

## OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE CITY OF ST. JOSEPH, MISSOURI

January 24, 2022 - 5:30 p.m.  
Office of the City Clerk

PLEDGE OF ALLEGIANCE:CALL TO ORDER:

The Council of the City of St. Joseph, Missouri, met in regular meeting in the Council Chamber at City Hall, on Monday, January 24, 2022, at 5:30 p.m. The meeting was called to order at 5:30 p.m. by Mayor McMurray. Notice of said meeting had been established as every other Monday at 5:30 p.m. Further notice was provided by posting the regular meeting date and time in the City Clerk's office at City Hall, and by written notice (together with a tentative agenda) three days in advance in the City Clerk's office.

ROLL CALL:

	<u>Name</u>	<u>Term Attendance</u> (mtgs attended-mtgs absent)
Members present:	Mayor Bill McMurray	(141-02)
	Councilmember Brenda Blessing	(136-07)
	Councilmember Madison Davis	(136-07)
	Councilmember Russell Moore	(140-03)
	Councilmember Brian Myers	(130-13)
	Councilmember Marty Novak	(138-05)
	Councilmember Kent O'Dell	(129-14)
	Councilmember Gary Roach	(124-19)
Members absent:	Councilmember PJ Kovac	(120-23)

Total membership--9. Five members constitute a quorum.

Also present were City Manager Bryan Carter, City Attorney Lisa Robertson, Police Chief Chris Connally, Finance Director Laurie Tietjen, Fire Chief Kenny Cordonnier, Parks, Recreation & Civic Facilities Director Chuck Kempf, Health Director Debra Bradley, Planning & Community Development Director Clint Thompson, Public Works & Transportation Director Andrew Clements, Human Resources Director Amy Cohorst, Emergency Manager Bill Lamar, Asst. to City Manager/Communications & Public Relations Manager Mary Robertson, Multimedia Planner Ed Schilling and City Clerk Paula Heyde.

Under the Council voting rotation system, Councilmember Myers voted first.

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MINUTES:

46786

By general consent, the minutes of the special meeting held January 3, 2022, at 4:00 p.m. and the regular meeting held January 10, 2022, at 5:30 p.m., were approved as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

None.

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ACCEPTANCE OF AGENDA:

46787 It was moved by Councilmember Novak and seconded by Councilmember Blessing that the Agenda be accepted as published. Motion carried. Ayes, Myers, Novak, O'Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.

CONSENT AGENDA:

46788 It was moved by Councilmember Novak and seconded by Councilmember Moore that Agenda Numbers 46789 through 46799 be passed by Consent Agenda. Motion carried. Ayes, Myers, Novak, O'Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.

Nominations and Appointments:

46789 Filed 1/11/22: The nomination by Councilmember Novak was approved, appointing Pat Dillon, 2731 Frederick Avenue, as a member of the St. Joseph Regional Port Authority for a term expiring January 24, 2029; he is replacing Royal Turner, whose term expires January 20, 2022.

46790 Filed 1/14/22: The nomination by Mayor McMurray was approved, appointing R. Patt Lilly, 2810 Ashland Avenue, as a member of the Planning Commission for a term expiring January 29, 2027; he is replacing Reba Kendall, whose term expires on January 29, 2022.

Bills for Passage:

46791 (G.O. 3018) A Bill (#1419-18) sponsored by Councilmember Davis amending Section 28-1590 "Parking prohibited at any time" of Chapter 28 "Traffic and vehicles" of the Code of Ordinances to prohibit parking on the west side of 13th Street from 150 feet south of Sylvania Street to the end, having been read the first time on January 10, 2022, was read the second time and passed.

46792 (S.O. 10044) A Bill (#1415-18) sponsored by Councilmember Moore authorizing an amendment to the Police Department budget in the General Fund and acceptance of the Edward Byrne Memorial Justice Assistance Grant both in the amount of \$35,127.00 to be used to purchase supplies and equipment for the Police Department and Buchanan County Sheriff Department, having been read the first time on January 10, 2022, was read the second time and passed.

46793 (S.O. 10045) A Bill (#1418-18) sponsored by Councilmember Davis authorizing the execution and submittal of a Missouri Highway and Transportation Commission (MHTC) Public Transit Operating Assistance Grant Agreement in the amount of \$23,399.00 for City of St. Joseph Mass Transit, having been read the first time on January 10, 2022, was read the second time and passed.

