

COUNCIL & STAFF PRESENT:

Jerry Mills	Mayor
Phillip Biston	Mayor Pro Tem
Richard Detweiler	Councilmember
Rick Steele	Councilmember
Chuck Long	Councilmember
Mari Macomber	City Manager
Howard Hickman	City Attorney
Vickie Brumbaugh	City Clerk
Ashley Young	Assistant City Manager
Brad Selby	Codes Administrator
Glenn Balliew	Public Works & Airport Director
Jim Hughes	Police Chief

The City Council of the City of Kirksville, Missouri, met in a Regular Session on Monday, May 16, 2016, at 6:00 p.m. in the City Hall Council Chambers.

INVOCATION & PLEDGE OF ALLEGIANCE

Reverend Jim Pitney of the First Christian Church gave the Invocation. Boy Scout Troop 401 led the Pledge of Allegiance.

MINUTES

Councilmember Steele moved to approve the minutes of the Regular Session of May 2, 2016; seconded by Councilmember Biston. Motion carried: Ayes – Mayor Mills; Councilmembers Biston, Detweiler, Long and Steele. Noes – 0.

ORDER OF AGENDA

City Manager Macomber reported that a Police Week proclamation is being added to tonight's presentations. Councilmember Steele moved to approve the Order of the Agenda as amended; seconded by Councilmember Long. Motion carried: Ayes – Mayor Mills; Councilmembers Biston, Detweiler, Long and Steele. Noes – 0.

INFORMATION PRESENTATION & PUBLIC HEARING

Mayor Mills presented Proclamations for Kids to Parks Day, National Public Works Week and Police Week.

CITIZEN PARTICIPATION

Sarah Mitchell approached the Council regarding a problem with a neighbor. The City had issued a letter with ordinance violations and a certain number of days to comply. She does not feel welcome in the neighborhood any longer and wishes to ask for a variance to allow time to repair the house to sell. Brad Selby will meet with Sarah to discuss further.

UNFINISHED BUSINESS

None.

ACTION PRESENTATIONS

BILL NO. 2016-24

ORDINANCE NO. 12206

AN ORDINANCE OF THE CITY OF KIRKSVILLE, MISSOURI, APPROVING LOT SPLITS FOR TWO ADJACENT TRACTS OF LAND OF THE WEST END SUBDIVISION, LOTS 7B AND 8B, LOCATED AT 1902 AND 1904 SOUTH FIRST STREET IN KIRKSVILLE, MISSOURI.

WHEREAS, two tracts of land that are part of West End Development Subdivision situated in Section 16, Township 62 North, Range 15 West, Kirksville, Adair County, Missouri, have been split during a re-survey of the lots which changes the dimensions on three lots - 1902, 1904, and 1906 South First Street; and

WHEREAS, the survey has been regularly certified by Mark W. Robertson, licensed surveyor number P.L.S. 2008016665; and

WHEREAS, the tracts of land are more particularly described as follows:

Description of Lot 7B: A tract of land situated in West End Development Subdivision to the City of Kirksville, Section 16, Township 62 North, Range 15 West, Adair County, Missouri and being more particularly described as follows:

Beginning at a set iron rod being the common corner of Lots 6A & 7A of said Subdivision; thence along the North line of Lot 7A, South 88 degrees 06 minutes 42 seconds East a distance of 113.00 feet to a found iron rod at the Northeast corner of said lot; thence along the East line of said Subdivision, South 00 degrees 31 minutes 10 seconds West a distance of 58.98 feet to a set iron rod; thence leaving said line, North 89 degrees 28 minutes 50 seconds West a distance of 112.97 feet to a set iron rod being a point on the East line of lot 6A; thence along said line, North 00 degrees 31 minutes 10 seconds East a distance of 61.68 feet to the Point of Beginning. The above tract of land contains 0.16 acres, more or less. Subject to easements and restrictions of record, or not of record, if any.

