

COUNCIL & STAFF PRESENT:

Martha Rowe	Mayor
Jill McCord	Council member
Aaron Rodgerson	Council member
Todd Kuhns	Council member
Richard L. Detweiler	Council member
Howard Hickman	City Attorney
Mari E. Macomber	City Manager
Vickie Brumbaugh	City Clerk
John Buckwalter	Public Works Director
Cherie Bryant	Assistant to the City Manager
Laura Guy	Finance Director

The City Council of the City of Kirksville, Missouri, met in a Special Regular Session on Monday, August 25, 2008, at 5:30 p.m. in the City Hall Council Chambers.

INVOCATION/PLEDGE

Major William Hogg, of the Salvation Army, gave the Invocation. The Council led the Pledge of Allegiance.

MINUTES

Council member Rodgerson moved to approve the minutes of the regular session of August 4, 2008; seconded by Council member Kuhns. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

ORDER OF AGENDA

Council member Rodgerson moved to approve the order of the agenda; seconded by Council member McCord. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

INFORMATION PRESENTATION

Mayor Rowe opened the Public Hearing at 5:32 p.m. regarding the 2008 Tax Levy.

Laura Guy reported the State Auditor’s Office has calculated the General Fund levy to be increased to 65.21 cents per \$100. The City’s aggregate assessed valuation for 2008 decreased by \$1,223,370. Based on the appraised real estate, tax bills will reflect an increase by \$2.00.

There were no public comments, and the Mayor closed the Public Hearing at 5:35 p.m.

CITIZEN PARTICIPATION

Nathaniel Burns, 914 West Burton, asked the Council to vote against allowing alcohol in city parks. He cited the social effects from alcohol. He and his family moved here from Indiana, and they saw firsthand the effects from intoxication and the effects on families where they moved from. He encouraged the Council to vote no and think of another creative way to make money.

Tiffany Platte, 1318 East Normal, told the Council that Paul Frazier had stated on numerous occasions that she would not be required to apply hard surface as long as there were no complaints. She presented a series of happenings leading up to her recent request to withdraw a special use permit requirement. She had been given until May of this year to hard surface the B & B driveway. In June, when she had not met compliance due to excessive rain and the contractor being back logged with work, Brad Selby visited her and was very upset. The Contractor could not meet the city's requirements, and therefore could not complete the project. Ms. Platte said that she thought the special use permit had expired, and she would have to obtain another. Ms. Platte also stated that she believes she has an alley, and only averages 1 to 2 cars a week.

Robert Mather, 301 East Highland, said that he was at the city meeting when the zoning was allowed. The business is quiet, and there is no dust. He said the hard surface driveway would change the aesthetics of the neighborhood. He supports not requiring Tiffany Platte to hard surface the driveway.

Ed Carpenter, 1410 East Normal, said he has lived 35 years next to that (current Brashear Bed & Breakfast) house. The history of that property included student apartments which resulted in bottles and cans strewn in the lawn. Then Dr. Henry Wisdom used it as a half-way house which was not good with children in the nearby park. Mr. Carpenter cited other businesses which are not paved. He and neighbors would protest a 1600 ft paved parking area on that property. The neighborhood would not be enhanced by paving. The cost of asphalt has tripled in the past six months. Mr. Carpenter presented a petition from Dr. David Nichols, a neighbor who is out of town. The petition is signed by the neighborhood.

Steve Seegmiller, 1314 East Normal, said that if this requirement for paving is forced upon Tiffany Platte, she may not be able to continue the business.

ACTION PRESENTATIONS

BILL NO. 2008-34

ORDINANCE NO. 11843

AN ORDINANCE LEVYING TAXES AND ESTABLISHING PROPERTY TAX RATES FOR CITY PURPOSES FOR FISCAL YEAR 2008.

Council member Rodgerson moved to adopt Bill No. 2008-34 on first reading; seconded by Council member McCord.

Council member Rodgerson asked if there was a loss of revenue overall. Laura Guy responded that there was a loss.

The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

Computer Server Purchase

Council member Detweiler moved to approve the expenditure of \$1,080 for labor on the installation of a computer server; seconded by Council member McCord.

City Manager Macomber explained the expenditure was not in the budget. Cherie Bryant presented a written description of the work to be done for assemblage and installation which is estimated to take 12 hours.

Council member Rodgerson moved to table consideration of the expenditure to a later time in the night's agenda to allow the Council to review the written document; seconded by Council member Detweiler. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

Bid – 24 foot Tilt Bed Trailer

Council member Rodgerson moved to authorize the City Manager to purchase a 24 foot tilt-bed trailer from Redi-haul Trailers of Fairmont, MN for \$14,562.05; seconded by Council member Detweiler.

John Buckwalter explained the trailer will be used to haul a dozer, track hoe and other heavy equipment. It replaces a trailer purchased in 1980. Two bids were received, and the low bid falls under the \$15,000 that was budgeted.

The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

Liquor Licenses – New China Super Buffet

Council member Detweiler moved to approve a sale of malt liquor, and wine-by-the-drink, and restaurant bar (Sunday Sales) licenses; seconded by Council member Kuhns. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – nay. 4 Ayes; 1 Nay.

Removal from Table

Council member Kuhns moved to remove from the table the motion to approve the expenditure of \$1,080 for the installation of a computer server; seconded by Council member Rodgerson. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

The original motion to approve the expenditure for computer server installation carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

Second Reading

BILL NO. 2008-34 **ORDINANCE NO. 11843**
AN ORDINANCE LEVYING TAXES AND ESTABLISHING PROPERTY TAX RATES FOR CITY PURPOSES FOR FISCAL YEAR 2008.

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

SECTION I. For the purpose of providing for the expenditures for the fiscal year 2008, it is hereby determined that the tax rate required to generate revenues needed from ad valorem taxes for the General Operating Fund is as follows:

FUND	LEVY
General Operating	\$.6521

SECTION II. This Ordinance shall be in full force and effect from and after its passage by the City Council of the City of Kirksville.

Council member Rodgerson moved to adopt Bill No. 2008-34 on second reading; seconded by Council member Detweiler. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

Comments

None.

Adjournment

There being no further business to come before the Council, Council member McCord moved to adjourn to a Study Session; seconded by Council member Detweiler. The motion carried by the following vote: Mayor Rowe, aye; Council members: Detweiler – aye; Kuhns – aye; McCord – aye; Rodgerson – aye. 5 Ayes; 0 Nays.

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

Vickie Brumbaugh, CMC, MRCC
City Clerk