The nomination by Mayor McMurray was approved, appointing Danielle McGaughy, 2721 Felix Street, as a member of the Human Rights Commission for a term expiring October 8, 2023; she is replacing Claire Clark, whose term will expire on October 8, 2020.

45579 Filed 9/22/20: The nomination by Councilmember Davis was approved, appointing Frank Still, 4001 Miller Road, as a member of the Law Enforcement Center Commission for a term expiring January 30, 2023; he is being reappointed.

45580 Filed 9/22/20: The nomination by Mayor McMurray was approved, appointing Joshua Knight, 2602 Shadow Court, as a member of the Planning Commission for a term expiring August 5, 2023; he is filling the vacancy created by the resignation of Phillip Vaughn.

45581 Filed 9/28/20: The nomination by Councilmember Blessing was approved, appointing Amanda Hutchison, 604 N. Noyes Boulevard, as a member of the Landmark Commission for a term expiring October 27, 2023; she is being reappointed.

Bills for Passage:

45582 (G.O. 2969) A Bill (#894-18) sponsored by Councilmember Davis authorizing an amendment to Chapter 28 "Traffic and vehicles" of the Code of Ordinances to enact a new Section 28-435 entitled "Endangerment of a road worker" that would penalize a driver for endangering a City road worker, having been read the first time on September 21, 2020, was read the second time and passed.

45583 (S.O. 9790) A Bill (#893-18) sponsored by Councilmember Novak authorizing execution of an amended Grant Agreement with Habitat for Humanity to reduce the number of homes constructed at 14th and Duncan Street from seven (7) homes to five (5) homes, having been read the first time on September 21, 2020, was read the second time and passed.

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

- 45584 (S.O. 9791) A Bill (#895-18) sponsored by Councilmember Kovac authorizing a Lump Sum Contract with Roberts Roofing Co. in a total amount not to exceed \$68,450.00 for the roof replacement at the Remington Nature Center and authorizing an amendment to the budget to transfer \$18,450.00 from the Capital Projects Fund to the General Fund, Nature Center Program to provide additional funds to complete the roof replacement, having been read the first time on September 21, 2020, was read the second time and passed.
- 45585 (S.O. 9792) A Bill (#899-18) sponsored by Mayor McMurray authorizing execution of an Employment Agreement with Gary Edwards to serve as the City Manager of the City of St. Joseph, having been read the first time on September 21, 2020, was read the second time and passed.

Resolutions for Adoption:

- 45586 (Resolution No. 45586 – 4657) A Resolution (#906-18) authorizing the execution of an agreement with Bottling Group, LLC for the purchase of non-alcoholic beverage supply products for concession operations located at Fairview Golf Course for a term of five years, was read and adopted.
- 45587 (Resolution No. 45587 – 4658) A Resolution (#908-18) accepting the proposal from CBIZ/CIGNA for health insurance coverage for Mass Transit employees in the amount of \$1,039,731.80, was read and adopted.

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

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

None.

EMERGENCY BILLS FOR PASSAGE:

None.

RESOLUTIONS FOR ADOPTION:

- 45588 (Resolution No. 45588 – 4659) A Resolution (#909-18) sponsored by Councilmember Davis authorizing the execution of a Design Build Contract with Ideker, Inc., in a total amount not to exceed \$1,550,000.00 for the River Bluff Bike Trail Project, was read and adopted. Ayes, O'Dell, Blessing, Davis, Kovac, McMurray, Moore, Myers, Novak--8. Absent, Roach--1.
- 45589 (Resolution No. 45589 – 4660) A Resolution (#911-18) sponsored by Mayor McMurray stating support for a 30 day extension of the Mayor's declaration and order issued pursuant to Section 2-1454 of the Code of Ordinances on September 15, 2020, requiring measures be employed to protect public life, health, safety, and property to limit the development, contraction, and spread of COVID-19 by requiring six-foot social distancing or the use of face coverings or masks when in indoor spaces other than residences, was read and adopted. Ayes, O'Dell, Blessing, Davis, McMurray, Moore, Myers--6. Nays, Kovac, Novak--2. Absent, Roach--1.

