

KIRKSVILLE CITY COUNCIL **NEWSLETTER . . .**

Mari E. Macomber, City Manager
June 28, 2013

SUBJECTS:

**DATES TO REMEMBER
RESOLUTION
ROTARY PARK SIGN UPDATE
FLATS PROJECT UPDATE
BUSINESS INCUBATOR UPDATE
STAFFING CHANGES AT KPD
STAFFING CHANGES IN PUBLIC WORKS
ENFORCEMENT OF SKATE PARK RULES
ART IN THE PARK PROGRAM
WORLD WAR II ART EXHIBIT TO DEBUT IN KIRKSVILLE
CITIZEN THANK YOU
MISSOURI STATE PARK MEETING
NEW HIGHWAY 63 CROSSING
MML ANNUAL CONFERENCE**

DATES TO REMEMBER

June 29 – Movie in the Park – the Lorax – Rotary Park at Dusk
July 2 – ATC and LPRC at noon
July 3 – John Buckwalter Retirement Reception 2 – 4 pm Public Works
July 4 – City Offices Closed
July 4 – All American Red, White and Blue Parade – 9:00 a.m.
July 11 and 12 – City Manager out of Office
July 13 – ATSU White Coat Ceremony
July 22 – Work Session with TSU President – 4:00 p.m.
July 29 – Work Session with Adair County Library Board at the Library – 4:00 p.m.

RESOLUTION

The City Council may wish to add a Resolution to Monday's Council Agenda regarding House Bill 331. The Resolution would urge the Governor Nixon to veto House Bill 331. If this legislation goes into effect it would prohibit municipalities from exercising local control over the placement, size and scope of new cell phone towers. This is an issue the Council just considered opting to support adjoining adjacent property owners.

ROTARY PARK SIGN UPDATE

The Rotary Club met with the Council to outline their plan for a sign in Rotary Park. Since that time there have been some changes. One significant change is the proposed location. The Committee is wishing to change the location due largely to limited budget and site limitations, the original site near the native grass plot, will be difficult to use for the sign. They would like the City to consider allowing them to remove two existing parking spaces in the Adair County Veterans Memorial Plaza on the Northwest side of

the parking area for the park sign. The sign as it is intended is not a wayfinding sign to direct people to the park but more of an identification sign to say what is in the park. A map showing the committee's new proposed location is included with this Newsletter. One of the committee members is fellow Councilmember Edge who wants to visit with the Council about this location change. Since this is a new location and proposes to alter the Adair County Veteran's Memorials Plaza, the Council will need to first make sure that the sign does not take away from the original purpose of this area of the park making sure that the Veterans' groups involved in the development of this park are consulted and accepting of this change. This area of the park was developed through this partnership. If the Council is agreeable with the change, the Council should reserve the right to approve the sign design and dimensions. The Council should also expect the Club to pay for the removal of the 2 parking spaces (approximately 40 ft of curb and 400 sq ft of pavement), the installation of new curb, the restoration of the grounds requiring no more ground maintenance than what is required today, and finally the Club should have the responsibility of maintaining the sign. Another project that the committee has been working on with the City is the placement of a bridge across the creek. In the last meeting I attended with the committee, this bridge was the focus of the discussion and was determined to be the established priority. The City is helping to fund the bridge project contributing \$12,000 plus staff time to develop specifications and oversee the project. We will want to make sure that this project is completed before the sign project is committed, since the funds for both of these projects are limited.

FLATS PROJECT UPDATE

The FLATS group is continuing to move forward on the initial phase of the trail that will connect the City to Thousand Hills State Park. Phase I of the project will be a trail that connects the marina area of the park to the campground. The funding is in place for this phase including private donations and a Recreational Trails Grant. The group has been waiting on final design work for this portion of the trail and the availability of the Missouri State Park construction crew who will be doing the initial dirt work. They now have a timeline that indicates that work will begin in the fall. They have asked the City to provide assistance with the technical/biddable specifications for the project and project oversight for the construction. City staff will be working with them to see if this is possible based on the timing of the project due to vacancies and other projects in process and scheduled for the City.

