

KIRKSVILLE CITY COUNCIL **NEWSLETTER . . .**

Mari E. Macomber, City Manager
June 14, 2013

SUBJECTS:

**DATES TO REMEMBER
NATIONAL SMALL BUSINESS WEEK
COUNCIL MEETINGS
FIREWORKS
STATE SENATE DISTRICT 18 GOVERNMENT DAY
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ROTARY SIGN
AIRPORT INFRASTRUCTURE
SUMMARY OF OUR WATER BILL
FRANKLIN STREET PHASE 2
TOURISM AGREEMENT
PSEUDOEPHEDRINE RESPONSE
SEWER BACKUP
RECRUITMENTS**

DATES TO REMEMBER

6/24-26 - City Manager out of office (Tuesday is Representing City at Missouri Girls State)
6/25 – Senator Munzlinger – District 18 Government Day in Jefferson City
June 27 – Business After Hours – Trumascape from 5 to 7 pm
June 29 – Movie in the Park – the Lorax

NATIONAL SMALL BUSINESS WEEK

The week of June 17 – 21 is National Small Business Week. The City Council may want the Mayor to do a proclamation encouraging everyone to support our local businesses and thank them for doing what they do because they are vital to the City's success.

COUNCIL MEETINGS

Included with this Newsletter is a copy of some of the regulations regarding the Sunshine Law. Since most of the City Council is new I thought it would be good to make sure there was an understanding regarding conversations and discussions of city matters. If there is a quorum of the Council present (3 or more) there should be no discussion on formulating city policy. City Council members should not be meeting and discussing issues and how to vote outside of the actual meeting. See a copy of the page from the Sunshine Law booklet. If you are not sure about it please contact me.

FIREWORKS

City ordinance allows the discharging of fireworks from June 30 through July 5. This year June 30 is on a Sunday and July 5 is on a Friday meaning that there is no complete weekend where citizens can shoot off fireworks. Firework booths are being set

up currently for inspection with sales to begin 10 days prior to when the fireworks can be discharged. Citizen Andy Stitzer brought this to my attention. Is the Council satisfied with the existing rules or would you wish to consider a change. Staff believes that they have provided education on when the discharge of fireworks can begin and end. Though allowing the sale of the product 10 days ahead of time may not communicate the same message.

STATE SENATE DISTRICT 18 GOVERNMENT DAY

Senator Munzlinger has invited County and Municipal Officials to the State Senate District 18 Local Government Day on June 25 from 9:45 am to 3:00 p.m. in Jefferson City. There will speakers representing the Departments of Agriculture, Transportation, and Economic Development, Social Services, the State Tax Commission and the Attorney General's office. The Notice is attached for your referral. Please let Vickie Brumbaugh know if you plan to attend so that she can RSVP for you.

MML ANNUAL CONFERENCE

The annual Missouri Municipal League Conference is September 15 -18 in Branson. Hotel rooms go quickly, so if you plan to attend, please let Vickie know as soon as possible if you wish to attend this Conference. The program for this Conference has not been posted yet on the MML web site.

ROTARY SIGN

From what I understand there has been some new developments regarding the location of the Rotary Park sign that was presented to the City Council a few weeks ago. There may be issues with the construction of the sign due to the height and a desire to find a new location. The Club is exploring options. There may have been an idea to place the sign in front of our within the parking area of the Veterans Memorial. The Veterans Memorial was community collaboration and should probably not be altered.

AIRPORT INFRASTRUCTURE

In preparation of both the TSA and the FAA inspections at the airport, we have discovered a few things that our going to need our attention. One of these is the replacement of our runway edge light system. David had been holding off on this until there was a decision on technology and the use of LED lights. Our engineering consultant informed us that MoDOT does have some funding available to install the new runway edge light system at the airport. MoDOT will need to know if that is something the City is ready to complete. The estimated construction cost of the project is approximately \$725,500 +/- . A 5% local match on that would be approximately \$36,250 +/- . If I am able to evaluate the availability of funds for this, I would like to proceed to take advantage of the State and Federal government providing 95% of the cost.

SUMMARY OF OUR WATER BILL

Included with this Newsletter is a summary document that was prepared by Public Works Director John Buckwalter. Since the purpose of the utility bills is to pay for services rendered to the residents he felt it important to explain more about the utility bills. This is a good summary of what is included in the utility bill (not just water) and

how much water and subsequent sewer someone could conceivably use during the course of living.

FRANKLIN STREET PHASE 2

We have completed all of our paperwork submitting it to MoDOT. We are waiting to hear back from the State that this project can proceed. As of Monday, June 17 we have not had a response to our request. A request has been made of the District Engineer to get a response as we are losing our window of opportunity before the students return.

TOURISM AGREEMENT

Councilmember Moritz was asked why the City did not run the tourism office and maybe more specifically wanted to know why the Tourism Office expanded its staff. I explained to Councilmember Moritz that the law required us to contract with a not for profit who would be responsible for this work. That would not preclude the City from establishing such an organization, but that is the reason. I have included a copy of that Missouri Statute highlighting the relevant section for your information.