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BILLS FOR FIRST READING:

- 45590 A Bill (#874-18) sponsored by Councilmember Moore authorizing an amendment to the Police Department budget in the General Fund in the amount of \$24,270.00 to budget insurance proceeds received for a damaged police vehicle, was introduced and read the first time.
- 45591 A Bill (#900-18) sponsored by Councilmember Moore authorizing the acceptance of grants from the Missouri Department of Transportation, Traffic and Highway Safety, for overtime for Hazardous Moving Violations in the amount of \$8,832.00, Midland Empire Alcohol Task Force (Youth Alliance) in the amount of \$46,140.00 and Northwest Missouri DWI Task Force (Sobriety Checkpoint) in the amount of \$6,372.00 and DWI Wolfpack Enforcement in the amount of \$3,174.00 for a total grant amount of \$64,518.00, was introduced and read the first time.
- 45592 A Bill (#901-18) sponsored by Councilmember O'Dell approving the final plat entitled "Final Amended Re-plat, Greens of Ashland Plat 5," a major residential subdivision consisting of twenty-eight (28) lots located generally in the southwest and southeast quarter of Section 34, Township 58 North, Range 35 West, as requested by Bradley Grooms, was introduced and read the first time.
- 45593 A Bill (#902-18) sponsored by Councilmember O'Dell approving the preliminary plat entitled "North Village Plat 10," a major commercial subdivision consisting of three (3) lots proposed for the property located west of Interstate 29 and north of North Village Drive, as requested by Lee Sawyer on behalf of Buchanan County, Missouri, was introduced and read the first time.
- 45594 A Bill (#903-18) 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 \$29,941.00 to be used to purchase supplies and equipment for the Police Department and Buchanan County Sheriff Department, was introduced and read the first time.
- 45595 A Bill (#904-18) sponsored by Councilmember Myers authorizing an amendment to the Gaming Initiatives Fund budget to appropriate \$36,900.00 to provide funds to complete additional windstorm tree removal, was introduced and read the first time.
- 45596 A Bill (#905-18) sponsored by Councilmember Myers authorizing amendments to the General Fund; Street Maintenance Fund; Park Maintenance Fund; Special Allocation Fund; Public Parking Fund; and Municipal Golf Fund budgets for Fiscal Year 2019-2020, was introduced and read the first time.
- 45597 A Bill (#907-18) sponsored by Councilmember Kovac amending the Parks Maintenance Fund budget in the amount of \$47,964.00, \$45,827.00 of which has been provided by the Federal Emergency Management Agency (FEMA) and \$2,137.00 of which will be appropriated from fund balance all for the purpose of completing repairs that are necessary as a result of the 2019 flooding, was introduced and read the first time.
- 45598 A Bill (#910-18) sponsored by Councilmember Moore authorizing the acceptance of \$5,259.00 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 an increase in the amount of \$1,259.00 to reflect the actual revenues received and to move prior year funds in the amount of \$3,551.00 to the current fiscal year budget, was introduced and read the first time.

REPORTS OF BOARDS & COMMISSIONS:

Filed 9/16/20: Minutes of the Traffic Commission meeting held September 9, 2020, at 3:00 p.m., in the Council Chamber at City Hall.

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REPORTS OF BOARDS & COMMISSIONS: (Cont'd)

Filed 9/17/20: Minutes of the Senior Citizen Foundation, Inc. Board meeting held August 18, 2020, at 3:00 p.m., at the Joyce Raye Patterson 50+ Activity Center, 100 South 10th Street.

Filed 9/21/20: Amended minutes of the Land Bank Board meeting held August 17, 2020, at 1:00 p.m., in the Council Chamber at City Hall.

Filed 9/22/20: Minutes of the Parks and Recreation Board meeting held September 17, 2020, at 4:00 p.m., at the Parks Admin. office, 1920 Grand Avenue.

Filed 9/24/20: Minutes of the Human Rights Commission meeting held September 15, 2020, at 5:30 p.m., in the 4th Floor Conference Room at City Hall.

Filed 9/25/20: Minutes of the Planning Commission meeting held September 24, 2020, at 7:00 p.m., in the Council Chamber at City Hall.

Filed 9/25/20: Minutes of the Land Bank Advisory Committee meeting held August 10, 2020, at 1:00 p.m., in the 4th Floor Conference Room at City Hall.

