

NOTICE OF MEETING

CITY COUNCIL

Regular Meeting – Monday, July 1, 2019 – 7:00 p.m.
Council Chamber – City Hall – 1100 Frederick Avenue

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

PLEDGE OF ALLEGIANCE:

ROLL CALL:

CALL TO ORDER:

MINUTES:

1. Approval of the minutes of the regular meeting held June 17, 2019, at 7:00 p.m., and the special meeting held June 19, 2019, at 4:50 p.m., as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

2. Proclamation – Parks and Recreation Month

ACCEPTANCE OF AGENDA:

PUBLIC HEARING ON AMENDMENTS TO THE ZONING CODE:

3. A Bill (#434-18) sponsored by Councilmember O’Dell authorizing an amendment to Sections 31-028 “C-0 Non Retail Commercial District”, 31-029 “C-1 Neighborhood Shopping District”, 31-030 “C-2 Downtown Business District”, 31-031, “C-3 Commercial District”, 31-034 M-1 Light Manufacturing District”, and 31-035 “M-2 Heavy Manufacturing District” all in Chapter 31 “Zoning,” of the Code of Ordinances to provide clarification related to the definition of drive-through or drive-up services.

CONSENT AGENDA:

Bills for Passage:

4. A Bill (#429-18) sponsored by Councilmember Novak authorizing an amendment to the Community Development Block Grant Fund and execution of an agreement with Homebase, the Center for Common Concern, Inc., to serve as Continuum of Care Coordinator/Consultant for the St. Joseph Continuum of Care all in the amount of \$36,651.00.
5. A Bill (#430-18) sponsored by Councilmember Davis authorizing the execution of Amendment Number Two (2) to a State Block Grant Agreement with the Missouri Highway and Transportation Commission (MHTC) to extend the project completion date for the Perimeter Fence Project at Rosecrans Memorial Airport from September 30, 2018 to September 30, 2019.

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

6. A Bill (#433-18) sponsored by Councilmember Davis authorizing the execution of a Purchase Agreement and the acceptance of a Warranty Deed for real property located at 421 Hickory Street from Edward L. Meeks, Jr. and Nora L. Meeks in the total amount of \$25,000.00 to purchase land to be used to relocate the Water Protection Line Maintenance Division.
7. A Bill (#435-18) sponsored by Councilmember Davis authorizing the execution of a Contract for Sale, acceptance of a Temporary Construction Easement and a Permanent Drainage Easement from Linda Rose Foster to be used for the Pickett Road Box Culvert Project in the total amount of \$7,402.46.
8. A Bill (#436-18) sponsored by Councilmember Novak authorizing an amendment to the Community Development Block Grant Fund budget in the amount of \$214,255.00 to provide funding for four (4) housing rehabilitation projects and other future projects.

Resolutions for Adoption:

9. A Resolution (#439-18) authorizing the execution of a contract with the St. Joseph Chamber of Commerce for economic development services for the total sum of \$189,000.00.
10. A Resolution (#440-18) authorizing the execution of an agreement with the St. Joseph Chamber of Commerce to provide funding in the total sum of \$10,000.00 for the St. Joseph Workforce Development Alliance for the purpose of improving the skills and training of the workforce and provide career opportunities to St. Joseph residents.
11. A Resolution (#441-18) authorizing execution of a Funding Agreement with Friends of Loess Bluffs National Wildlife Refuge in the amount of \$4,289.00, to contribute remaining funds from the Humane Society of St. Joseph's donation for the care of bison and longhorn cattle at Krug Park.
12. A Resolution (#442-18) authorizing execution of a contract with Buchanan County, Missouri in the amount of \$74,872.56 to provide certain health services to Buchanan County residents.

