

# KIRKSVILLE CITY COUNCIL

## NEWSLETTER . . .

Mari E. Macomber, City Manager *MEM*

Copies to: City Attorney  
Media

November 21, 2008

### SUBJECTS:

DATES TO REMEMBER  
PARTNERSHIP MEETING WITH SCHOOL DISTRICT  
HOLIDAY DINNER  
COUNCIL APPOINTMENTS  
COUNCIL AREA SCENE  
LANDLORD LIABILITY  
STATE OF THE CITY  
CANOPY UPDATE  
SKATEPARK UPDATE  
HIGHWAY 63 UPDATE

### DATES TO REMEMBER

November 24 – City Meeting with Kirksville RIII @ 4:00 p.m.  
November 24 – Study Session @ 5:30 p.m.  
November 25 – Council on Radio at 9:35 a.m.  
November 27 and 28 – City Hall Closed  
December 1 – Study Session @ 12:00 p.m.  
December 1 – City Council Meeting @ 5:30 p.m.  
December 2 – Chamber Governmental Affairs @ 7:30 a.m.  
December 2 – LPRC @ 12:00 p.m.  
December 2 – KDIC @ 5:30 p.m.  
December 3 – Historic Preservation @ 4:00 p.m.  
December 5 – City Christmas Dinner @ Days Inn

### PARTNERSHIP MEETING WITH SCHOOL DISTRICT

The City Council will be hosting a meeting with Kirksville RIII School Board representatives and Superintendent Pat Williams. Topics of interest should include City/School District agreement concerning North Park. The City owns the park and should provide certain maintenance aspects. The School District should cover the costs to ready the fields for their practices and games (this does not include regular mowing). The City and School District should also work on long range plans for upkeep and improvements.

### HOLIDAY DINNER

The employee dinner party invitations were distributed a couple of weeks ago. Please let Sarah Halstead know by Monday, November 24, if you and a guest plan to attend the dinner at 7:00 p.m. on Friday, December 5, at the Days Inn.

## **COUNCIL APPOINTMENTS**

We still are looking for someone to fill a vacancy on the Watershed Management Commission. We have a vacancy for a city resident. If the Council has someone you wish to consider, let me know.

## **COUNCIL AREA SCENE**

The Council's area scene will be on Tuesday, November 25 at 9:35 a.m. Aside from discussing the things going on in the City the Council will be recognizing the efforts of an individual or group. It is suggested that the Council recognize the efforts of Dr. Miller and businesses around town to make wreath project a reality. The Council discussed recognizing Joe Schilling for his work with the car seats. I would like to suggest you invite Joe to attend the December 1 Council meeting and recognize his efforts there.

## **LANDLORD LIABILITY**

Last Monday the Council passed an ordinance that limited the liability of landlords and to provide them a means of communication and access to information. Due to many reasons, the issue blew up. One of the things that has never been the interest or focus of the city is to immediately hold the landlord responsible and not pursue the tenant. We have made that effort and planned to continue to do so, but with all of the conversation on this issue, I am concerned that some tenants may try to take advantage of the requirement of the landlord and do what they can to avoid payment. The following changes are recommended for Council consideration. These changes do nothing more than minimize the impact on the landlord.

**Proposal – pending city attorney review**

### New Customers January 1 and beyond

Deposits for all tenants will be \$180 (regardless)

Deposits for tenant properties are retained until the tenant signs out of service – deposit will go toward final bill and balance returned to tenant

### Existing Tenants

If the account is delinquent for three consecutive bills we will increase the deposit to \$180

Deposit will not be returned until the tenant signs out of service

### Information to the Landlord

We will remove the options on: 1) receiving duplicate bills; 2) being notified five days after the bill is delinquent, and 3) other options we gave – this process would require a lot of administrative work but we thought it would be worth it if we could work with the landlords. Retain current practice – if landlord has a landlord agreement we will contact them as is current practice and tell them we are about to shut off the water requesting the landlord to take action. We will also work with the website access and accounts to allow landlords access to their tenants accounts if we are capable of doing so.

Please note that it says pending City Attorney review. Howard has reviewed everything but the access to the tenant account. All other changes are possible. The City will continue to retain the language regarding the landlord liability with the 90 day limit. By going to a monthly billing and increasing the deposit, only in rare occasions will the bill exceed the \$180 deposit.

## **STATE OF THE CITY**

Each year in January, the Mayor has delivered a State of the City address. The address includes a summary of the accomplishments from the previous year and a focus on the future plans of the Council for the City in. Does the Council wish to continue this approach? Would

Through excellence in service, the City of Kirksville will provide responsible and ethical local government.

other members of the Council wish to participate? The date of the State of the City will be Friday, January 16 at 8:00 a.m.