PSEUDOEPHEDRINE RESPONSE

The City Council was asked to consider restricting access to products that contain pseudoephedrine. There were a few initial questions that the Council had regarding the request and the product. Chief Hughes has provided the following responses to those questions.

What do the Pharmacist/Physicians think of this regulation?

Pharmacist A - Mixed feelings. Personally would like to see this ordinance or something like it. Believes that 10% or less of such current purchases are legitimate. However, they are a business and unsure on corporate response.

Pharmacist B - Somewhat mixed feelings. Understands both sides. Believes what we currently have in place (state laws) is enough. If a prescription, it will add about \$2 to each purchase (labeling, pharmacist time, etc.). Overall would make a \$5 purchase into a \$70 purchase (including doctor visit/charges).

Physicians A (a physicians group) - They support the idea. They believe that the "potential benefits far outweigh the excess burden..." They also believe that there are enough other products to treat allergy conditions that do not involve Sudafed. They believe it would be very rare, if ever, that they would write a prescription (because of alternatives). They did have a questions as to whether it would cover all vendors in the county.

Physician B - Advised biggest consequence was inconvenience to legitimate user. Most physicians would need to see the patient (office visit) before prescribing. Also believes that there are other medications out there and it would rarely be prescribed.

What other local governments have passed something similar?

See attached.

What products does this include?

In a check of one large local pharmacy it was found that they have more than 30 various pseudoephedrine products and many more products that do not contain any pseudoephedrine. These products are for various remedies such as sinus, congestion, asthma and colds. These product brand names are as follows (there is a generic or store brand for most of these products):

Allegra	Advil Cold and Sinus
Advil Allergy Sinus	Alavert
Allergy Sinus	Zyrtec
Primatene	Sudafed
Zephrex	Aleve Sinus & Headache
Aleve Sinus & Cold	Claritin
Mucinex	

There may be additional products at other stores or that come out from time to time.

SEWER BACKUP

At the last Council meeting there was a resident who lives at 1408 E. Harrison in attendance. He asked that the City take care of a sewer back up that he has in his basement. According to city staff, there were no blockages in the line. The location of this house is right on the edge of a creek. The new homeowner is attempting to refinish a basement. He was advised that he would need to install a ball cock to keep anything from backing into his basement.

RECRUITMENTS

Interviews for the Airport Director will take place the week of July 15. ATC Chairman Ron Winkler will participate in the interviews with me and Pat Meredith. We have 3 outstanding candidates. Interviews have been scheduled with two individuals for the Director of Public Works position. If agreeable and available, I would like Councilmember Edge to sit in on those interviews. They will be Monday, July 8 and Tuesday, July 9 both at 1:30 pm. Qualified applications for the Assistant City Manager are not coming as strongly as for the first two positions.

Attachments

- Sales Tax Reports
- Municipal Court
- Building Permits Issued Report
- Humane Society May Report
- State Senate Local Government Day Notice
- Sunshine Law
- Animal Control Vehicle
- Dental School News Stories
- Tourism Law – Missouri State Statutes
- K-REDI Press Release on Hartzell Hardwoods
- Water Bill Information

Cities Who Adopted Pseudoephedrine Restrictions
Citizen Thank Yous

One-Cent General Sales Tax											
	2008	2009	2010	2011	2012	2013	2013 YTD Growth/Loss				
							Comparison to				
BUDGET	2,578,240	2,584,485	2,466,000	2,476,280	2,523,820	2,588,620	2012	2011	2010	2009	2008
January	241,502.73	266,740.40	259,347.52	177,293.93	231,297.39	268,619.22	16.14%	51.51%	3.58%	0.70%	11.23%
February	219,903.17	195,734.29	200,778.78	259,901.05	229,342.20	206,324.87	-10.04%	-20.61%	2.76%	5.41%	-6.17%
March	132,002.16	147,892.81	156,669.64	160,805.35	147,321.44	135,401.12	-8.09%	-15.80%	-13.58%	-8.45%	2.57%
April	253,028.44	246,130.84	232,500.31	258,496.85	288,635.98	288,365.52	-0.09%	11.55%	24.03%	17.16%	13.97%
May	220,972.61	216,847.11	233,120.21	239,462.58	216,676.28		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
June	148,541.83	142,964.71	143,943.57	149,702.34	141,482.89		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
July	279,431.55	279,236.50	265,660.28	259,437.07	285,063.79		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
August	222,179.31	203,838.29	208,953.81	218,429.47	203,154.15		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
September	140,078.56	146,129.55	131,838.50	174,444.14	162,346.70		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
October	235,788.79	237,555.14	252,020.17	270,826.30	264,153.60		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
November	209,464.69	222,488.00	207,549.97	223,163.42	209,821.80		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
December	204,920.17	153,163.14	199,574.20	159,898.86	177,081.78		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
TOTAL	2,507,814.01	2,458,720.78	2,491,956.96	2,551,861.36	2,556,378.00	898,710.73	0.24%	4.93%	5.82%	4.93%	6.18%
VARIANCE from BUDGET Growth/(Loss)	(70,425.99)	(125,764.22)	25,956.96	75,581.36	32,558.00	(1,689,909.27)					

