JOURNAL OF THE CITY COUNCIL *Regular Session* – August 2, 2006

COUNCIL & STAFF PRESENT:

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| Martha Rowe | Mayor |
| Tim Crist | Councilmember |
| Jill McCord | Councilmember |
| Jeff Newton | Councilmember |
| Howard Hickman | City Attorney |
| Mari E. Macomber | City Manager |
| Sarah Halstead | Deputy City Clerk |
| John Buckwalter | Public Works Director |
| Tim King | Deputy Police Chief |

Absent: Dale Blesz, Councilmember

The City Council of the City of Kirksville, Missouri, met in a Regular Session on Wednesday, August 2, 2006, at 5:30 p.m. in the City Hall Council Chambers.

**INVOCATION/PLEDGE**

Councilmember Jill McCord gave the Invocation. The Mayor and Council led the Pledge of Allegiance.

**MINUTES**

Councilmember Newton moved to approve the minutes of the regular session of July 19, 2006, as distributed; seconded by Councilmember Crist. The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

**ORDER OF AGENDA**

City Manager Mari Macomber asked the council to add item G—Replacement of downtown ramps and corners—to the agenda. Councilmember Crist moved to add the item; seconded by Councilmember McCord. The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

**CITIZEN PARTICIPATION**

None.

**ACTION PRESENTATIONS**

**BILL NO. 2006-24 RESOLUTION NO. R8-2-539**

**A RESOLUTION OF THE CITY COUNCIL OF KIRKSVILLE, MISSOURI IMPLEMENTING THE HOUSING SITE DEMOLITION AND RE-USE PROGRAM.**

**WHEREAS,** the City of Kirksville has received a Community Development Block Grant which provides funds for the demolition of residential structures which have been declared blighted by action of the Council, and;

**WHEREAS,** the City of Kirksville desires to implement the Housing Demolition and Re-Use Program, and;

**WHEREAS,** the City of Kirksville desires to set forth specific provisions and guidelines concerning the Housing Demolition and Re-Use Program.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF KIRKSVILLE, MISSOURI**, as follows:

SECTION 1: The City shall implement a Housing Demolition and Re-Use Program with funds received from a CDBG grant for the demolition of residential structures, which have been declared blighted by action of the City Council.

SECTION 2: The City Manager is hereby authorized and directed to execute for and on behalf of the City of Kirksville an agreement with any owners of property which has been declared blighted by action of the City Council.

SECTION 3: The agreement shall be substantially the same in form and content as that agreement attached hereto as Exhibit A and incorporated herein as it is fully and completely set out herein.

SECTION 4: This resolution shall be in full force and effect after its passage and approval by the City Council of Kirksville.

Councilmember Crist moved to approve Bill No. 2006-24; seconded by Councilmember Newton.

City Manager Mari Macomber explained that there was a housing update in April, and that we need this resolution for demolition funds. The block grant amendment was approved by the council, and the Missouri DED agreed with it. The DED allocated $36,000 of CDBG funds to be used for demolition projects of single family residential housing units. In order to approve the program there is to be a demolition contract, required by state, for each demolition project.

The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

**BILL NO. 2006-25**
**AN ORDINANCE AMENDING CHAPTER 15 OF THE CODE OF THE CITY OF KIRKSVILLE, MISSOURI REGULATING THE PARKING OF MOTOR VEHICLES AND THE DIRECTION OF TRAFFIC OF MOTOR VEHICLES.**

Councilmember Crist moved to adopt Bill No. 2006-25 on first reading; seconded by Councilmember McCord.

Deputy Police Chief Tim King stated that this ordinance originated from a request from downtown businesses to add a handicapped parking spot. He explained that the handicapped spot on Washington is the closest to this location.

The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

**BILL NO. 2006-26**
**AN ORDINANCE AMENDING CHAPTER 14, ARTICLE V, OF THE CODE OF THE CITY OF KIRKSVILLE, MISSOURI REGULATING THE FARMERS MARKET.**

Councilmember Crist moved to adopt Bill No. 2006-26 on first reading; seconded by Councilmember Newton.

Deputy Police Chief Tim King explained that this is a request from the farmers market to permanently use Elson St. instead of the Courthouse parking lot. He stated that they will close off the whole block of Elson for their use.

The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

***K-REDI Agreement***
Councilmember McCord moved to approve a 3-year agreement with NEED, dba K-REDI; seconded by Councilmember Crist.

City Manager Macomber stated that this is a proposed agreement, and that the current one expires at the end of September. The new agreement would be effective October 1, 2006 through September 30, 2009. The agreement is for $100,000 per year for economic development services. In return the City will have two individuals on the K-REDI board of directors, of which one will serve on the Executive Board. The proposed agreement also requires the development of an economic development plan. Recommend approval.

Councilmember Newton mentioned he thought that the agreement was to include a requirement that K-REDI provide a quarterly report to the Council.

City Manager Macomber said the agreement could be amendment to include that correction.

Councilmember Crist moved to amend the agreement to include quarterly reporting; seconded my Councilmember Newton.

The amendment motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

The agreement motion carried by the following vote: Mayor Rowe—aye; Council members: Crist—aye; McCord—aye; Newton—aye; Blesz—absent. Nays—none.