### **CANOPY UPDATE**

The canopies on the east side of the street, in the 100 block of South Franklin, were required to be cut back this summer on the outermost 2 feet, because of the reduction in width of the new sidewalks. This is the block between McPherson and Washington streets. The property owners in this block have now completed this 2 foot cutback of the canopies. The contractor appears to have done a good job. There are a couple of bent legs that are planned to be replaced, but that is normal maintenance and was not required as part of the cut back. The canopies will now clear the street sweeper, so the potential for damage is removed. Sometime in the future, the canopies will need to be removed from the building, so the attachment can be inspected and approved. That was the recommendation of the structural engineer that we hired in December of last year. This work has yet to be done. This applies to all the canopies downtown, not just to this one block, though. Other normal maintenance items on canopies around the square have not been taken care of in years past. Some of the downspouts are missing or plugged, bent posts, etc. This will need to be addressed also, as soon as the DREAM initiative people have gone through their process, and the decisions are made whether to replace, to repair, or to remove the existing canopies.

### **SKATEPARK UPDATE**

Tremendous progress has been made this week on the skate park. If you have not had a chance to go by and see the work, you may be interested in doing so. We are in the process of developing rules for the park, based upon input and feedback from the same individuals who worked to raise the funds. Once we have them developed, they will be brought the LPRC for review and approval. The rules will then be posted at the park. We are also working on a ribbon cutting event to recognize the completion of the park and all the hard work and effort that went into making this happen.

### **HIGHWAY 63 UPDATE**

Attached is a Memorandum from John Buckwalter, who attended a meeting with MoDOT and learned more information about the timeline involved and allowed for local utilities to relocate and move the utilities so that MoDOT is ready to construct the alternate route. There were two changes already noted at this meeting with the utility companies. The first was the intersection at the north end and the second was a tunnel at for Patterson Street to allow Patterson to continue and serve the fairgrounds.

#### **Attachments**

- Kirkville RIII Meeting Notice – pg 4
- Study Session Notice – pg 5
- Memorandum Regarding Highway 63 – pg 6
- Letter from Atmos – pgs 7 - 8
- Sales Tax for November - pg 9
- Humane Society Report – pg 10
- Ribbon Cutting Event – pg 11

NOTICE OF  
- OPEN MEETING –  
-TENTATIVE -

NOTICE IS HEREBY GIVEN THAT THE KIRKSVILLE CITY COUNCIL WILL MEET WITH REPRESENTATIVES OF THE KIRKSVILLE R-III SCHOOL DISTRICT AT 4:00 P.M. ON MONDAY, NOVEMBER 24, 2008, IN THE CITY HALL 2<sup>ND</sup> FLOOR CONFERENCE ROOM, 201 SOUTH FRANKLIN STREET, KIRKSVILLE, MISSOURI.

TENTATIVE AGENDA:

- DISCUSS ITEMS OF MUTUAL INTEREST

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FOR FURTHER INFORMATION, CONTACT:  
City Hall at 627-1225

*Equal Opportunity Statement*

*The City of Kirksville does not discriminate on the basis of race, color, national origin, sex, religion, age or disability status in the provision of services.*

**NOTICE OF  
COUNCIL STUDY SESSION  
- OPEN MEETING –  
-TENTATIVE -**

NOTICE IS HEREBY GIVEN THAT THE KIRKSVILLE CITY COUNCIL WILL HOLD A STUDY SESSION AT 5:30 p.m. ON MONDAY, NOVEMBER 24, 2008, IN THE CITY HALL SECOND FLOOR CONFERENCE ROOM, 201 SOUTH FRANKLIN STREET, KIRKSVILLE, MISSOURI.

**TENTATIVE AGENDA:**

- HIT UPDATE
- LAW ENFORCEMENT POLICIES UPDATE
- AIRPORT MARKETING PLAN
- REVIEW NEWSLETTER

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City Hall at 627-1225

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## **MEMORANDUM:**

**DATE:** November 14, 2008

**TO:** Record

**FROM:** John R. Buckwalter, Director

**SUBJECT:** Highway 63 Alternate Route Utility Planning

MoDOT District 2 Utility Specialist, Earl Keune, hosted a utility planning meeting for the Highway 63 Alternate Route project at 9:30 November 13, 2008.

Those present included the City of Kirksville, Adair County Rural Water District, AT&T, Atmos Energy, NE Mo Rural Electric, and MoDOT.

Copies of the project plan (strip map form) were distributed, along with a draft schedule.

The window for utility relocation is 7/20/09 thru 8/23/10. Utility relocation will be dependant on MoDOT's right of way clearance.

Earl needs a ball park estimate on how much each utility has to move and a first estimate on the cost.

Preston noted that there are two changes already from the plans we were given. The north junction will be full interchange from the start, vs. at grade as shown, and there will be a tunnel under the alternate route at Patterson.

Once copy of the highway plan has been given to Engineering, and one retained at Public Works.