46794 (S.O. 10046) A Bill (#1420-18) sponsored by Councilmember O'Dell approving the preliminary plat entitled "Easton Industrial Subdivision," a major subdivision consisting of one (1) lot proposed for the property located at 5101 and 5000 Easton Road as requested by Todd Morris, having been read the first time on January 10, 2022, was read the second time and passed.

Resolutions for Adoption:

46795 (Resolution No. 46795 – 4871) A Resolution (#1433-18) authorizing the execution of a one-year agreement with Central Disposal Service, Inc. to provide trash, waste hauling and disposal services for the City of St. Joseph with an option to extend said agreement for two additional one-year periods, was read and adopted.

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- 46796 (Resolution No. 46796 – 4872) A Resolution (#1434-18) authorizing the purchase of laptops and docking stations for new Police Department vehicles from CDW-G LLC for the amount of \$31,134.36, was read and adopted.
- 46797 (Resolution No. 46797 – 4873) A Resolution (#1445-18) authorizing the purchase of a New Way Diamondback Refuse Compactor from Elliott Equipment Company for the Park Maintenance Division in the amount of \$99,495.96, was read and adopted.
- 46798 (Resolution No. 46798 – 4874) A Resolution (#1447-18) designating an official name for the City's Softball Complex Field #4 as the "Fred Hoffman Field" at the Bill McKinney Softball Complex at Heritage Park, was read and adopted.
- 46799 (Resolution No. 46799 – 4875) A Resolution (#1449-18) authorizing an Amended Funding Agreement with Innovation Stockyard to provide additional financial assistance to modernize equipment in the amount of \$7,589.00, was read and adopted.

\*\*\*\*\* END OF CONSENT AGENDA \*\*\*\*\*

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

- 46800 (S.O. 10047) A Bill (#1423-18) sponsored by Mayor McMurray authorizing an amendment to the Gaming Initiatives Fund to appropriate \$90,000.00 for professional legal services, having been read the first time on January 10, 2022; was read the second time and passed. Ayes, Myers, Novak, O'Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.

EMERGENCY BILL FOR PASSAGE:

None.

RESOLUTIONS FOR ADOPTION:

- 46801 (Resolution No. 46801 – 4876) A Resolution (#1431-18) entering into an agreement with Mark's Lawnmowing to provide mowing services at five (5) properties on St. Joseph Avenue for \$95.00 per service, was read and adopted. Ayes, Myers, Novak, O'Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.
- 46802 (Resolution No. 46802 – 4877) A Resolution (#1432-18) authorizing execution of a Funding Agreement with Mosaic Life Care for the expenditure of American Rescue Plan Act funds in the amount of \$40,000.00 to operate a COVID booster shot clinic, was read and adopted. Ayes, Myers, Novak, O'Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.
- 46803 (Resolution No. 46803 – 4878) A Resolution (#1438-18) removing Theo Williams as a member of the Tree Board, was read and adopted. Ayes, Myers, Novak, O'Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.

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RESOLUTIONS FOR ADOPTION: (Cont'd)

- 46804 (Resolution No. 46804 – 4879) A Resolution (#1446-18) designating an official name for the City’s Softball Complex Field #2 as the “Ken Christgen, Sr. Field” at the Bill McKinney Softball Complex at Heritage Park, was read and adopted. Ayes, Myers, Novak, O’Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.
- 46805 (Resolution No. 46805 – 4880) A Resolution (#1450-18) authorizing the purchase of one Pure Storage 11TB Flash Array Chassis and 10 months of Pure Storage Evergreen Gold Support from Computer Discount Warehouse – Government (CDW-G) for the amount of \$44,120.00, was read and adopted. Ayes, Myers, Novak, O’Dell, Roach, Blessing, Davis, McMurray, Moore--8. Absent, Kovac--1.

