

COUNCIL & STAFF PRESENT:

Jeff Newton	Mayor
Martha Rowe	Councilmember
Jill McCord	Councilmember
Tom Mayer	Councilmember
Aaron Rodgerson	Councilmember
Howard Hickman	City Attorney
Mari E. Macomber	City Manager
Vickie Brumbaugh	City Clerk
John Buckwalter	Public Works Director
Paul Frazier	Code Administrator
Laura Guy	Finance Director
Jim Hughes	Police Chief
Brad Selby	Code Administrator (in training)

The City Council of the City of Kirksville, Missouri, met in a Regular Session on Tuesday, July 3, 2007, at 5:30 p.m. in the City Hall Council Chambers.

INVOCATION/PLEDGE

Reverend Glenn Lockhead, representing the First United Methodist Church, gave the Invocation.

The Mayor and City Council led the Pledge of Allegiance.

MINUTES

Councilmember McCord moved to approve the minutes of the regular session of May 15, 2007; seconded by Councilmember Rodgerson. The motion carried by the following vote: Mayor Newton - aye; Councilmembers: Mayer - aye; McCord - aye; Rodgerson – aye; Rowe - aye. Nays – none.

ORDER OF AGENDA

City Manager Mari Macomber asked that an item be added to the agenda – To authorize the City Manager to purchase a sign cutter/plotter from Tapco, with related software and computer system to run cutter/plotter from Computerland.

Councilmember Rodgerson moved to approve the agenda, as amended; seconded by Councilmember Mayer. The motion carried by the following vote: Mayor Newton - aye; Councilmembers: Mayer - aye; McCord - aye; Rodgerson – aye; Rowe - aye. Nays – none.

INFORMATION PRESENTATION

Laura Guy introduced Heidi Check of Williams-Keepers of Columbia, who presented the Comprehensive Annual Financial Report, Management Letter and Audit Report. The City was found to be in compliance with internal control and reporting requirements, as applicable to federal programs.

CITIZEN PARTICIPATION

None.

ACTION PRESENTATIONS
BILL NO 2007-28

ORDINANCE NO. 11802

AN ORDINANCE REZONING REAL ESTATE DESCRIBED HEREIN FROM DISTRICT R-1 SINGLE FAMILY RESIDENTIAL, TO DISTRICT LOW DENSITY CORRIDOR, AND CHANGING THE ZONING DISTRICT MAP ACCORDINGLY.

Councilmember Rowe moved to adopt Bill No. 2007-28 on first reading; seconded by Councilmember McCord.

Brad Selby reported that Laci Cook wishes to relocate her dog grooming and massage business, Pawsitive Animalworks, to 901 South Baltimore, and therefore rezoning of that location is requested. If approved, she will purchase the property. The Planning and Zoning Commission discussed the rezoning request on June 13 and 27. There were noise and traffic concerns voiced by neighbors. The P & Z recommends the rezoning, with conditions that all parking is off-street, and no more than five dogs can be boarded overnight inside the business.

Laci Cook, the business owner, was present.

The motion carried by the following vote: Mayor Newton - aye; Councilmembers: Mayer - aye; McCord - aye; Rodgerson – aye; Rowe - aye. Nays – none.

Second Reading

BILL NO 2007-28

ORDINANCE NO. 11802

AN ORDINANCE REZONING REAL ESTATE DESCRIBED HEREIN FROM DISTRICT R-1 SINGLE FAMILY RESIDENTIAL, TO DISTRICT LOW DENSITY CORRIDOR, AND CHANGING THE ZONING DISTRICT MAP ACCORDINGLY.

WHEREAS, Laci J. Cook, Contract Purchaser, as agent for the Owners of Record: Vivian L. Haskins Family Trust, Beverly Hillyard, Trustee, and Walter Flynn, Trustee; herein after referred to as the Petitioners, are the owners of the following described real estate, situated in Kirksville, Adair County, Missouri, to wit:

Legal - All of Lot 5 and all of Lot 6, except the East 12 feet thereof, in Block 3, in Newton's Addition to Kirksville, Adair County, Missouri.