BUSINESS INCUBATOR UPDATE

Dan Hamlet with MREIC is working on the application for a Rural Business Opportunity Grant from the USDA that would fund the initial purchase of desks and equipment for the proposed business incubator at the EDA building. He hopes to submit the application in the next couple of weeks and would know by fall if we will receive the grant. If awarded, the Economic Development Partners will develop guidelines and procedures for use of the facility and will share this information with the Council as soon as it is available. In the interim, the Red Cross will continue to rent the community room until at least Oct. 1. Initial contact has been made with the groups that use this meeting space on a regular basis to update them on the plans for the space and help them find alternate locations.

STAFFING CHANGES AT KPD

Tim King has announced his retirement effective August 2. As of August 4th, Steve Farnsworth will assume the position of Deputy Chief and Mark Wellman will assume the position of Administrative Lieutenant. We wish Tim well on his retirement!

STAFFING CHANGES IN PUBLIC WORKS

Deputy Public Works Director Jack Schuster has been given the opportunity to move back to his home area. Jack has worked for the City for 19 years and will be retiring effective July 12. Jack has taken a job with the city of Ashland WI. City Engineer Ed leans will serve as interim Public Works Director until a replacement for John Buckwalter is hired.

ENFORCEMENT OF SKATE PARK RULES

The rules at the skate park were established with input from the skate park volunteers, Lakes, Parks and Recreation Commission and the Kirksville Police Department. These rules are clearly posed at the entrance to the park. The City reviews rules and ordinances from time to time to ensure that they are applicable and enforceable. The Skate Park rules have been reviewed by the Lakes, Parks and Recreation Commission and the KPD in the past few months and LPRC requested that we add “scooters” to the list of prohibited equipment for the park. Although none of the rules are listed specifically in City ordinance, they are enforceable by the KPD because they are clearly posted for everyone who uses the park. Typically, a person in violation of a posted rule would be issued a warning for trespass. If the problem continues, they could be issued a ticket or other formal action for the violation.

ART IN THE PARK PROGRAM

Art in the Park will again be offered by the City and the Kirksville Arts Association. The program will begin on July 1 and run through the end of July. A schedule of parks is included with this newsletter.

WORLD WAR II ART EXHIBIT TO DEBUT IN KIRKSVILLE

Kirksville Arts is proud to be the premiere site for the exhibit *Bernard Perlin: An Artist Goes to War*, October 18-November 30, 2013. Bernard Perlin (b. 1918) is a noted American painter and illustrator whose work is in the collections of the Smithsonian Institution, the National Portrait Gallery, the Museum of Modern Art, the Whitney Museum of American Art, and the Tate Modern, London. During World War II, Perlin designed popular propaganda posters for the American war effort before becoming an artist-correspondent for *Life* and *Fortune* magazines. His assignments took him to Egypt, Palestine, Greece, and the South Pacific, culminating in his presence aboard the *USS Missouri* to witness the formal Japanese surrender in September 1945. Perlin remained in Asia to document postwar conditions in Tokyo and Shanghai.

Bernard Perlin: An Artist Goes to War is the first retrospective exhibit of Perlin's war art, and is timed to coincide with the artist's 95th birthday. The show is being curated by Michael Schreiber, the author of a forthcoming book about Perlin's life and art, and Wayne Yanda, a former Kirksville Arts Association board member who's working on a

book about contemporary art on American passenger ships, in which Perlin played a role. The aim is to bring about a reevaluation of Bernard Perlin's work and its place in American art. In addition to original paintings and drawings that appeared in *Life* and *Fortune* during the war, the exhibit will contain propaganda posters Perlin created, photographs and other historical documents, plus never-before-seen sketches and drawings. This exhibit is being funded solely on donations.

CITIZEN THANK YOU

The City received a thank you email from Bob and Marie Delaney for the assistance they recently received from the Codes Department during the process of building their home. All of our employees work hard to assist citizens and it is always nice to hear that they are appreciated!