***2500 gallon double walled safety tank for NaCl***

Councilmember Crist moved to approve the purchase of a 2500 gallon double walled safety tank for NaCl; seconded by Councilmember Newton.

John Buckwalter explained that NaCl(Sodium Chloride) is used at the water treatment plant. Currently the NaCl is stored in a single-walled tank, which was purchased by the current supplier of the product, Altivia. He said that it has been planned for several years to purchase a double-walled tank, so that in case of a leak we would have a measure of protection. The City decided to wait until the right stage in improvements for the water plant. Now the City needs to acquire and install a double-walled tank this fall. U.S. Filter, a sister company of Altivia, will provide the tank and transfer all chemicals from the old tank to the new for a total of $23,618.00. This price may vary slightly due to shipping. He stated that the City sought an alternate proposal from LiquiTech that was slightly higher, and they would not transfer the chemicals from the old tank to the new. There was $22,000 in the budget for this purchase, and funds are available in another line to cover the rest as the City received chemical feeders from the City of La Plata and will not need to expend the funds budgeted for the chemical feeders.

The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

***Second Reading***

**BILL NO. 2006-25 ORDINANCE NO. 11768**

**AN ORDINANCE AMENDING CHAPTER 15 OF THE CODE OF THE CITY OF KIRKSVILLE, MISSOURI REGULATING THE PARKING OF MOTOR VEHICLES AND THE DIRECTION OF TRAFFIC OF MOTOR VEHICLES.**

WHEREAS, a citizen request for a review of handicap parking conditions downtown resulted in a review of the parking availability/restrictions, and the associated written code contained in sections 15-43; and

WHEREAS, it was discovered that the recommended change would improve the problem as identified in this review.

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

I. Chapter 15, Section-43 of the code is amended as follows:

Add as a new entry N. Main Street on the west side of the 100 block, the first parking space north of the east-west driveway/alley between 109 N. Main and 111 N. Main, one (1) space.

II. Effective Date

The modifications to this ordinance shall be effective from and after its date of passage.

III. Incorporation into the City of Kirksville Code of Ordinances

The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the City of Kirksville, Missouri as an addition or amendment thereto.

**BILL NO. 2006-26 ORDINANCE NO. 11769**
**AN ORDINANCE AMENDING CHAPTER 14, ARTICLE V, OF THE CODE OF THE CITY OF KIRKSVILLE, MISSOURI REGULATING THE FARMERS MARKET.**

WHEREAS, the Kirksville Farmers Market is an officially sanctioned City event (by ordinance); and

WHEREAS, the Farmers Market is attempting to improve their service; and

WHEREAS, the current parking lot location is deemed inferior to the use of Elson Street; and

WHEREAS, the proposed changes are recommended to more efficiently/effectively manage the event.

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

I. Chapter 14, Section 14-141 of the code is amended as follows:

Add as new language to the existing provision – (a) A farmers market is established in the city and located either on the north side of the county courthouse on a parking lot operated by the city, or on Elson Street, between Harrison and Washington.

Add as new language – (b) The farmers market is authorized the exclusive use of Elson Street between Harrison and Washington each Saturday during the spring and summer, or as otherwise authorized by the city manager, between the

hours of 5:00 a.m. – 12:30 p.m. The only exception will be for those annual events, using this same section of Elson Street, that have been approved in the past, or new requests granted by city council.

II. Effective Date

The modifications to this ordinance shall be effective from and after its date of passage.

III. Incorporation into the City of Kirksville Code of Ordinances

The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the City of Kirksville, Missouri as an addition or amendment thereto.

Councilmember Crist moved to adopt Bill No. 2006-25, and 2006-26 on second reading; seconded by Councilmember Newton.

The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

***Downtown Ramps/Corners***

Councilmember Crist moved to approve the allocation of funds for the replacement of the downtown ramps/corners; seconded by Councilmember McCord.

City Manager Macomber explained that this was discussed last week, the TIF Commission met, and had additional questions about later work in those areas. Additional research was done, and it was concluded that 4 large corners and 14 smaller corners could be done immediately without additional work in the future, the other 5 larger corners would be done after the waterline project is completed next year. All 6 TIF members approved the use of TIF funds to pay 50%, if the City agreed to pay the other 50%. Mari Macomber explained that the City's Capital Improvement Sales Tax will still bring in revenues that would be available for this project. There are two reasons the City is wanting to get this done as soon as possible 1) The downtown ramps are not currently ADA compliant, and 2) the current contractor is going to be retiring and the price for the work will most likely increase without a local contractor to do the work.

The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

***Other Items – Future Study Session***

City Manager Macomber announced there would be a proclamation/resolution at the next council meeting for Harold Bray, retiring City Animal Control Officer.

City Manager Macomber also brought to the Council's attention an event for Employers Support for the Guard, and asked if the council would like to participate to let her know.

**ADJOURNMENT**

There being no further business to come before the Council, Councilmember Crist moved to adjourn; seconded by Councilmember Newton. The motion carried by the following vote: Mayor Rowe—aye; Council members: Newton—aye; Crist—aye; McCord—aye; Blesz—absent. Nays—none.

Mayor Rowe adjourned the meeting at 6:00pm.

Sarah Halstead, Deputy City Clerk