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

13. A Resolution (#444-18) modifying matching obligations of a grant program approved by Resolution 42390 to support the repair or replacement of certain privately-owned stormwater conveyance infrastructure, subject to annual appropriation.
14. A Resolution (#445-18) authorizing the execution of a Consultant/Services Agreement with Environmental Works, Inc. (EWI) to clean and videotape approximately 2,000 feet of reinforced concrete sewer pipe at the Jules Street Interceptor, in the amount of \$73,701.00.
15. A Resolution (#446-18) authorizing the issuance of purchase orders in an amount not to exceed \$319,594.08 for multiple concrete street repairs using the Master Agreement with JD Bishop Construction, LLC.
16. A Resolution (#447-18) authorizing the execution of purchase orders for sanitary sewer rehabilitation services using cured in place pipe at various locations throughout the City of St. Joseph, utilizing the Master Agreement with SAK Construction, LLC, in the amount of \$422,753.75.
17. A Resolution (#448-18) authorizing the issuance of purchase orders in an amount not to exceed \$75,768.00 for concrete street repairs using the Master Agreement with Auxier Construction, Inc.
18. A Resolution (#449-18) authorizing 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 \$1,400,000.00 for the Fiscal Year 2020 Resurfacing Program.
19. A Resolution (#450-18) authorizing the renewal of a contract with Lesley Schulte in the amount of \$30,780.00 to provide Public Health Emergency Response Planner services for the City of St. Joseph Health Department for one year beginning on July 1, 2019.
20. A Resolution (#451-18) authorizing the issuance of purchase orders in an amount not to exceed \$92,284.80 for rebuilding multiple manholes utilizing the Master Agreement with Sprague Excavating Co., Inc.

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

21. A Resolution (#452-18) authorizing the issuance of a purchase order in an amount not to exceed \$29,107.00, for rebuilding Manhole #81-1 utilizing the Master Agreement with Lewis Backhoe and Excavating.
22. A Resolution (#454-18) sponsored by Councilmember Myers authorizing the execution of a Funding Agreement with the Allied Arts Council of St. Joseph Missouri to provide funding in the total sum of \$30,000.00 to assist with operating and providing a variety of fine arts and entertainment to the citizens of St. Joseph.
23. A Resolution (#457-18) authorizing the executing of a Housing Rehabilitation Contract with Danny L. Watson and Gloria J. Watson, a married couple, (owners) and Superior Exteriors of Northwest Missouri LLC (contractor) for a housing rehabilitation project at 1718 Colhoun Street for a total amount not to exceed \$57,500.00.
24. A Resolution (#458-18) authorizing the execution of a Housing Rehabilitation Contract with David J. Worley an unmarried person, (owner) and Superior Exteriors of Northwest Missouri LLC (contractor) for a housing rehabilitation project at 319 Fleeman Street for total amount not to exceed \$27,837.00.
25. A Resolution (#459-18) authorizing the execution of a Housing Rehabilitation Contract with Randy J. Floyd and Rita M. Floyd, a married couple, (owners) and Superior Exteriors of Northwest Missouri LLC (contractor) for a housing rehabilitation project at 2705 Jackson Street for a total amount not to exceed \$43,500.00.
26. A Resolution (#464-18) confirming and ratifying an agreement with Piper Jaffray & Co. to provide financial advisory services for an additional one-year term.
27. A Resolution (#465-18) confirming and ratifying an agreement with Gilmore & Bell P.C. to provide bond counsel services for an additional one-year term.
28. A Resolution (#466-18) confirming and ratifying an agreement with CliftonLarsonAllen LLP to provide annual audit services for an additional one-year term.

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

29. A Resolution (#467-18) confirming and ratifying an agreement with Citizen's Bank and Trust to provide commercial banking and depository services for an additional one-year term.

30. A Resolution (#469-18) authorizing the execution of a one-year contract with the St. Joseph Downtown Partnership, Inc. for the promotion of economic development and marketing of downtown services for the total sum of \$10,000.00.

31. A Resolution (#470-18) authorizing the execution of a Consultant/Services Agreement with Environmental Works, Inc. (EWI) for the cleaning of, and sludge removal for, the #2 digester tank at the Water Protection Facility in an amount not to exceed \$363,328.00.