SALES TAX COLLECTIONS 1/2-Cent Economic Development Sales Tax											
	2008	2009	2010	2011	2012	2013	2013 YTD Growth/Loss				
							Comparison to				
BUDGET	1,212,420	1,214,550	1,208,610	1,238,140	1,261,910	1,279,163	2012	2011	2010	2009	2008
January	113,937.61	122,232.45	120,629.29	85,289.72	106,319.67	123,086.03	2.04%	44.32%	2.04%	0.70%	8.03%
February	100,131.60	90,946.94	94,738.04	119,191.04	108,595.67	96,917.30	2.30%	-18.69%	2.30%	6.56%	-3.21%
March	64,680.35	70,542.11	75,660.91	75,145.16	73,294.33	66,517.25	-12.09%	-11.48%	-12.09%	-5.71%	2.84%
April	120,202.33	119,106.87	111,043.36	123,657.91	137,601.31	134,781.29	21.38%	9.00%	21.38%	13.16%	12.13%
May	105,049.44	103,701.31	113,459.81	115,552.14	104,128.45		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
June	73,007.59	70,605.96	71,562.71	74,772.94	69,846.97		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
July	134,460.71	134,027.00	125,457.62	121,737.17	134,281.22		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
August	107,711.01	96,360.14	100,267.58	104,086.50	97,048.04		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
September	68,385.21	71,667.19	64,600.41	85,700.82	79,800.20		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
October	113,078.49	113,685.10	122,354.30	129,064.24	125,444.41		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
November	100,602.46	107,619.38	100,293.80	106,591.45	100,920.32		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
December	97,351.19	74,051.55	94,262.91	77,056.78	87,889.14		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
TOTAL	1,198,597.99	1,174,546.00	1,194,330.74	1,217,845.87	1,225,169.73	421,301.87	-1.06%	4.47%	4.78%	4.59%	5.60%
VARIANCE from BUDGET Growth/(Loss)	(13,822.01)	(40,004.00)	(14,279.26)	(20,294.13)	(36,740.27)	(857,861.13)					

SALES TAX COLLECTIONS 1/4-Cent Capital Improvement Sales Tax											
	2008	2009	2010	2011	2012	2013	2013 YTD Growth/Loss				
							Comparison to				
BUDGET	638,115	639,660	636,140	619,070	630,955	621,790	2012	2011	2010	2009	2008
January	56,977.54	61,226.84	60,321.62	42,654.08	53,168.78	61,555.22	15.77%	44.31%	2.05%	0.54%	8.03%
February	50,068.09	45,520.89	47,373.58	59,595.62	54,297.80	48,458.31	-10.75%	-18.69%	2.29%	6.45%	-3.22%
March	32,296.20	35,294.84	37,830.34	37,572.42	36,646.97	33,258.85	-9.25%	-11.48%	-12.08%	-5.77%	2.98%
April	60,175.98	59,580.80	55,521.89	61,828.87	68,800.89	67,390.34	-2.05%	8.99%	21.38%	13.11%	11.99%
May	52,524.95	51,886.50	56,725.39	57,776.21	52,064.46		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
June	36,504.33	35,332.27	35,781.46	37,386.59	34,923.47		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
July	67,230.26	67,042.64	62,729.01	60,868.81	67,140.45		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
August	53,855.58	48,207.69	50,134.10	52,043.23	48,524.12		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
September	34,194.01	35,843.40	32,300.12	42,850.45	39,900.26		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
October	56,539.23	56,842.83	61,177.23	64,532.14	62,722.37		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
November	50,301.03	53,809.77	50,146.96	53,698.45	50,460.08		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
December	48,675.38	37,025.73	47,131.61	38,528.47	43,944.70		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
TOTAL	599,342.58	587,614.20	597,173.31	609,335.34	612,594.35	210,662.72	-1.06%	4.47%	4.78%	4.48%	5.59%
VARIANCE from BUDGET Growth/(Loss)	(38,772.42)	(52,045.80)	(38,966.69)	(9,734.66)	(18,360.65)	(411,127.28)					