WHEREAS, Petitioners have petitioned for the rezoning of the above described real estate, known as 901 S. Baltimore, for the specific purpose of a dog grooming and massage business, with limited overnight dog care.

WHEREAS, Petitioners have petitioned for the rezoning of the above described real estate, from R-1 Single Family Residential under Article VI, Section 25-49 of the City of Kirksville, Missouri, to district Low Density Corridor under Article XXIII, Section 25-114 of said Code, and changing of the "zoning district map" as set forth under Article I of Section 25-6 of said Code in accordance therewith; and

WHEREAS, the Petitioner has submitted a site development plan as required under Article XXIII, Section 25-121, which said plan has been conditionally approved by the City of Kirksville Planning and Zoning Commission, and shall be a part of the rezoning of said development; and

WHEREAS, the aforesaid petition, with the aforementioned site development plan was duly referred to the Planning and Zoning Commission of the City of Kirksville, Missouri, for hearing, report and recommendation and is the finding of this Council that a hearing was held by said Planning and Zoning Commission on June 13, 2007, and on June 27, 2007, and after these hearings thereon it is the recommendation of said Commission to this Council that the rezoning sought in the preceding paragraph be allowed, under the following conditions, to wit:

1. All parking is to be off-street, with at least 5 spaces available.
2. A no parking sign is to be posted at the northeast corner of the property, stating, "No Parking on Street Here Back to Corner."
3. A land use restriction that the property can only be used for a service-type business of similar nature.
4. No more than 5 dogs may be boarded overnight at the business, and

WHEREAS, after due hearing herein, it is the finding of this Council that the greatest benefit can be derived for the City of Kirksville and the inhabitants thereof by granting of the above stated Petition to rezone and that the rezoning sought herein would not be detrimental or hazardous to the adjoining property owners or the inhabitants of the City of Kirksville, Missouri, as a whole but would, in fact, enhance the orderly development of said property; and

WHEREAS, it is the finding of this Council that all requirements of the Code of the City of Kirksville for the rezoning of the above described real estate from R-1 Single Family Residential Zone to Low Density Corridor Zone have been met by Petitioners;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF KIRKSVILLE, MISSOURI, AS FOLLOWS:

That the real estate described herein be and the same is hereby rezoned from District R-1 Single Family Residential Zone under Article VI, Section 25-49 of the Code of the City of Kirksville, Missouri, to District Low Density Corridor Zone under Article XXIII, Section 25-114 of said Code, and that the "zoning district map" as set forth under Article I of Section 25-6 of said Code be changed accordingly.

Councilmember Rowe moved to adopt Bill No. 2007-28 on second reading; seconded by Councilmember Mayer. The motion carried by the following vote: Mayor Newton - aye; Councilmembers: Mayer - aye; McCord - aye; Rodgerson – aye; Rowe - aye. Nays – none.

Sign Cutter/Plotter

Councilmember Rodgerson moved to authorize the City Manager to purchase a sign cutter/plotter from Tapco, with related software and computer system from Computerland; seconded by Councilmember Mayer.

John Buckwalter explained that the cutter/plotter purchase is not a part of this year's budget. Another piece of equipment valued at \$20,000 that was in the budget will not be purchased, and therefore this money is available. The current sign machine is 12 years old. The equipment proposed for purchase has a knife which cuts materials from 2 inches to 50 feet wide. Bids were taken separately for the cutter/plotter with the lowest bid of \$9,990, and the software and computer at \$1,736, for a total of \$11,726.

The motion carried by the following vote: Mayor Newton - aye; Councilmembers: Mayer - aye; McCord - aye; Rodgerson – aye; Rowe - aye. Nays – none.

Adjournment

Councilmember Rodgerson moved to adjourn; seconded by Councilmember Mayer. The motion carried by the following vote: Mayor Newton - aye; Councilmembers: Mayer - aye; McCord - aye; Rodgerson – aye; Rowe - aye. Nays – none.

Mayor Newton adjourned the meeting at 6:00 p.m.

Vickie Brumbaugh, CMC, MRCC
City Clerk