Description of Lot 8B: A tract of land situated in West End Development Subdivision to the City of Kirksville, Section 16, Township 62 North, Range 15 West, Adair County, Missouri and being more particularly described as follows:

Commencing at a set iron rod being the common corner of Lots 6A & 9A of said Subdivision; thence along the East line of Lot 6A, North 00 degrees 31 minutes 10 seconds East a distance of 72.40 feet to a set iron rod being the Point of Beginning of the description herein, to wit: thence leaving said line, South 89 degrees 28 minutes 50 seconds East a distance of 112.97 feet to a set iron rod being a point on the East line of said Subdivision; thence along said line, North 00 degrees 31 minutes 10 seconds East a distance of 75.92 feet to a set iron rod; thence leaving said line, North 89 degrees 28 minutes 50 seconds West a distance of 112.97 feet to a set iron rod being a point on the East line of Lot 6A of said Subdivision; thence along said line, South 00 degrees 31 minutes 10 seconds West a distance of 75.92 feet; to the Point of Beginning. The above tract of land contains 0.20 acres, more or less. Subject to easements and restrictions of record, or not of record, if any.

Description of Lot 9B: A tract of land situated in West End Development Subdivision to the City of Kirksville, Section 16, Township 62 North, Range 15 West, Adair County, Missouri and being more particularly described as follows:

Beginning at a set iron rod being the common corner of Lots 6A & 9A of said Subdivision; thence along the East line of Lot 6A, North 00 degrees 31 minutes 10 seconds East a distance of 72.40 feet to a set iron rod; thence leaving said line, South 89 degrees 28 minutes 50 seconds East a distance of 112.97 feet to a set iron rod being a point on the East line of said Subdivision; thence along said line, South 00 degrees 31 minutes 10 seconds West a distance of 75.10 feet to a found iron rod being the Southeast corner of Lot 9A in said Subdivision; thence along the South line of said Lot; North 88 degrees 06 minutes 42 seconds West a distance of 113.00 feet to the Point of Beginning. The above tract of land contains 0.19 acres, more or less. Subject to easements and restrictions of record, or not of record, if any; and

WHEREAS, the owner of the lot at 1906 S. First, Rebecca Still, has agreed to perform a Lot Combination to combine a small portion of the adjacent lot with her lot 9B on the named Plat; 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 Splits.

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

That the lot splits for the tracts of land located as described above at 1902 and 1904 South First Street be 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 Biston moved to approve Bill No. 2016-24 on first reading; seconded by Councilmember Detweiler.

The lot splits will clean up a mistake that was made when the area was subdivided as the West End Subdivision a few years ago and three homes were constructed on the three lots. The contractor built a house on the property line between 1902 and 1904 South First, and the mistake was not noticed until after the houses were completed. A legal description for the lots will also be corrected.

Howard Hickman explained that the middle lot is losing some and is picking up from the northern lot, but is taking away from the south lot.

Motion carried: Ayes – Mayor Mills; Councilmembers Biston, Detweiler, Long and Steele. Noes – 0.

Councilmember Steele moved to approve Bill No. 2016-24 on second reading; seconded by Councilmember Long. Motion carried: Ayes – Mayor Mills; Councilmembers Biston, Detweiler, Long and Steele. Noes – 0.

Board of Adjustment Reappointment - Preston Sparks

Councilmember Biston moved to reappoint Preston Sparks to another term on the Board of Adjustment; seconded by Councilmember Steele. Motion carried: Ayes – Mayor Mills; Councilmembers Biston, Detweiler, Long and Steele. Noes – 0.

Council Comments

None.

Adjournment

There being no further business to come before the Council, Councilmember Biston moved to adjourn to an Executive Session regarding a Legal Matter, RsMO 610.021(1); seconded by Councilmember Steele. The City Clerk gave the Roll Call and the motion carried: Ayes – Mayor Mills; Councilmembers Biston, Detweiler, Long and Steele. Noes – 0.

Mayor Mills adjourned the meeting at 6:20 p.m. to an Executive Session, Legal Matter, RsMO 610.021(1).

Vickie Brumbaugh, CMC MRCC, City Clerk