SALES TAX COLLECTIONS											
1/2-Cent Transportation Sales Tax											
	2008	2009	2010	2011	2012	2013	2013 YTD Growth-Loss				
							Comparison to				
BUDGET	1,276,230	1,279,320	1,272,280	1,238,140	1,261,910	1,239,620	2012	2011	2010	2009	2008
January	113,955.17	122,453.83	120,637.22	85,308.17	106,337.62	123,110.89	15.77%	44.31%	2.05%	0.54%	8.03%
February	100,135.90	91,041.61	94,746.83	119,191.19	108,595.52	96,917.27	-10.75%	-18.69%	2.29%	6.45%	-3.21%
March	64,592.11	70,589.85	75,661.05	75,145.01	73,294.29	66,517.15	-9.25%	-11.48%	-12.09%	-5.77%	2.98%
April	120,351.14	119,161.44	111,043.15	123,657.82	137,601.32	134,781.30	-2.05%	9.00%	21.38%	13.11%	11.99%
May	105,049.27	103,773.48	113,451.22	115,552.90	104,128.69		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
June	73,008.24	70,664.70	71,562.61	74,773.02	69,846.79		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
July	134,460.59	134,084.90	125,457.80	121,737.11	134,281.29		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
August	107,711.16	96,415.03	100,268.06	104,086.49	97,047.92		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
September	68,387.66	71,686.79	64,600.41	85,700.82	79,800.32		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
October	113,078.38	113,685.64	122,354.25	129,064.29	125,445.04		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
November	100,602.42	107,619.35	100,293.67	107,396.30	100,920.34		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
December	97,351.22	74,051.52	94,262.96	77,056.53	87,889.24		-100.00%	-100.00%	-100.00%	-100.00%	-100.00%
TOTAL	1,198,683.26	1,175,228.14	1,194,339.23	1,218,669.65	1,225,188.38	421,326.61	-1.06%	4.47%	4.78%	4.48%	5.59%
VARIANCE from BUDGET Growth/(Loss)	(77,546.74)	(104,091.86)	(77,940.77)	(19,470.35)	(36,721.62)	(818,293.39)					

SALES TAX COLLECTIONS						
Local Use Tax						
	1%-City	.5% Eco Dev	.25% CIST	.5% TST	2013	
BUDGET	0	0	0	0	0	
January	7,300.82	3,649.59	1,824.79	3,649.59	16,424.79	
February	9,857.40	4,927.59	2,463.79	4,927.59	22,176.37	
March	17,318.44	8,657.27	4,328.64	8,657.27	38,961.62	
April	17,666.43	8,831.22	4,415.61	8,831.22	39,744.48	
May					0.00	
June					0.00	
July					0.00	
August					0.00	
September					0.00	
October					0.00	
November					0.00	
December					0.00	
TOTAL	52,143.09	26,065.67	13,032.83	26,065.67	117,307.26	
VARIANCE from BUDGET Growth/(Loss)	52,143.09	26,065.67	13,032.83	26,065.67	117,307.26	

Circuit Court of Adair County
KIRKSVILLE MUNICIPAL COURT
MONTHLY LEDGER REPORT
2013

CASES FILED & DISPOSED, TRAFFIC & ORDINANCE CATEGORIES
(CURRENT AND PREVIOUS YEARS)

MONTH	YEAR	CASES FILED	MT's FILED	MO's FILED	CASES DISP	MT's DISP.	MO's DISP.	OUTSTANDING FINE/COST BALANCE	WARRANTS OUTSTANDING FINE/COST/REST BALANCE	TOTAL DEPOSITS OF FINE/COSTS	TOTAL FINE/COSTS PAID BY COMMUNITY SERVICE	TOTAL ALL OUTSTANDING FINE/COSTS
April	2003	130	95	35	154	122	32	\$ 17,177.12		\$9,504.00		
	2004	95	62	33	89	69	20	\$ 8,915.12		\$8,607.50		
	2005	187	133	54	148	112	36	\$ 10,371.00		\$10,215.00		
	2006	88	54	34	78	41	37	\$ 14,000.00		\$6,489.50		
	2007	67	38	29	67	43	24	\$ 19,261.00		\$6,061.45		
	2008	106	68	38	115	86	29	\$ 19,106.50		\$10,708.50		
	2009	97	58	39	139	102	37	\$ 25,274.72		\$9,367.84		
	2010	96	64	32	79	51	28	\$ 32,381.06		\$6,902.00		
	2011	165	116	49	156	103	53	\$ 33,977.56		\$11,622.11		
	2012	93	63	30	121	50	71	\$ 32,818.91		\$10,158.12		
	2013	120	69	51	118	86	32	\$ 38,151.71	\$ 21,938.29	\$13,876.50	\$ 339.00	\$ 60,090.00
May	2003	168	99	69	169	110	59	\$ 16,685.12		\$14,703.90		
	2004	88	50	38	75	50	25	\$ 9,185.62		\$6,365.00		
	2005	109	65	44	114	84	30	\$ 9,806.00		\$7,700.00		
	2006	47	21	26	64	31	33	\$ 13,746.00		\$5,688.00		
	2007	107	75	32	89	56	33	\$ 20,824.50		\$8,258.50		
	2008	119	83	36	91	70	21	\$ 19,698.50		\$7,548.00		
	2009	57	19	38	74	44	30	\$ 25,647.06		\$7,928.50		
	2010	83	44	39	102	66	36	\$ 31,826.56		\$7,182.50		
	2011	165	115	50	187	131	56	\$ 32,382.24		\$11,248.60		
	2012	111	46	65	129	66	63	\$ 30,876.03		\$12,482.50		
	2013	106	40	66	137	69	68	\$ 48,502.21	\$ 22,628.29	\$11,559.50	\$ 934.50	\$ 71,130.50