BILLS FOR FIRST READING:

- 46806 A Bill (#1435-18) sponsored by Councilmember Novak authorizing execution of a Real Estate Purchase Agreement with Enzo Properties, LLC, (Buyer), to sell real estate located at 2312 Lafayette Street for the amount of \$40,000.00 and other good and valuable consideration, was introduced and read the first time.
- 46807 A Bill (#1436-18) sponsored by Councilmember Moore amending Chapter 2 “Administrative Code” Article IV “Departments” of the Code of Ordinances to change the name of the Department of Administrative Services to Department of Finance and update the functions of the Finance and Human Resources Departments, was introduced and read the first time.
- 46808 A Bill (#1437-18) sponsored by Councilmember O’Dell authorizing an amendment to the Vacant Structure Stabilization Program budget in the General Fund in the amount of \$19,438.00 to roll forward available fund balance to the current fiscal year, was introduced and read the first time.
- 46809 A Bill (#1439-18) sponsored by Councilmember Davis amending Section 28-1592 of Chapter 28 “Traffic and Vehicles” of the Code of Ordinances entitled “Parking time limits on certain streets” to provide for two-hour parking from 8:00 a.m. to 6:00 p.m. along the west side of Third Street from Faraon Street to Jules Street, was introduced and read the first time.
- 46810 A Bill (#1440-18) sponsored by Councilmember Davis amending Section 28-1588 of the Code of Ordinances entitled “One-way streets” to provide for one-way traffic on State Street, from Ashland Avenue to 26th Street, was introduced and read the first time.
- 46811 A Bill (#1441-18) sponsored by Councilmember Myers adopting a revised Write-Off and Collections Policy for the City of St. Joseph, Missouri to replace the policy adopted by Special Ordinance Number 9367, was introduced and read the first time.
- 46812 A Bill (#1442-18) sponsored by Mayor McMurray authorizing an amendment to the City Clerk’s budget in the General Fund in the amount of \$25,000.00 to provide funds for the primary and general elections and advertising expenses, was introduced and read the first time.
- 46813 A Bill (#1443-18) sponsored by Councilmember Kovac authorizing an amendment to the General Fund, Parks Designated Funds Program budget, and acceptance of a donation from the William D. Morgan Charitable Foundation both in the amount of \$25,000.00 to be used for youth sports facilities, was introduced and read the first time.

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- 46814 A Bill (#1444-18) sponsored by Councilmember Kovac authorizing an amendment to the General Fund, Parks Designated Funds Program budget to return unspent funds in the amount of \$18,288.33 from the \$40,000.00 donation made by Midland Empire Sports Association for improvements to the Drake/South Park Complex, was introduced and read the first time.
- 46815 A Bill (#1448-18) sponsored by Councilmember Novak authorizing an amendment to the Community Development Block Grant Fund to budget Home-American Rescue Plan (ARP) funds received from HUD in the amount of \$66,896.00 and execution of an agreement with HomeBase, the Center for Common Concern, Inc. to serve as planning and allocation consultant for HOME-ARP funds for the City of St. Joseph in the amount of \$18,000.00, was introduced and read the first time.
- 46816 A Bill (#1451-18) sponsored by Councilmember Davis authorizing the execution of Change Order No. 2 with Ideker, Inc., for additional work on the River Bluff Bike Trail Project and an amendment to the 2011 Transient Guest Tax Fund budget all in an amount of \$777,477.00, was introduced and read the first time.
- 46817 A Bill (#1452-18) sponsored by Councilmember Myers authorizing an amendment to the budget to transfer the amount of \$23,935.00 from the American Rescue Plan Act Fund to the General Fund Public Information and Communication Program and execution of a Master Services Agreement with CivicPlus for services to enable both hybrid and remote meeting capabilities ensuring the continuity of public meetings during the COVID Pandemic, was introduced and read the first time.
- 46818 A Bill (#1453-18) sponsored by Councilmember Moore authorizing an amendment to the budget to transfer the amount of \$228,727.27 from the American Rescue Plan Act Fund to the General Fund Fire Department Program to be used for Fire Department communication equipment and authorizing the purchase of encryption software from Midwest Mobile Radio in the amount of \$10,295.09, was introduced and read the first time.
- 46819 A Bill (#1454-18) sponsored by Councilmember Moore authorizing the execution of a Second Amended Long-Term Ground Lease Agreement with Missouri Western State University for the lease of property through December 31, 2118, to provide for construction and operation of a rappelling tower on the leased property, was introduced and read the first time.

REPORTS OF BOARDS & COMMISSIONS:

Filed 1/18/22: Minutes of the Aviation Board meeting held December 1, 2021, at 11:30 a.m. in the Terminal Conference Room at Rosecrans Memorial Airport.