MISSOURI STATE PARK MEETING

JC Kuessner, Deputy Director for Missouri State Parks, met with the Parks and Recreation Department to discuss cross-promotion and coordination of events between Thousand Hills State Park and the City. He is working on expanding opportunities for state parks to work more closely with local parks and recreation departments state wide. Mr. Kuessner was also going to visit with the Tourism office to see how they might partner in the future. The Parks and Recreation Department will stay in touch with Mr. Kuessner to see how they might partner in the future.

NEW HIGHWAY 63 CROSSING

MoDOT will be adding a new median opening on US 63 a little over 2 miles north of Route KK near Kirksville. MoDOT and its contractor, W. L. Miller Co., will begin work this summer constructing a median crossover, and adding a southbound left turn lane at Admire Evergreen located between MO 11 and Dogwood Lane south of Kirksville. The intersection improvements are part of a cost share with the business owners to provide an emergency turnaround and accommodate ease of access for its customers. Traffic will be reduced to one lane northbound and southbound at various times while crews work in the passing lane and median area. Construction equipment will be entering and exiting the work zone and motorists are urged to use caution and obey all road construction signs.

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.

Attachments

- Claims Summary for May
- Rotary Park Map
- Art in the Park Schedule
- Proposed Cell Phone Tower Veto Resolution