Building Permits for May 2013

Date: May 3, 2013
Owner: Pat & Chris Foglesong
Use: Multi-Family
Address: 910 S. First Apts. A-E
Permit No.: 7896
Const. Co.: John Boyer Construction

Date: May 12, 2013
Owner: John Boyer Construction
Use: Single Family
Address: 805 March Dr.
Permit No.: 7901
Const. Co.: Self

Date: May 17, 2013
Owner: Ron Anderson
Use: Single Family
Address: 2713 Weatherbrooke Dr.
Permit No.: 7902
Const. Co.: Self

Date: May 21, 2013
Owner: Mark Cahalan
Use: Single Family
Address: 6 Meadowbrook Rd
Permit No.: 7905
Const. Co.: Hays Construction Co

Date: May 27, 2013
Owner: Casey's General Store
Use: Commercial – Addition
Address: 503 S. Franklin
Permit No.: 7908
Const. Co.: Septagon Construction

ADAIR COUNTY HUMANE SOCIETY

P.O. Box 481

Kirkville, Missouri 63501

June 5, 2013

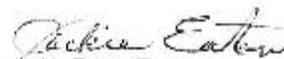
REC'D JUN 6 - 2013

TO: Kirkville City Manager

FROM: Adair County Humane Society

RE: May Shelter Report

Brought to Shelter	Dogs	16
	Cats	15
	Puppies	3
	Kittens	6
Reclaimed by Owner	Dogs	1
	Cats	0
	Puppies	0
	Kittens	0
Euthanized from City	Dogs	7
	Cats	9
	Puppies	0
	Kittens	1
Brought to Shelter Dead	Dogs	0
	Cats	1
	Puppies	0
	Kittens	0
	Other	14


Jackie Eaton, Treasurer

County and municipal officials,
please join us!

REC'D MAY 24 2013

State Senate District 18 Local Government Day

*will be held in Jefferson City from 9:45am to 3:00pm in House
Hearing Rooms 2 and 3 at the Missouri State Capitol on*

June 25th, 2013

*Tentative speakers include representatives from the Department
of Agriculture, the Department of Transportation, the
Department of Economic Development, the Department of
Social Services, the State Tax Commission, and the Office of the
Attorney General. Lunch will be provided.*

*For more information, or to RSVP, please contact Emily Lewis
in Senator Munzlinger's office at emily.lewis@senate.mo.gov or
(573) 751-7985.*

We look forward to seeing you there!



Examples of organizations covered by the Sunshine Law are area agencies on aging (*Attorney General Opinion No. 27-87*), Missouri School Boards Association (*Attorney General Opinion No. 103-88*), Convention and Visitors Bureau of Greater St. Louis (*Champ v. Poelker*, 755 S.W.2d 383 (Mo. App. E.D. 1988)), and a sheltered workshop established by a nonprofit corporation (*Attorney General Opinion No. 100-2001*).

Are advisory committees, boards and commissions subject to the Sunshine Law?

Yes, when appointed or at the direction of a public governmental body (*Section 610.010(4)*; *Attorney General Opinion No. 129-2004* [stating that a task force formed by the school district's superintendent is subject to the Sunshine Law]).

Does the Sunshine Law apply to luncheon meetings of members of a public governmental body where public business is discussed?

Yes. A public meeting is any meeting of a public governmental body where public business is discussed, decided or public policy is formulated (*Section 610.010(5)*). Public business is defined in *Section 610.010(3)* as all matters that relate in any way to the performance of the public governmental body's functions or the conduct of its business.

In *The Kansas City Star v. Shields*, 771 S.W.2d 101 (Mo. App. W.D. 1989), the chairman and two members of the Kansas City City Council Finance Committee, city manager and city budget director held a luncheon meeting without notice in a private dining room of a Kansas City restaurant. The following day, the committee unanimously adopted a budget agreement. This meeting, during which public business was discussed, constituted a public meeting and notice should have been posted. (*See Attorney General Opinion No. 10-75*).

Does the Sunshine Law apply to a meeting of members of a public governmental body where public business is discussed, but a quorum is not present?

Under the Sunshine Law, a meeting takes place when a majority or quorum of a public governmental body gathers to discuss or vote on public business (*Section 610.010(5)*) and *Colombo v. Buford*, 935 S.W.2d 690, 699 (Mo. App. W.D. 1996)).

However, it is important to note without a quorum present, no real decision making may take place. Further, if the public and the full public governmental body are not given proper notice of a surreptitious meeting, the body will not have the benefit of a full discussion and exchange of ideas.

It also must be remembered that the Sunshine Law will apply to meetings of groups with less than a quorum when the entity is deliberately attempting to evade the Sunshine Law. For example, a public governmental body may not purposely meet in groups with less than a quorum to discuss and or decide public business and then ratify those actions in a subsequent public meeting (*Colombo v. Buford*, 935 S.W.2d 690, 699 (Mo. App. W.D. 1996)).