Filed 1/19/22: Minutes of the Land Bank Advisory Committee meeting held November 15, 2021, at 1:00 p.m., in the 1st Floor Conference Room at City Hall.

WORK SESSION MINUTES – CITY CLERK’S OFFICE:

Filed 1/7/22: Minutes of the Council Work Session held December 20, 2021, at 4:00 p.m., in the Council Chamber at City Hall.

Filed 1/18/22: Minutes of the Council Work Session held January 10, 2022, at 4:00 p.m., in the 4th Floor Conference Room at City Hall.

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REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

Filed 1/7/22: Memorandum in re: Acting City Manager (January 7 through January 9, 2022).

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:

Filed 1/6/22: Minutes of the St. Joseph Museums Fundraising Committee meeting held December 9, 2021, at 4:00 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 1/7/22: Minutes of the St. Joseph Museums Membership Committee meeting held December 9, 2021, at 3:08 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 1/7/22: Social Welfare Board The Clinic Beat newsletter, December 2021.

Filed 1/7/22: Commendations regarding Police Department staff.

Filed 1/10/22: Municipal Division Summary Reporting, December 2021.

Filed 1/10/22: Minutes of the St. Joseph Museums Executive/Finance Committee meeting held December 16, 2021, at St. Joseph Museums, 3406 Frederick Avenue.

Filed 1/10/22: Apartment House Rental Property Licenses Report, December 2021.

Filed 1/10/22: Single Family Rental Property Licenses Report, December 2021.

Filed 1/10/22: Human Resources Department Monthly Activity Report, December 2021.

Filed 1/10/22: Property Maintenance Activity Report, December 2021.

Filed 1/10/22: Building Permits Issued Report, December 2021.

Filed 1/10/22: Health Department Monthly Statistical Report, December 2021.

Filed 1/10/22: Business Licenses Report, December 2021.

Filed 1/11/22: Letter from Councilmember Kovac in re: Motion to remove Theo Williams from the Tree Board.

Filed 1/14/22: Letter from Peggy D. Richardson, Executive Director, Missouri Gaming Commission, in re: State/Local Allocation of Gaming Revenues for the period 12/1/21 through 12/31/21.

Filed 1/14/22: Letter from Paula Heyde, City Clerk, to the George Bode Jr. Benevolent Trust Board of Trustees in re: Thank you for the donation of \$3,500.00 to pay a portion of the cost of a Zamboni Edger to be used at the Bode Ice Arena.

Filed 1/18/22: Police Department Monthly Activity Report Highlights, December 2021.

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OTHER BUSINESS:

46820 City Manager's Report - City Manager Bryan Carter said the Horace Mann ribbon cutting is Thursday at 4:00 p.m. The annual comprehensive financial report was completed last week and there were no audit findings which is quite an accomplishment by the Finance and Accounting staff. COVID update: positivity rate rose to 33.93% up from 27.58 on January 17 and 21.37 on January 10. The 14 day average number of new cases is 203.64; ten day average is 233.5 and seven days is 242. The Omicron variant is now the dominant variant found in the sewershed however the Delta is still present at lower rates. Vaccination rate has risen to 36.5% for those completing vaccinations and 39.2% for those initiating vaccinations. The Health Department conducted a drive-thru COVID testing event at the Remington Nature Center on Sunday where 404 were tested.

Councilmember Myers thanked members of the Police Department for some work they did over the weekend related to a break in at the building next to one of his properties.

PUBLIC COMMENT:

Kevin Siegmund, 4909 N. Creekwood Drive, spoke about COVID-19 funding streams and vaccines.

Rhiannon Zukowski, 1702 Main St., spoke about identity theft and police corruption.

NOTES:

Agenda No. 46800 – Jim Weidinger, 4614 Iris Avenue, asked why the City is going outside for legal services when it has a legal department.

Agenda No. 46802 – Kevin Siegmund, 4909 N. Creekwood Drive, asked why Mosaic needs this financial assistance when they are receiving funds from the CARES Act funds.

Pat Dillon, Mosaic Life Care representative, 5325 Faraon St., said Mosaic asked the County and City to partner with them.

ADJOURNMENT:

46821 By general consent, the City Council adjourned.

The meeting adjourned at 6:17 p.m.



Minutes transcribed by Paula Heyde, CMC, City Clerk.