

**COUNCIL & STAFF PRESENT:**

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

The City Council of the City of Kirksville, Missouri, met in a Regular Session on Monday, January 4, 2016, at 6:00 p.m. in the City Hall Council Chambers.

**INVOCATION and PLEDGE**

Pastor Jeremy Broach of the Cornerstone Church provided the Invocation. The Mayor and Council led the Pledge of Allegiance.

**MINUTES**

Councilmember Steele moved to approve the minutes of the regular session of December 21, 2015; seconded by Councilmember Biston. Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

**ORDER OF AGENDA**

Councilmember Biston moved to approve the Order of the Agenda; seconded by Councilmember Mills. Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

**INFORMATION PRESENTATIONS & PUBLIC HEARINGS**

None.

**CITIZEN PARTICIPATION**

Bill Stage addressed the Council that he had parked his 13-year old motorhome in his driveway to winterize it. While it was parked there, a city codes inspector notified him that it was parked illegally. Mr. Stage was not aware of the city ordinance that does not allow for parking his motorhome in his driveway.

**UNFINISHED BUSINESS**

None.

**ACTION PRESENTATIONS**

**BILL NO. 2016-1**

**ORDINANCE NO. 12190**

**AN ORDINANCE REVISING CERTAIN SECTIONS OF CHAPTER 6 OF THE CODE OF ORDINANCES OF THE CITY OF KIRKSVILLE, MISSOURI AND ADOPTING THE 2015 INTERNATIONAL BUILDING CODE, 2015 INTERNATIONAL PLUMBING CODE, 2014 NATIONAL ELECTRICAL CODE (International Electrical Code Series), APPENDIX K -**

**ADMINISTRATIVE PROVISIONS - (of the 2015 International Building Code), 2015 INTERNATIONAL RESIDENTIAL CODE (For One and Two Family Dwellings), 2015 INTERNATIONAL MECHANICAL CODE, 2015 INTERNATIONAL FIRE CODE, 2015 INTERNATIONAL FUEL GAS CODE, 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015 INTERNATIONAL EXISTING BUILDING CODE, AND THE 2015 INTERNATIONAL ENERGY CONSERVATION CODE, AS CITY CODES FOR THE CITY OF KIRKSVILLE, MISSOURI.**

**WHEREAS**, the City of Kirksville has decided to update its codes enforcement efforts by adopting the 2015 family of International Codes listed above; and

**WHEREAS**, the City of Kirksville has decided to update its codes enforcement efforts by adopting the 2014 National Electrical Code listed above; and

**WHEREAS**, employees of the Codes and Fire Departments have analyzed the changes in the new code; and

**WHEREAS**, the Codes and Fire Departments have determined that no significant adverse effects on the building and construction industries will be caused by the adoption of these codes; and

**WHEREAS**, the public and the construction industry overall will benefit by the public safety improvements embedded in the proposed codes; and

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

Section 1: Certain Sections of Chapter 6 of the Code of Ordinances of the City of Kirksville, Missouri are hereby revised as follows:

City of Kirksville - Code of Ordinances  
Chapter 6 - Buildings and Building Regulations

Article II. Building Code

1. Sec. 6-16. Adopted. Delete 2009 and insert **2015**.
2. Sec. 6-17. Amendments. ~~(g) Section 3412.2. Insert "December 13, 1977".~~

Article III. Electrical Code

1. Sec. 6-31. Adopted. Delete 2008 and insert **2014**.
2. Sec. 6-32. Electrical code -- Administrative provisions. Delete 2009 and insert **2015**. Also, delete 2008 and insert **2014**.

Article IV. ~~RESERVED~~ Existing Building Code

1. **Sec. 6-46. Adopted.**  
**A certain document, one (1) copy of which is on file in the office of**

The code administrator, being marked and designated as the "2015 International Existing Building Code", as published by the International Code Council, Inc., is hereby adopted as the existing building code of the city. Each and all of the regulations, provisions, penalties, conditions and terms thereof are hereby adopted and made a part of this article as if fully set out herein.