32. A Resolution (#471-18) authorizing the execution of Work Order Number 43101-05 with SAK Construction, LLC, to provide sanitary sewer rehabilitation services using Geokrete geopolymer, in the amount of \$1,478,880.38.

33. A Resolution (#472-18) authorizing the execution of an amendment to a contract with the First Church of Christ by increasing a Save Our Heritage Grant by the amount of \$15,930.00 and amending the scope of work to rehabilitate the exterior stairs of the church located at 927 Faraon Street.

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

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

34. A Bill (#428-18) sponsored by Mayor McMurray amending Chapter 20, “Offenses and Miscellaneous Provisions,” of the Code of Ordinances to enact a new Article VI, Division 4, entitled “Regulated Substances,” to prohibit the possession of Kratom by, or the sale of Kratom to, any person under the age of 21.

EMERGENCY BILLS FOR PASSAGE:

None.

RESOLUTIONS FOR ADOPTION:

None.

BILLS FOR FIRST READING:

35. A Bill (#443-18) sponsored by Councilmember Davis authorizing execution of an agreement extension with Express Flight, Inc., for the Fixed Base Operator Lease and Operation Agreement at Rosecrans Memorial Airport.
36. A Bill (#453-18) sponsored by Councilmember Davis authorizing an amendment to the General Fund Equipment Support Program and the purchase of two (2) above ground fuel storage tanks for the SIM&R (Street Improvement, Maintenance & Repair) Division from Mid-State Petroleum Equipment Inc. both in the amount of \$84,403.00.
37. A Bill (#455-18) sponsored by Councilmember Novak authorizing an amendment to the Community Development Block Grant (CDBG) Fund, HOME Program budget and authorizing the execution of a Grant Agreement with St. Joseph Habitat for Humanity both in the amount of \$102,872.04 in FY2018/2019 Home Investment Partnerships funds to construct a single-family home at 2718 Patee St.
38. A Bill (#456-18) sponsored by Councilmember Novak authorizing an amendment to the Community Development Block Grant (CDBG) Fund, HOME Program budget and authorizing the execution of a Grant Agreement with St. Joseph Habitat for Humanity both in the amount of \$102,872.04 in FY2018/2019 Home Investment Partnership funds to construct a single-family home at 3410 Normandy Street.

BILLS FOR FIRST READING: (Cont'd)

39. A Bill (#460-18) sponsored by Councilmember Roach authorizing execution of a Working Agreement with Laborers' International Union of North America, Local 579 and the City of St. Joseph, Missouri.
40. A Bill (#461-18) sponsored by Councilmember O'Dell vacating the public utility easement on a portion of an alley vacated by Special Ordinance #9589, between 17th Street and that portion of property to the east vacated by Special Ordinance #6652 on property located at 1702 Messanie, as requested by James Farrelly agent of Capital Growth Buchalter, Inc.
41. A Bill (#462-18) sponsored by Councilmember O'Dell relinquishing the City public utility easements in the portion of Felix Street vacated by Special Ordinance #16528 at the property located at 102 North Belt Highway and relinquishing the City public utility easements in the portion of Sleepy Hollow Road at the property located at 102 North Belt Highway as requested by Charlotte Eichenberg agent of Tommy's Car Wash.
42. A Bill (#463-18) sponsored by Councilmember O'Dell vacating a portion of Sleepy Hollow Road, from the north line of Felix street to the south property line on the property located at 102 North Belt Highway and vacating a portion of Felix Street between the west property line of the property located at 102 North Belt Highway and the portion of Felix Street vacated by Special Ordinance #16528; all as shown on the accompanying plat, said plat is hereby made a part of this ordinance; as requested by Charlotte Eichenberg agent of Tommy's Car Wash.
43. A Bill (#468-18) sponsored by Councilmember Myers abating administrative penalties and weed and trash liens totaling \$1,312.50 and releasing the liens on the property, plus penalty and interest on the property located at 2818 Michell Avenue.
44. A Bill (#473-18) sponsored by Councilmember Moore authorizing an amendment to Article IV titled "Junk and Salvage Dealers" of Chapter 23 "Secondhand Goods" of the Code of Ordinances to update regulations relating to required records of transactions and the sale and disposal of motor vehicles, vehicle parts, nonferrous metal and other enumerated items.
45. A Bill (#474-18) sponsored by Councilmember Myers abating costs in the principal amount of \$8,269.50 plus interest and penalties, associated with abatement of property maintenance violations for the property located at 2229 Doniphan Street and releasing liens associated with such costs, interest and penalties.