October 21, 2008

Ms. Mari Macomber  
201 S. Franklin Street  
Kirksville, MO 63501

Dear Ms. Macomber:

Industry and government sources forecast natural gas prices to be higher this year over last year. Like you, Atmos Energy is concerned about the impact higher natural gas prices will have on our customers this winter. That is why we have undertaken an aggressive awareness campaign to educate our customers about anticipated costs as well as steps customers can take to manage and reduce their energy consumption. The components of our customer awareness campaign include the following;

- **Bill inserts** will include information about managing energy bills, as well as making an ongoing appeal for funds for those needing help to pay utility costs this winter
- **Posters** for display at public locations to direct qualified consumers to the appropriate help agencies in their community for utility payment assistance
- Promotion of our **Budget Billing** plan to smooth out the peaks in energy bills this winter
- Helpful **conservation and energy management tips** on the Atmos Energy **Web site (www.atmosenergy.com)**
- **Presentations** to the public through our company's speakers' bureau
- **Personal Visits** to local leaders, help agencies and elected officials
- **Printed materials** to be distributed by our customer service technicians and office employees
- **Telephone messaging** for those who call our 24/7 contact center
- **Media messaging** in both in Spanish and English
- White paper distributed to elected officials, city staff, help agencies, the media and other audiences

Atmos Energy purchases natural gas and passes on the cost to our customers with no markup. We earn our revenue from rates collected for delivering the natural gas. These rates are regulated and established by state and local governments. While our gas delivery rates are regulated, the *price* of natural gas is not regulated. The basic economic law of supply and demand impacts and largely determines the price of natural gas. Other factors such as increased demand due to weather or threats to natural gas supply cause fluctuations in market prices as well.

Atmos Energy Corporation  
810 Crescent Centre Drive, Suite 600, Franklin, TN 37067-6226  
P 615-771-8300 F 615-771-8301 [atmosenergy.com](http://atmosenergy.com)

Please contact us with any questions you might have about our public awareness efforts. Our Customer Contact Center is open 24/7 and can be reached at 1-888-286-6700. You may also reach me personally at (615) 771-8306. We look forward to working with you to assist your constituents and our customers through this challenging time.

Sincerely,

A handwritten signature in black ink that reads "Kevin Akers". The signature is written in a cursive, flowing style.

J. Kevin Akers  
President

**SALES TAX COLLECTIONS BY FISCAL YEAR**  
**One-Cent General Sales Tax**

	FY 04/05	FY 2005 (9-month)	FY 2006	FY 2007	FY 2008	2008 YTD Growth-Loss Comparison to			
						2007	2006	2005	04/05
<b>January</b>	179,410.83		185,123.44	201,467.60	180,902.81	-10.21%	-2.28%	0.83%	N/A
<b>February</b>	67,108.84		96,634.04	181,920.03	204,890.74	12.63%	112.03%	205.31%	N/A
<b>March</b>	306,530.87		322,180.50	261,636.75	241,502.73	-7.70%	-25.04%	-21.21%	N/A
<b>April</b>	176,521.54	195,655.59	214,395.10	208,545.59	219,903.17	5.45%	2.57%	12.39%	24.58%
<b>May</b>	65,360.86	59,159.40	42,975.59	78,334.89	132,002.16	68.51%	207.16%	123.13%	101.96%
<b>June</b>	301,897.06	308,001.22	332,297.08	325,352.21	253,028.44	-22.23%	-23.85%	-17.85%	-16.19%
<b>July</b>	186,538.96	190,611.14	219,132.32	284,843.75	220,972.61	-22.42%	0.84%	15.93%	18.46%
<b>August</b>	70,760.18	66,012.88	84,424.76	90,815.59	148,541.83	63.56%	75.95%	125.02%	109.92%
<b>September</b>	301,195.71	311,884.76	313,225.26	339,353.59	279,431.55	-17.66%	-10.79%	-10.41%	-7.23%
<b>October</b>	193,208.43	219,075.90	212,575.62	198,332.97	222,179.31	12.02%	4.52%	1.42%	14.98%
<b>November</b>	63,603.21	129,776.12	71,710.31	104,648.03	140,078.56	33.86%	95.34%	7.94%	120.24%
<b>December</b>	309,266.07	253,015.27	309,706.14	315,420.19					
<b>TOTAL</b>	\$2,221,402.56	\$1,733,192.28	\$2,404,380.16	\$2,590,671.19	\$2,243,433.91	-1.40%	7.10%	10.34%	N/A

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**ADAIR COUNTY HUMANE SOCIETY**

**P.O. Box 481**

**Kirksville, Missouri 63501**

November 5, 2008

TO: Kirksville City Manager

FROM: Adair County Humane Society

RE: October Report

<b>Received from City</b>	Dogs	28
	Cats	15
	Puppies	0
	Kittens	10
<b>Reclaimed by Owner</b>	Dogs	7
	Cats	0
	Puppies	0
	Kittens	0
<b>Euthanized from City</b>	Dogs	4
	Cats	5
	Puppies	0
	Kittens	10
<b>Brought to Shelter Dead</b>	Dogs	0
	Cats	2
	Puppies	0
	Kittens	0
	Other	49

  
Jackie Eaton, Treasurer

*We appreciate the visit.*

**November 21, 2008**

**Attention: Ambassadors and Board of Directors**

**A Ribbon Cutting will be held for**

**Ice House Auto Plaza  
*Collision & Glass***

**at**

**2611 N. Baltimore**

**Kirksville, MO**

**(Located in the building behind  
Ice House Auto Plaza Car Wash)**

**Benjamin Hickman**

**\* \* \* \* \***

**Wednesday, December 3rd, 2008**

**2:00 p.m.**