2. **Sec. 6-47. Amendments.**

The following sections of the International Existing Building Code adopted in Section 6-46 above is hereby revised as follows:

(a) **Section 101.1. Insert "City of Kirksville".**

Article V. Mechanical Code

1. Sec. 6-66. Adopted. Delete 2009 and insert **2015**.

Article VI. One- and Two-Family Dwelling Code

1. Sec. 6-86. Adopted. Delete 2009 and insert **2015**.

2. Sec. 6-87. Amendments. (c)

Insert **Ground Snow Load = 25**

Wind Design Speed (mph) = 90

Wind Design Topographic effects = No

Insert **Wind Design Special wind region = No**

Insert **Wind Design Wind-borne debris zone = No**

Seismic Design Category = B

Insert **Subject to Damage from Weathering = Severe**

Insert **Subject to Damage from Frost line depth = 48"**

Insert **Subject to Damage from Termite = Moderate to Heavy**

Insert **Winter Design Temp = 0 degrees F**

Flood Hazards = (a) March 16, 1987

(b) February 4, 1981

(c) Panel numbers: 290002 0001 B; 290002 0002 B;  
290002 0003 B; 290002 0004 B; 290002 0005 B

Panel dates: all are February 4, 1981

Ice Barrier Underlayment Required = No

Air Freezing Index = 1,250

Mean Annual Temperature = 51 degrees F

Article VII. Plumbing Code

1. Sec. 6-106. Adopted. Delete 2009 and insert **2015**.

2. Sec. 6-107. Amendments. (e) Section ~~305.6.4~~ **305.4.1**. Insert "~~48~~ **12** inches" and "~~48~~ **12** inches" respectively.

3. Sec. 6-107. Amendments. (f) Section 603.2, ~~Exceptions~~ **Separation of water service and building sewer**. Any distance in this section stating ~~5 feet~~ should be replaced with **10 feet**. (3 locations)

4. Sec. 6-107. Amendments. (g) Delete ~~904.4~~ and insert **903.1**

Article VIII. Concrete Construction

1. Sec. 6-129. Frost line requirements. (b) Delete ~~forty-eight (48)~~ and insert **twelve (12)**. Delete ~~six (6) feet~~ and insert **eighteen (18) inches**.

Article IX. Fire Prevention Code.

1. Sec. 6-146. Adopted. Delete ~~2009~~ and insert **2015**.
2. Sec. 6-147. Amendments. (b) Delete ~~109.3~~ and insert **109.4**.
3. Sec. 6-147. Amendments. (e) Delete ~~3301.1.3~~ and insert **5601.1.3**.
4. Sec. 6-147. Amendments. (f) Delete ~~3301.2.4~~ and insert **5601.2.4**.

Article X. Property Maintenance Code.

1. Sec. 6-161. Adopted. Delete ~~2009~~ and insert **2015**.
2. Sec. 6-162. Amendments. (d) 2. Delete ~~2009~~ and insert **2015**.
3. Sec. 6-162. Amendments. (f) Section 302.8 Motor Vehicles. Delete existing text and insert the following:  
**"Code of Ordinances, City of Kirksville, Sec. 17-4. - Wrecked, damaged, demolished, disabled, disassembled, inoperative, or currently unlicensed vehicles.**
  - (a) For the purposes of this section, the terms "vehicle" or "automotive vehicle" will include any kind or type of car, truck, motorcycle, or trailer.
  - (b) At no time shall any vehicle located on any premises within public view be allowed to continually remain in a state of disassembly, disrepair, or in the process of being stripped or dismantled.
  - (c) Painting of vehicles is prohibited unless conducted inside an approved spray booth. Exception: A vehicle of any type is permitted to undergo major overhaul, including body work or painting, provided that such work is performed inside a private garage or completely enclosed structure approved for such purposes.
  - (d) At no time shall any inoperative vehicle of any kind or type be parked, stored on, left at, or permitted to remain upon, any portion of any private property or premises, either residentially or commercially zoned, within the City of Kirksville, for a period of time that exceeds seven (7) days.

