

**Maryville City Council
Regular Scheduled Meeting
November 26, 2012
7:00 p.m.**

The Council of the City of Maryville, Missouri, met in regular session on Monday, November 26, 2012, at City Hall, 415 North Market Street, in said City at 7:00 p.m.

ROLL CALL

The meeting was called to order by Mayor Jonagan and the roll was called by the City Clerk, with the following present to-wit: Mayor Jonagan, Council Members James Fall, Jeff Funston and Renee Riedel. Council Member Ronnie Moss was absent. Others present were City Manager Greg McDanel; Asst., City Manager Ryan Heiland; City Attorney Doug Thomson; Dir., Public Works C.E. Goodall; Dir., Public Safety Keith Wood; Cody Uhing, NWMSU Senate/Council Liaison and City Clerk Sheila Smail.

PLEDGE TO THE FLAG

Mayor Jonagan led the pledge to the flag.

INVOCATION

Councilman Fall gave the invocation.

APPROVAL OF THE AGENDA

Mayor Jonagan requested any changes needed to the agenda, be noted at this time. No changes were noted.

Motion was made by Councilwoman Riedel, seconded by Councilwoman Funston, that the agenda be approved as presented. Upon roll being called, the vote was as follows: Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Fall, yea; Mayor Jonagan, yea. Motion carried.

CITIZENS TO BE HEARD

Mayor Jonagan welcomed citizens and stated this the time for persons to address the Council on items not a part of the agenda. Any persons wishing to speak were requested to come forward and state their name and address for the record.

Kate Georlitz, 24278 State Hwy EE, Maryville, Missouri, returned to the Council after a visit in August, 2012. In August she appeared to file a complaint about Municipal Court regarding an incident where Ms Georlitz had returned from a trip to Des Moines to appear in Municipal Court, to find that the case had been postponed. She was informed by the City Attorney that she would need to file an appeal with the Circuit Court for a grievance she had with Municipal Court.

Ms Georlitz stated that she had filed with the Circuit Court without satisfaction and had returned to the City Council to submit a bill for damages. She submitted a written document to Mayor Jonagan, then exited the building.

CHANGE ORDER NO. 1, CONTRACT NO. 2012-41, S. DEPOT ST. PROJECT, LOCH SAND CONST.

The City Clerk presented a bill, Bill No. 2012'107 for an ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville, to Execute Change Order No. 1, of a Contract Between the City of Maryville, Missouri, and Loch Sand and Construction Company, Inc., to Provide Additional Services of Relocating a Waterline on the South Depot Street Project, Maryville, Missouri

Loch Sand and Construction Company, Inc. had submitted a change order for additional waterline work required on the South Depot Improvement Project. During the first section of storm water replacement, Loch Sand discovered an 8-inch waterline located above the storm water pipe instead of beneath it. After further investigation of the line, it was determined the line was not in use. City staff recommended the 8-inch line be removed, eliminating the conflict with the storm water improvements.

Change Order No. 1 was proposed at a cost of six thousand, two hundred dollars (\$6,200.00) and had been completed as an emergency to allow for the project to move forward and remain on schedule. Council approval is request to authorize payment to Loch Sand and Construction Company, Inc. for the work performed. The change order is one-half (1/2) of one (1) percent of the original contract of \$1,142,693.60.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been

made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilman Funston, seconded by Councilwoman Riedel, that Council Bill No. 2012'107 be approved as presented. Upon roll being called, the vote was as follows: Councilman Funston, yea; Councilman Fall, yea; Councilwoman Riedel, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7477 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk and made a part of the original Contract No. 2012-41.

CONTRACT WITH PRINCIPAL FINANCIAL GROUP PROVIDING DENTAL AND TERM LIFE

The City Clerk presented a bill, Bill No. 2012'108 for an ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with Principal Financial Group, to Provide Dental and Term Life Insurance for City Employees

Randy Arnold, Arnold Insurance, was present to explain the plans Principal Financial Insurance has offered for dental and term life insurance for City Employees for 2013. The City has contracted with Principal Financial Group for dental, group term life, and voluntary term life insurances for the last several years.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilwoman Riedel, seconded by Councilman Funston, that Council Bill No. 2012'108 be approved as presented. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7478 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk and identified the agreement as Contract No 2012-56.