REPORTS OF BOARDS & COMMISSIONS:

46. Filed 6/13/19: Minutes of the Landmark Commission work session held May 7, 2019, at 6:00 p.m., in the Council Chamber at City Hall.
47. Filed 6/14/19: Minutes of the Tree Board meeting held April 2, 2019, at 6:00 p.m., in the 4th Floor Conference Room at City Hall.

REPORTS OF BOARDS & COMMISSIONS: (Cont'd)

48. Filed 6/14/19: Minutes of the Board of Operating Engineers meeting held June 4, 2019, at 3:30 p.m., in the 4th Floor Conference Room at City Hall.
49. Filed 6/14/19: Minutes of the Tourism Commission meeting held June 13, 2019, at 4:00 p.m., in the 4th Floor Conference Room at City Hall.
50. Filed 6/18/19: Minutes of the Senior Citizen Foundation, Inc. Board meeting held May 21, 2019, at 3:00 p.m., at the Joyce Raye Patterson Senior Center, 100 South 10th Street.
51. Filed 6/24/19: Minutes of the Parks and Recreation Board meeting held June 20, 2019, at 4:00 p.m., at the Parks, Recreation and Civic Facilities Administration Building, 1920 Grand Avenue.

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

52. Filed 6/14/19: Minutes of the Council Work Session held June 10, 2019, at 4:00 p.m., in the 4th Floor Conference Room at City Hall.
53. Filed 6/21/19: Minutes of the Council Work Session held June 19, 2019, at 4:00 p.m., in the 4th Floor Conference Room at City Hall.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

54. Filed 6/13/19: Memorandum in re: Safe Routes to School.
55. Filed 6/18/19: Memorandum in re: Acting City Manager (June 20, 2019).
56. Filed 6/20/19: Memorandum in re: Acting City Manager (June 21-22, 2019).

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:

57. Filed 6/12/19: Health Department Monthly Statistical Report, May 2019.
58. Filed 6/12/19: Letter from David M. Grothaus, Executive Director, Missouri Gaming Commission, in re: State/Local Allocation of Gaming Revenues for the period 5/1/19 through 5/31/19.
59. Filed 6/12/19: Employee Suggestion Boxes, May 2019.
60. Filed 6/13/19: Minutes of the St. Joseph Museums, Inc. Bi-Monthly Board meeting held May 16, 2019, at 4:00 p.m., at St. Joseph Museums, Inc., 3406 Frederick Avenue.

COMMUNICATIONS: (Cont'd)

61. Filed 6/13/19: City Link, June 13, 2019.
62. Filed 6/14/19: Memorandum from Chuck Kempf, Parks, Recreation and Civic Facilities Director, in re: Annual ADA Compliance Plan Update.
63. Filed 6/18/19: Social Welfare Board The Clinic Beat newsletter, Volume VIII, Issue IV.
64. Filed 6/20/19: City Link, June 20, 2019.
65. Filed 6/21/19: Letter from Teresa Fankhauser, Executive Director, Allied Arts Council, in re: Thanking the City staff for supporting the arts by pouring a concrete pad and storing sculptures for the annual Sculpture Walk.
66. Filed 6/21/19: Monthly Police Department Activity Report Highlights, May 2019.
67. Filed 6/25/19: Letter from Douglas M. Tschauder, Attorney at Law, Ritchie, Soper & Schutt, LLC, in re: Wyeth Tootle Mansion Electrical Boxes.

OTHER BUSINESS:

68. 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.