**Exceptions:**

- (1) Vehicles of the type described above may be parked or stored on such property if the vehicle is in a completely enclosed

private garage or building.

- (2) Vehicles of the type described above are permitted at the site of any business engaged in motor vehicle sales or vehicle repair, which holds a current city business license.
- (3) Vehicles of the type described above that are used for the training of emergency personnel for extraction of vehicle occupants, fire training, medical procedures, etc.
- (e) At no time shall any kind, or type of automotive vehicle, be parked, stored on, left at, or permitted to remain upon any portion of any private property or premises, either residentially or commercially zoned, that does not properly display current state issued license plates.

**Exceptions:**

- (1) Vehicles of the type described above may be parked or stored on such property if the vehicle is in a completely enclosed private garage or building.
- (2) Vehicles of the type described above are permitted at the site of any business engaged in motor vehicle sales or vehicle repair, which holds a current city business license.
- (3) Vehicles with a state license plate that has been expired less than one (1) month.
- (4) A vehicle that is manufactured solely for off-road use, or that does not require a state issued license plate if operated on the public roads.

Note: Persons choosing not to display current state license plates on a vehicle, and choosing not to store the vehicle in a completely enclosed private garage or building, may remove the vehicle from the city."

Article XII. Fuel Gas Code.

1. Sec. 6-194. Adopted. Delete ~~2009~~ and insert **2015**.

Article XIII. Energy Conservation Code

1. Sec. 6-217. Adopted. Delete ~~2009~~ and insert **2015**.

Section 2: Nothing in this Ordinance or in the Codes hereby adopted shall be construed to affect any suit or proceeding pending in any Court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any legal right or remedy of any character be lost, impaired or affected by this Ordinance; and

Section 3: Should it be found that any of the provisions, restrictions, specifications, regulations, penalties and terms of the codes adopted herein are inconsistent with any other codes, ordinances, City Code Section or acts, adopted by the City of Kirksville, Missouri, then the most restrictive provision, restriction, specification, regulation, penalty or terms shall prevail.

This ordinance shall be in full force and effect the 1st day of February, 2016.

Councilmember Mills moved to approve Bill No. 2016-1 on first reading; seconded by Councilmember Biston.

The International Codes Council updates the Codes every three years. The City did not purchase updated code books for the 2012 year, and have been using the 2009 version. The changes included in the International Codes need to be included in the City Code.

Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

Councilmember Mills moved to approve Bill No. 2016-1 on second reading; seconded by Councilmember Biston. Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

### **Humane Society Agreement**

Councilmember Mills moved to approve an agreement between the City of Kirksville and the Adair County Humane Society; seconded by Councilmember Biston.

Mari Macomber reported that the current agreement will expire in March 2017. The new agreement will include: the City will provide \$35,000 annually to the Humane Society, the City Manager will be invited to attend the Humane Society meetings, the Humane Society will be required to provide financial information to the City, and the agreement will expire in 2020.

Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

### **Bid – Water Line Boring Services**

Councilmember Biston moved to approve the bid from Lawson Construction for the 2016 boring services when required; seconded by Councilmember Mills. Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

### **Bid – Rock and Stone**

Councilmember Biston moved to approve the bid from Grgurich and Grgurich Trucking for rock and stone for 2016; seconded by Councilmember Mills. Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

### **Council Comments**

None.

### **Adjournment**

There being no further business to come before the Council, Councilmember Mills moved to adjourn; seconded by Councilmember Biston. Motion carried: Ayes – Mayor Detweiler; Councilmember Biston, Mills and Steele. Noes – 0. Absent: Mayor Pro Tem Moritz

Mayor Detweiler adjourned the meeting at 6:20 p.m.

Vickie Brumbaugh, CMC MRCC, City Clerk