NEW ANIMAL CONTROL VEHICLE



News Stories on Dental School

May 8, 2013, 6:54pm CDT

A.T. Still plans \$23 million dental school clinic in St. Louis

[Samantha Liss](#) Reporter- *St. Louis Business Journal*

Pending accreditation, a \$23 million dental school clinic could land in St. Louis near Lafayette Square.

[A.T. Still University](#), a private, nonprofit institution that offers a variety of clinical and health care management degree programs at campuses in Kirksville, Mo., and Mesa, Ariz., is planning to build a dental clinic to serve the underserved and uninsured community in St. Louis.

Students would first spend two years at A.T. Still's new Missouri School of Dentistry & Oral Health, now under construction at its Kirksville campus, before moving to St. Louis in year three to begin clinical work at a 50,000-square-foot facility.

The new facility is to be built on property west of the historic City Hospital Power Plant building. "We're in escrow on the piece of land," which is owned by a joint venture including developer [Stacy Hastie](#) and [Chris Goodson](#)'s Gilded Age development firm, said Dr. [Craig Phelps](#), president of A.T. Still University.

The school plans to begin enrolling dental students this fall at its Kirksville campus, pending initial accreditation by the Commission of Dental Accreditation. School officials expect to hear back from the commission this summer. Students would then begin working at the clinic in St. Louis as soon as May 2015.

"We definitely recognize there is a huge unmet need for dental schools and oral health care in the [St. Louis] area," Dr. [Chris Halliday](#), inaugural dean of the dental school, said.

School officials expect the clinic to see 47,000 patient visits each year. The school will work closely with Grace Hill Health Center to serve the community, according to Halliday.

The school expects to hire 61 staff members at the clinic. The average salary of the clinic staffers will be \$32,000, according to Phelps. Grace Hill will run the clinic's daily operations with plans to bring in about 10 dentists to work at the clinic, according to Phelps.

[The Missouri Foundation for Health recently awarded a \\$1.5 million grant](#) to A.T. Still to help with the further development of the university's new dental school and its partnership with community health centers, including Grace Hill.

That was in addition to [\\$1.5 million in grants](#) the foundation awarded in 2011 and 2012 to help the university with the new school's initial planning and startup.

A.T. Still has annual revenue of about \$100 million, according to Phelps. The university currently operates other health care programs including osteopathic medicine, health sciences, health management and dentistry at its Missouri or Arizona campuses or online.

First dental students in decades to train in St. Louis

JUNE 03, 2013 12:15 AM • BY BLYTHE BERNHARD BBERNHARD@POST-DISPATCH.COM 314-340-8129

People in Missouri have some of the worst teeth in the country, but it's not all their fault. One in five residents lives in an area with too few dentists, and more than 1 million people don't have dental insurance.

To help fill those cavities, the first dental school in St. Louis in more than two decades is expected to open by 2015. Third- and fourth-year students at A.T. Still University Missouri School of Dentistry and Oral Health will practice at a \$23 million clinic near Lafayette Square and provide care at community clinics around the state, including Grace Hill Health Centers in St. Louis.

"Missouri has huge oral health disparities and huge access to care challenges," said Dr. Chris Halliday, the dental school's dean. "People are having a very tough time either finding the resources to visit a dentist or finding a dentist who is able to treat Medicaid patients."

A.T. Still is a group of health sciences campuses based in Kirksville, Mo. The dental school expects 42 students in its inaugural class this fall, with room to expand to 60 students in future years. Pending accreditation approval in August, students will attend classes in Kirksville for their first and second years before moving to St. Louis for clinical practice.

In Missouri and across the country, more dentists are retiring or leaving full-time practices than there are students graduating from dental schools each year. More than 900 prospective students applied for the private school's first class.

"It's a high priority for us to try to place our grads in the state of Missouri, and it's a high priority for us to enroll students who are from Missouri," Halliday said.

The state needs at least an additional 280 dentists to meet the oral health care needs of its residents, according to the Kaiser Family Foundation. A dozen counties in Missouri have one registered dentist and six counties have none. About 64 percent of adults in Missouri visited a dentist in the last year, compared to the national average of 70 percent. One-quarter of the state's kids have untreated tooth decay which can lead to emergency room visits.

The lack of dental insurance in the state is an even bigger problem than the shortage of dentists, said Vicki Wilbers, executive director of the Missouri Dental Association. Medicaid does not cover dental health care for most low-income adults in the state. And even jobs with higher salaries don't always include oral health in benefits packages.

"There are a lot of dentists in the state of Missouri that have open schedules and could see more patients," Wilbers said.

Missouri has not had a dental director in the state health department in 10 years. Dental directors in surrounding states, including Illinois, are charged with promoting oral health to legislators, applying for federal grants and expanding insurance coverage.

The Affordable Care Act is set to offer dental benefits to millions more Americans in 2014, creating a need to educate more dental providers. There are 64 dental schools in the U.S. compared to 150 medical schools. Two-thirds of registered dentists in Missouri are graduates of the state's only dental school at the University of Missouri-Kansas City.