Filed 9/25/20: Minutes of the Social Welfare Board meeting held August 25, 2020, at 2:30 p.m., at Rogers Pharmacy, 3705 N. Belt Highway.

Filed 9/29/20: Minutes of the Land Bank Board meeting held September 28, 2020, at 1:00 p.m., in the Council Chamber at City Hall.

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

Filed 9/30/20: Minutes of the Council Work Session held September 28, 2020, at 4:00 p.m. in the Council Chamber at City Hall.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

None.

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:

Filed 9/15/20: Social Welfare Board The Clinic Beat newsletter, August 2020.

Filed 9/16/20: Minutes of the Police Pension Board meeting held August 19, 2020, at 4:00 p.m., in the 1st Floor Conference Room at City Hall.

Filed 9/18/20: City Link, September 17, 2020.

Filed 9/21/20: Minutes of the Mayor’s Blue Ribbon Citizens Crime Advisory Committee meeting held June 15, 2020, at 12:30 p.m., in the 4th Floor Conference Room at City Hall.

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COMMUNICATIONS:

Filed 9/21/20: Minutes of the St. Joseph Museums Programming Committee meeting held September 1, 2020, at 3406 Frederick Avenue, via Zoom.

Filed 9/22/20: Minutes of the St. Joseph Museums Black Archives Museum Committee meeting held September 2, 2020, at 3:00 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 9/22/20: Letter from Martha Ellison, 130 N. Ryan's Way, in re: COVID-19 and mask mandate.

Filed 9/24/20: Minutes of the St. Joseph Museums Fundraising Committee meeting held September 10, 2020, at 4:03 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 9/24/20: St. Joseph Transit Report, July 2020.

Filed 9/24/20: St. Joseph Transit Report, August 2020.

Filed 9/25/20: City Link, September 24, 2020.

Filed 9/25/20: Minutes of the St. Joseph Museums Collections Committee meeting held August 11, 2020, at 9:00 a.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 9/29/20: Minutes of the St. Joseph Museums Membership Committee meeting held September 10, 2020, at 3:02 p.m., at St. Joseph Museums, via Zoom.

OTHER BUSINESS:

45599 City Manager's Report – Interim City Manager Chris Connally said the Government Finance Officers Association (GFOA) awarded Interim Administrative Services Director Tom Mahoney and his staff a Certificate of Achievement for Excellence in Financial Reporting. The Optimist Club recognized and awarded Police Officer Jeremy Peters the Respect for Law Award largely due to the work he has done in electronic crimes as well as some of the cybercrime work he has done in protecting the youth. October 4-10 is Fire Prevention Week and is a good opportunity to recognize the firefighters and show appreciation. National Night Out Against Crime is Tuesday, October 6 at 5:30 p.m. here at Civic Center Park. COVID-19 community testing is scheduled on October 10 at Krug Park.

PUBLIC COMMENT:

Jenny Bigham, 5722 S. 16th St., spoke about her concern about the littering problem in the city.

Several Councilmembers expressed an interest in scheduling a work session to discuss the issue.

Virginia Weigum, 5113 Mockingbird Lane, said she is concerned about the time of City Council meetings; people can't attend if it's so early. She is against the closing of the downtown YMCA.

NOTES:

Agenda No. 45573 – Mayor McMurray read the proclamation and presented it to Kappy Hodges. Mrs. Hodges expressed her appreciation for the recognition.

Agenda No. 45588 – Dennis Adams, 3501 N. 7th St., spoke about his concern of any work in the area causing a collapse of the old mine and about the impact of the project on the property next to it that he has an involvement in.

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NOTES: (Cont'd)

Ernie Lee Clark, 14245 Millstone Blvd., spoke about the recreational tourism possibilities of this project.

Kenny Reeder, 4000 River Road, said this is going to be a one-of-a-kind opportunity in this region and the build and design is the way to go. People will come from all over and spend the night.

Agenda No. 45589 – Virginia Weigum, 5113 Mockingbird Lane, said she is against the mask law because it infringes on her freedom of speech, her constitutional rights and it's also against the HIPPA law. If people are afraid, they should stay home.

ADJOURNMENT:

45600 By general consent, the Council adjourned.

The meeting adjourned at 6:44 p.m.

A handwritten signature in cursive script that reads "Paula Heyde".

Minutes transcribed by Paula Heyde, CMC, City Clerk.