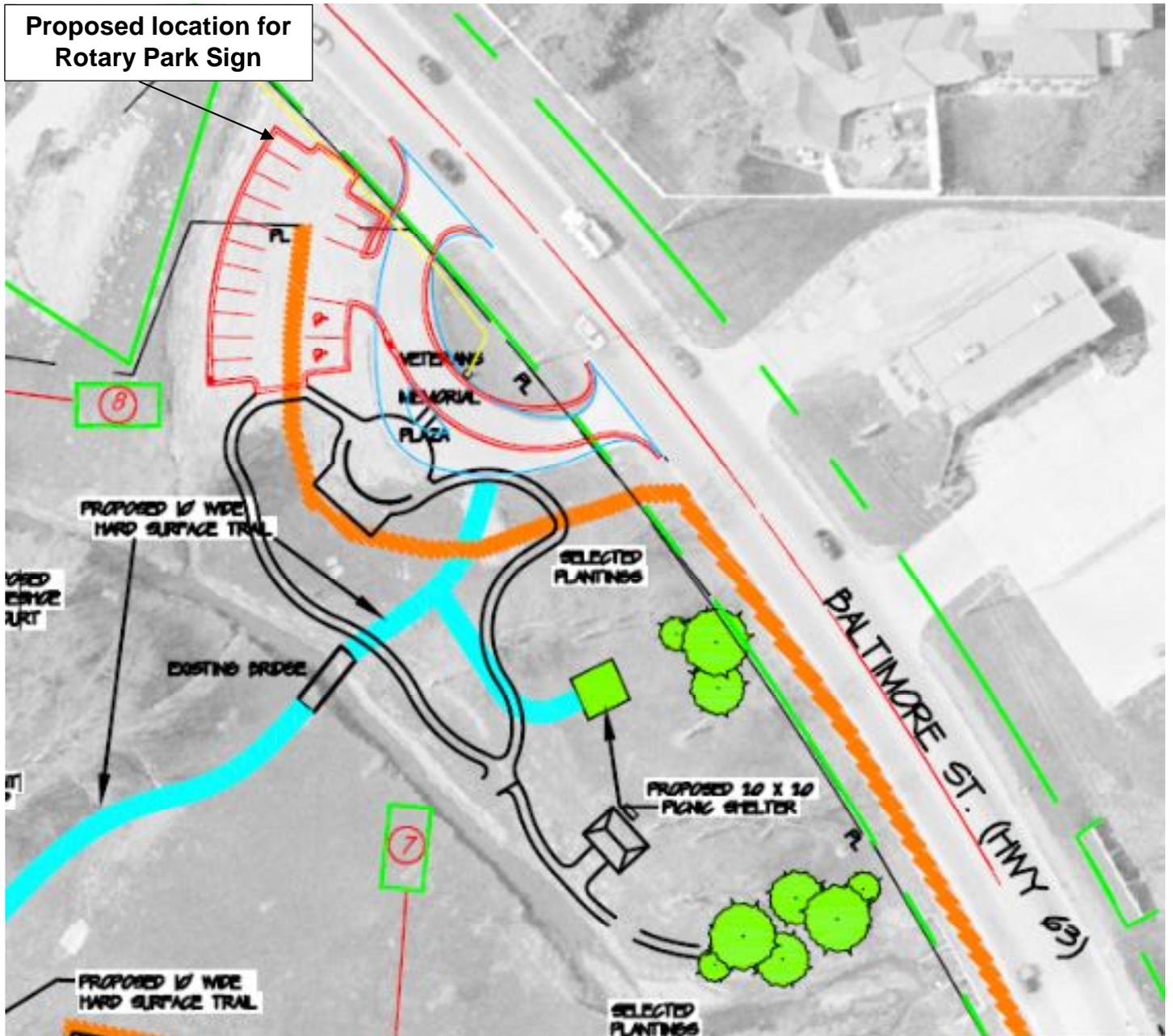
Trip Report – TAC Meeting

Enclosures

May 2013 Revenues vs. Expenditures

Bicycles Motorist Safety & Awareness Pamphlet

Proposed location for Rotary Park Sign



BILL NO. _____

RESOLUTION NO. _____

A RESOLUTION URGING THE GOVERNOR OF MISSOURI TO VETO SENATE SUBSTITUTE FOR HOUSE BILL 331 WHICH WAS PASSED DURING THE RECENT SESSION OF THE MISSOURI GENERAL ASSEMBLY, AND DIRECTING THE CITY CLERK TO PROVIDE A COPY HEREOF TO THE GOVERNOR AND TO THE MISSOURI MUNICIPAL LEAGUE.

WHEREAS, on May 22, 2013, the 97th General Assembly of the State of Missouri delivered Senate Substitute for House Bill 331 to the Governor's office for approval or objection; and

WHEREAS, this legislation severely weakens local control of land use planning decisions and the authority of municipalities to assure compatible land use; and

WHEREAS, this legislation, which mirrors similar proposals introduced in numerous state legislatures, greatly hinders the ability of municipalities to have a meaningful role in the location of cell phone towers to assure they do not lower the values of adjacent properties; and

WHEREAS, this legislation expressly prohibits municipalities from evaluating applications to construct new cell phone towers based on the availability of other potential locations or the option to collocate wireless equipment on existing towers; and

WHEREAS, this legislation also specifically prohibits municipalities from requiring the removal of existing cell phone towers as a condition of approval for new towers and also prohibits municipalities from imposing surety requirements to ensure that abandoned or unused towers will be removed, unless similar requirements are imposed on other types of commercial development; and

WHEREAS, this legislation imposes a requirement that any municipal requirements concerning the appearance of cell phone towers or screening or landscaping around cell phone towers not be "unreasonable", thereby inviting litigation on whether such requirements that are part of the normal zoning process are in fact "reasonable"; and

WHEREAS, Kirksville has a history of working with wireless communications companies to assure they have adequate facilities to serve their existing customers and expand their services while simultaneously protecting the property values of adjacent property owners and assuring that cell phone tower sites are appropriately screened and landscaped just as other types of commercial development are required to be; and

WHEREAS, the Missouri Municipal League has urged the Governor to veto this legislation which so drastically undermines local control of land use planning; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kirksville, Missouri, that the Mayor and Council of Kirksville, Missouri hereby urge the Honorable

Jay Nixon, Governor of the State of Missouri, to exercise his Constitutional authority to veto the recently passed Senate Substitute for House Bill 331 for the reasons contained in this Resolution; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be provided by the City Clerk to Governor Jay Nixon and to the Missouri Municipal League.

Passed by the City Council and signed by the Mayor this _____ day of _____, 2013.