A dental school at Washington University operated for 100 years before graduating its last class of 30 dentists in 1991. The board of trustees voted to close the school because of declining enrollment and competition from state-funded schools. St. Louis University shuttered its dental school in 1971 for similar reasons but still offers post-graduate programs in orthodontics and periodontics. Today the closest dental school is in Alton at Southern Illinois University, which graduates 50 dentists each year.

A.T. Still University opened its first dental school in Arizona in 2003. Annual tuition, fees and equipment for first-year students cost more than \$72,000. Halliday said tuition rates have not been set for the Missouri school, but scholarships and financial aid will be available. At the University of Missouri-Kansas City, annual tuition is about \$28,000 for residents and \$55,000 for nonresidents.

Kirksville is the birthplace of osteopathic medicine, developed in 1874 by Andrew Taylor Still, for whom the university is named. Doctors of osteopathy complete the same amount of training as medical doctors. Osteopathic medicine focuses on the whole body in the treatment of patients' symptoms, meaning dental students will learn how oral health affects patients' overall health, Halliday said.

Halliday estimates that an additional 11,550 patients in Missouri will receive dental treatment each year from the school's students. The Missouri Foundation for Health has contributed \$3 million to the school for its efforts in serving low-income communities. Graduates will receive a certificate in public health as well as a doctor of dental medicine degree.

"They will be treating conditions in the mouth which will improve the overall health of the individual and the community," Halliday said.

Missouri Revised Statutes

Chapter 67

Political Subdivisions, Miscellaneous Powers

Section 67.1005

August 28, 2006

Transient guest tax on hotels and motels in cities and counties --issue submitted to voters, ballot language.

67.1005. 1. The governing body of any city or county, other than a city or county already imposing a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in such city or county or a portion thereof pursuant to any other law of this state, having more than three hundred fifty hotel and motel rooms inside such city or county may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or county or a portion thereof, which shall be not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general or primary election a proposal to authorize the governing body of the city or county to impose a tax pursuant to this section and section 67.1002. The tax authorized by this section and section 67.1002 shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for the promotion of tourism and for funding a convention and visitors bureau which shall be a general not-for-profit organization with whom the city or county has contracted, and which is established for the purpose of promoting the city or county as a convention, visitor and tourist center. Such tax shall be stated separately from all other charges and taxes.

2. The tax authorized in this section shall not be imposed in any city or county where another tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in such city or county or a portion thereof is imposed pursuant to any other law of this state, except that cities of the third class having more than two thousand five hundred hotel and motel rooms and located in a county of the first class where another tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in such county is imposed may impose the tax authorized in this section of not more than one-half percent per occupied room per night.

3. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

6/5/13—K-REDI Applauds Hartzell Hardwoods Expansion



Date: 5/22/13

For more information contact:

Beachel Swafford

or

Carolyn Chrisman

Project Manager

Director, K-REDI

sswafford@hartzell.com

660-665-2003

For Immediate Release:

K-REDI APPLAUDS HARTZELL HARDWOODS EXPANSION

(Kirksville, MO)—In August of 2012, Hartzell Hardwoods located in Kirksville, Missouri, by purchasing Reliant Hardwoods. Since that time, growth has been evident. The Kirksville Regional Economic Development, Inc (K-REDI) applauds Hartzell Hardwoods for the investment they have made in Kirksville through expanding the existing facility and hiring new employees.

The expansion began in September, 2013 with the ground breaking of a 35,000 square foot warehouse that will house the lumber handling and packaging machine. An additional 22,000 square feet of buildings are being constructed for drying of hardwood lumber along with storage space. All expansions will be completed by the end of June 2013. The multi-million dollar business made these expansions increasing its capacity to meet the needs of its customers.

In March of 2013, the hiring process began as Hartzell began looking to hire 15 new employees to support the expansion. They began by looking for reliable, hardworking individuals who had experience in Machine Operations, Dry Kiln, Boiler, Maintenance, Lumber Handling, Fork Lift and Office Personnel. They were able to attract many candidates to fill open positions by working with the Career Center and placing radio advertisements. Two separate job fairs were held and the company was able to hire very qualified individuals.

K-REDI Director, Carolyn Chrisman, noted that, “Hartzell Hardwoods has been a great addition to the community. They have been active in joining the Chamber of Commerce, not to mention their use of local companies in the expansion process.” Many local companies were used in the expansion including Kirksville Plumbing, Crescent Electric, Kirksville Lumber, Sparks Constructors, Inc., Shahan Electric, TH&N Electric Service, Inc., and Winkler Communication Systems.

Hartzell Hardwoods is proud to be known throughout the world as a leading producer of fine Walnut lumber as well as top quality thick Red and White Oak lumber for over 135 years. We ship lumber throughout North American and export to over 40 countries throughout Europe, Asia, and the Middle East. Fine furniture, flooring, millwork, and hardwood distribution centers around the world have come to recognize the Hartzell name and lumber. Hartzell characterizes quality, commitment, and value.

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Pictures of Expansion



Southside view of the new building.



How much should my water bill be?

There has been a great deal of confusion and consternation as citizens see the first set of bills after the change to the new radio-read water meters have been sent. We are now about 36% complete on this program, so this is a problem which will persist for at least three more billing cycles.

