

# JOURNAL OF THE CITY COUNCIL

Regular Session . May 3, 2010

## COUNCIL & STAFF PRESENT:

|                      |                               |
|----------------------|-------------------------------|
| Todd Kuhns           | Mayor                         |
| Richard L. Detweiler | Councilmember                 |
| Martha Rowe          | Councilmember                 |
| Carolyn Chrisman     | Councilmember                 |
| Tony Fajkus          | Councilmember                 |
| Howard Hickman       | City Attorney                 |
| Mari E. Macomber     | City Manager                  |
| Vickie Brumbaugh     | City Clerk                    |
| Cherie Bryant        | Assistant to the City Manager |
| John Buckwalter      | Public Works Director         |
| Jim Hughes           | Police Chief                  |
| Brad Selby           | Code Administrator            |
| Melanie Smith        | Community Services Director   |

The City Council of the City of Kirksville, Missouri, met in a Regular Session on Monday, May 3, 2010, at 6:00 p.m. in the City Hall Council Chambers.

## **INVOCATION/PLEDGE**

Councilmember Tony Fajkus gave the Invocation. Boy Scout Troop 401 led the Pledge of Allegiance.

## **MINUTES**

Councilmember Chrisman moved to approve the minutes of the regular session of April 19, 2010; seconded by Councilmember Fajkus. The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

## **ORDER OF AGENDA**

Councilmember Chrisman moved to approve the Order of the Agenda; seconded by Councilmember Detweiler. The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

## **INFORMATION PRESENTATION & PUBLIC HEARING**

None.

## **CITIZEN PARTICIPATION**

None.

## **UNFINISHED BUSINESS**

None.

## **ACTION PRESENTATIONS**

### **BILL NO. 2010-25**

**AN ORDINANCE OF THE CITY OF KIRKSVILLE, MISSOURI, APPROVING A LOT SPLIT WHICH IS PART OF A TRACT OF LAND LOCATED ON OR NEAR 2704 N. BALTIMORE STREET IN KIRKSVILLE, MISSOURI.**

Councilmember Chrisman moved to adopt Bill No. 2010-25 on first reading; seconded by Councilmember Detweiler.

The property owners, the Thrashers, are requesting the lot split. Sixty-nine feet split off from Tract 1 will form Tract 2 which is one foot short of having a legal street frontage distance for a lot split. The adjacent owner of Tract 3 will do a lot combination which makes it a legal lot split.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Change Order – Water Plant Improvements**

Councilmember Chrisman moved to approve a change order with Sparks constructors for the water plant improvements; seconded by Councilmember Rowe.

This is the third change order to this project for rehabilitating the water plant, to include relocation of chlorine lines. Total cost is \$27,228.52, making the total cost of the project \$1,774,141.36. One or two more change orders are expected.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Change Order – Water & Sewer Main Relocations**

Councilmember Chrisman moved to approve a change order with Bill Sullivan Excavation for the water and sewer main relocation for the proposed alternate Route 63 . North Section; seconded by Councilmember Fajkus.

This change order is for adjustment of quantities and size of pipe at three crossings at the north half of Highway 63, at a cost of \$30,610, which is eligible for reimbursement from MoDOT.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Bid – Water Main Relocation for Alt Rte 63**

Councilmember Chrisman moved to approve a bid for water main relocation for Alternate Route 63, Phase II; seconded by Councilmember Rowe.

The relocation of 12-inch water mains is required for the south half of the alternate Route 63 project. The low bid of \$198,330 is lower than the engineer's estimate, and will be reimbursed by MoDOT.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Bid – Pump**

Councilmember Chrisman moved to approve a bid for a wheel-mounted six-inch pump from Haynes Equipment; seconded by Councilmember Rowe.

This pump will replace a 1986 pump of similar size used as an emergency backup at the lift stations, at a cost of \$21, 227.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Bid – ¾ ton 4-wd Truck**

Councilmember Chrisman moved to approve a bid for a ¾ ton four-wheel drive truck from Lovegreen; seconded by Councilmember Rowe.

This truck replaces a 1998 ¾ ton four-wheel drive truck used by the Wastewater plant. A diesel engine was specified for durability and reliability. Bid was \$30,869.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Tournament Use of Forest Lake**

Councilmember Chrisman moved to approve a request for the Buddy Bass N Kids fishing tournament use of Forest Lake on May 15, 2010; seconded by Councilmember Rowe. The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**2<sup>nd</sup> Reading of Ordinances**

**BILL NO. 2010-25**

**ORDINANCE NO. 11922**

**AN ORDINANCE OF THE CITY OF KIRKSVILLE, MISSOURI, APPROVING A LOT SPLIT WHICH IS PART OF A TRACT OF LAND LOCATED ON OR NEAR 2704 N. BALTIMORE STREET IN KIRKSVILLE, MISSOURI.**

**WHEREAS**, a tract of land located on or near 2704 N. Baltimore street within the City of Kirksville, Missouri, which is part of a tract of land being the East 69 feet of the West 200 feet of the South 100 feet of Lot 1, Block 1, Sunset Village Rededicated, a Subdivision in the City of Kirksville, Adair County, Missouri, and is incorporated herein by reference, has been regularly certified by John H. Schaefer, licensed surveyor number PLS #2005000079; and

**WHEREAS**, the tract of land is more particularly described as follows:

A tract of land being the East 69 feet of the West 200 feet of the South 100 feet of Lot 1, Block 2, Sunset Village Rededicated a Subdivision in the City of Kirksville, Adair County, Missouri, being more particularly described as follows: Commencing at the Southwest corner of said Lot 1; thence North 88 degrees 21 minutes 53 seconds East, a distance of 131.07 feet (131.00qrecord); thence North 00 degrees 00 minutes 00 seconds East; a distance of 100.00 feet; thence North 88 degrees 21 minutes 53 seconds East; a distance of 69.00 feet; thence South 00 degrees 00 minutes 00 seconds West, a distance of 100.00 feet; thence South 88 degrees 21 minutes 53 seconds West, a distance of 69.00 feet to the POINT OF BEGINNING. Subject to any and all easements of record; and

**WHEREAS**, the plat shall be recorded in the Recorder's Office of Adair County, Missouri, showing the complete plat of land created by the Lot Split; and

**WHEREAS**, the prospective owner of the lot being split off will perform a Lot Combination of Tract 2 and Tract 3 to make this a legal lot split, and will file the same with the Adair County Recorder's office.

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

That the lot split for the tract of land located on or near 2704 N. Baltimore street is hereby approved, and the same is made an addition to the City of Kirksville, Missouri, and the portions thereof dedicated to the public are hereby accepted.

This ordinance shall be effective from and after the date of its passage.

Councilmember Chrisman moved to approve Bill No. 2010-25 on second reading; seconded by Councilmember Fajkus. The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

**Comments**

None.

**Adjournment**

There being no further business to come before the Council, Councilmember Chrisman moved to adjourn; seconded by Councilmember Detweiler.

The motion carried by the following vote: Mayor Kuhns . aye; Councilmembers: Detweiler . aye; Rowe . aye; Chrisman . aye; Fajkus . aye. 5 Ayes; 0 Nays.

Mayor Kuhns declared the meeting adjourned at 6:25 p.m.

Vickie Brumbaugh, CMC, MRCC  
City Clerk