Richard L. Detweiler, Mayor

ATTEST:

Vickie Brumbaugh, City Clerk

For Immediate Release

June 28, 2013

For More Information Contact:
Melanie Smith
Assistant City Manager
(660) 627-1224

FRANKLIN STREET CLOSING FOR CONSTRUCTION

(Kirksville, MO) -- The contractor for the City of Kirksville, Mihalevich Concrete Construction, will be closing Franklin Street from Normal Street to Patterson Street to through traffic beginning at 7:30 a.m. on Thursday June 20, 2013. No parking on Franklin between Normal and Patterson will be in effect at that time. Vehicles parked in the work zone on Thursday, June 20, 2013 will be subject to towing at the owner's expense. Detour signs will be posted around the work zone taking traffic to First Street. Individuals having business or need to access the Truman campus along Franklin from Normal to Patterson should contact the project manager, Craig Dawson at 660-627-1292 or Mark Schultz at Truman State University at 660-785-4302

This traffic control will be in effect and the street will remain closed to through traffic during the reconstruction of the street which is expected to last through August 15th, 2013 with clean-up and finish work to possibly continue to the 1st of October. We apologize for this inconvenience and request alternate routes be utilized.

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Art in the Park

Join us each afternoon

July 1-July 26 for a

FREE art activity!

1pm-2:30pm

Monday: Brashear Park

Tuesday: Jaycee Park

Wednesday: PC Mills Park

Thursday: Brashear Park

Friday: Memorial Park

Kirkville
PARKS
and Recreation

KIRKSVILLE arts
Association



KIRKSVILLE

M I S S O U R I

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Public Works Department

MEMORANDUM

TO: Mari Macomber, City Manager

FROM: John Buckwalter, Public Works Director 

DATE: June 20, 2013

SUBJECT: NEMO RPC TAC Meeting, June 19, 2013

I attended the Northeast Missouri Regional Planning Commission Transportation Advisory Council meeting held at 4:30 pm June 19, 2013 at Memphis. Harriet Beard and Councilman Edge also attended. The minutes from the March 26 meeting were approved and a copy is attached to this memo. No one from the City attended the March 26 meeting because it was scheduled at the same time as the Candidates forum. At that meeting a by-law change and TAC membership were discussed. Apparently the Adair County Commissioners present designated Commissioners Pickens and Thompson and Mayor Detweiler as the members from Adair County.

RPC staff distributed a list with 35 transportation needs submitted by the Counties. The supporting needs data sheets had been sent to the members of the TAC by email on June 12 by Kathie Small. The objective of the meeting was to have been discussion by each county team of the county's needs and their priority for them, in preparation for the next meeting at which the needs will be ranked. A number of the TAC members had not reviewed the needs data sheets, so Chairman Werner asked each county to identify the top or high priority needs from those for their county on the list. I noted those identified as high priority by each county with an "H" on the attached Needs Ranking Sheet. Since the Adair County Needs were unchanged from our discussion with the Commissioners in April, I stated that the Highway 63 improvements north of Kirksville remained a high priority, at least for planning and scoping, with concurrence from Jim Werner speaking for Schulyer County. I also stated that Highway 6 improvements across the county were a high priority, along with improvements to Baltimore north of Highway 6 in Kirksville.

Tom Batcherhorst and Amy Crawford represented MoDOT but had no update or comment.

The meeting adjourned at about 5:10 pm and was followed by the Scotland County Housing Authority meeting, which lasted about 10 minutes, and then the Solid Waste Management District Meeting. Councilman Edge was the only Adair County board member present for that meeting. The agenda and notes distributed are attached. There were 9 grant applications submitted, and so far three have been approved, \$25 K for the City of Lancaster for a chipper, \$35K for Kirksville Community Opportunities for a new box truck to haul recycle material, and \$15K for the City of Canton for equipment for its

recycling program. The board approved a depository agreement with the Bank of Kirksville. Two grant extensions were approved: The City of Brashear had requested a three month extension on their grant for benches, the extension was approved. The City of Kirksville's request to use unspent grant funds of \$4088 to buy bike racks and for a six month extension was approved.

We departed after the Solid Waste Management District meeting, and returned to Kirksville at about 7:00 pm.

Attachments:

- Agenda
- Minutes of March 26, 2013 meeting
- Annotated 2013 Needs Ranking Sheet
- April 10, 2013 letter from Adair County TAC to RPC on 2012 needs w/o encl
- Solid Waste Management District packet