Many customers have no idea what is included on their "water bill". There are actually four charges on each bill—Water, Sewer, Trash, and Stormwater Utility. Taxes and fuel surcharges are also added to the bill. The Trash bill is \$10.81 per month, and stormwater is \$2.20 per month regardless of water used.

The water and sewer bills are directly related to how much water is used. Water used is measured by the water meter. Each customer is billed for a fixed fee and a minimum use of 200 cubic feet of water per month. The minimum water bill is \$14.20 per month. The minimum sewer bill is \$14.66 per month. So adding the water, sewer, trash, stormwater fee, and taxes the minimum bill will be about \$42.00 per month, if there is no fuel surcharge.

How much water is 200 cubic feet? 200 cubic feet is 1496 gallons, or 50 gallons per day. A single person in a one bathroom apartment, with no washer may use the minimum, as may someone who is only in the residence part of the week. But for most families the amount of water used will be much more. The basic number used for planning and design of water systems is 100 gallons per person per day for residential use. So a family of four, or four students living in one house, could use 400 gallons per day, or 12,000 gallons per month, which is equal to 1604 cubic feet. Their bill would be \$54.10 for water, \$57.58 for sewer, \$10.81 for trash, and \$2.20 for stormwater, and with tax, the total bill would be about \$132.50.

The old water meters had a remote reading device. This is the little rectangular box located on the side of your home, or on a post near a meter pit in your yard. The meter and the remote reader are connected by a wire. If that wire comes loose, or the remote stops working, the numbers on the remote do not change. There are also situations where the full signal is not sent to the remote, so it changes more slowly than the meter itself. The numbers on the meter will almost always continue to change as it records the use. Customer service representative read the remote numbers each month. Those are the numbers used to prepare bills. If there is no use showing on the remote, the customer is billed the minimum. If there is no use for several billing periods the customer may be contacted. If the use showing on the remote is less than the amount actually recorded on the meter, there may be no indication of a problem and the situation can go on for months or years.

If a residence with four occupants uses 12,000 gallons of water but is billed for only the minimum or 1496 gallons, they will have underpaid \$41.32 for water and \$44.66 for sewer for every month that the reading was incorrect. So at \$85.98 per month of underpayment, the bill can reach over \$1000 in a year. When water meters are changed to the new radio-read meters the installers record the reading on the old meter. That reading is compared to the last recorded reading from City records, which are normally the last reading of the remote reader. If the remote was not working, the customer may have used significantly more water than they have paid for. That difference has resulted in some very large bills.

LOCATIONS IN MISSOURI WHO PASSED PSEUDOEPHEDRINE

May. 31. 2013 11:50AM Adair Co Sheriff

No. 0742 P. 2

Arnold
Barnhart
Belle
Branson
Butler County
Byrnes Mill
Cabool
Cape Girardeau
Caruthersville
Cedar Hill
Chaffee
Cottleville
Crystal City
Cuba
Dardenne Prairie
De Soto
Desloge
Dexter
Doniphan
Ellisville
Eureka
Farmington
Festus
Foristell
Franklin County
Fredericktown
Gerald
Herculaneum
High Ridge
Hillsboro
Hollister
House Springs
Houston
Jackson
Joplin
Kennett
Lake St. Louis
Licking
Malden
Manchester
McDonald County
Mountain View
New Haven
New Melle
O'Fallon
Owensville
Pacific

Perryville
Piedmont
Pineville
Poplar Bluff
Portageville
Potosi
Ripley County
Scott City
Sikeston
St. Charles City
St. Charles County
St. Clair
St. Peters
Steele
Sullivan
Troy
Un-Incorporated Jefferson County
Union
Washington
Wentzville
West Plains
Wildwood

Citizen Thank Yous

From: McDowell, Danny [<mailto:mcdowell@truman.edu>]

Sent: Wednesday, June 05, 2013 4:43 PM

To: Vickie Brumbaugh

Subject: Public Works

Vickie

Please pass this on to Mary and the City Council

We were having sewer problems in the 800 block of East Scott Street .I placed a call to Public Works and spoke to Dennis Snyder about the problem . He came to the problem area shortly after we talked and said he would have a crew check the problem out the first thing the next day.

The next day they were there promptly that morning and took care of the problem. I wanted to thank Dennis and his crew for taking care of the problem and let you and the City Council know of the very fine job this department done.

Thanks Danny McDowell

Robert Price from 1905 N. East came in and paid his water bill this morning and asked that I send on to whomever was responsible for the limb pickup a big THANK YOU as he is extremely pleased with your work. He said it was and is a huge job and he thanks you for your quick pickup. He added that he knew it is a huge job and thinks that the City did great work to clean it up so fast. Jeanie

We've received two phone calls asking how we were doing and to hang in there. Then Andy Skinta (I didn't get to meet him) brought in junk food (pop, chips, dip, cookies and popcorn) for us and told us we're doing a good job. It's nice to know that someone understands what we're going thru with all the talk around town. What a great way to end the week!