CONTRACT WITH BLUE CROSS BLUE SHEILD TO PROVIDE HEALTHCARE INSURANCE

The City Clerk presented a bill, Bill No. 2012'109 for an ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with Blue Cross Blue Shield, to Provide Group Health Insurance for City Employees

Randy Arnold, Arnold Insurance, was present to explain the options Blue Cross Blue Shield Insurance has offered for group health insurance for City Employees. Blue Cross Blue Shield has provided coverage for City Employees for the last several years.

Due to a more favorable loss ratio this year, the City's group appeared more attractive to insurance providers and Arnold Insurance Services was able to collect quotes on the health insurance from five (5) companies, including BlueCross Blue Shield. BlueCross BlueShield quoted the City with a 0% increase, while two (2) companies came back with higher quotes and another two (2) companies provided quotes lower than current rates. The two (2) companies with the lower rates were similar in structure, but plans lacked benefits in several areas.

BlueCross BlueShield also offered a second renewal option. If we accepted a 3.9% increase this year, they would cap our next year's rates at 9.9%. The trend with our health insurance rates tends cycle between years of increases and years of steady rates. After reviewing the options, the employee leadership team felt it would be in the City's best interest to accept the 0% increase this year and quote additional companies next year if faced with a high renewal rate.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill

having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilman Fall, seconded by Councilman Funston, to approve Council Bill No. 2012'109, to enter into a contract with Blue Cross Blue Shield for Health Insurance for City Employees for 2013. Upon roll being called the vote was as follows: Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Fall, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7479 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk and identified the Contract No. as 2012-57.

CONTRACT WITH JEFF SMITH CONTRACTING CO., CONST. OF W/S MAINT. BUILDING

The City Clerk presented a bill, Bill No. 2012'110 for an ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville, to Execute a Contract with Jeff Smith Contracting Company, Inc., for the Purpose of Constructing a Water/Sewer Maintenance Building, Maryville, Missouri

The Water/Sewer Maintenance Department building was destroyed in the hail storm in August 2011. City staff preceded with obtaining quotes which ended in an approval of a quote from a company was determined that the original company selected was not the right contractor for the project.

City staff proceeded through the formal bid process to obtain proposals on a new building with appropriate specifications. Two (2) bids were received on this project by the deadline of November 9th. The bid package also included an Alternate No. 1 for radiant heat to be installed in the concrete floor.

Staff recommended executing a contract with Jeff Smith Contracting Company, Inc. for the purchase and construction of a building for the Water/Sewer Maintenance Department. Staff recommends including Alternate No. 1 for a not-to-exceed amount of \$314,900.00. The departments have lacked adequate storage for equipment and office space since the hailstorm in August 2011.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilman Fall seconded by Councilwoman Riedel, to approve Council Bill No. 2012'110, to approve a contract with Jeff Smith Contracting. Upon roll being called the vote was as follows: Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Fall, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then identified as Ordinance No. 7480 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk and identified the agreement as Contract No. 2012-54.

CONTRACT WITH PITTSBURG TANK & TOWER MAINTENANCE, EMERGENCY TOWER REPAIR

The City Clerk presented a bill, Bill No. 2012'111 for an ordinance entitled:

An Ordinance Authorizing the Mayor of the City of Maryville, Missouri, to Execute a Contract with Pittsburg Tank and Tower Maintenance Company, Inc., for the Emergency Repairs to the Elevated Water Tank on Edwards Street, Maryville, Missouri

Pittsburg Tank & Tower Maintenance Company, Inc. inspected the Edwards Street Water Tower on November 7, 2012. Numerous items were discovered in the inspection, to be addressed during long-term maintenance of the structure. Two (2) of the items in the report were considered emergency repair issues by the inspectors. These items include adjusting the windage rods to ensure the tower can withstand wind speeds of 100 mph and welding the strut end connections for reinforcement. The emergency repairs listed are considered an unbudgeted item and will require use of water fund reserves. The total cost of the repair is \$16,900.00 and will be scheduled within seven (7) days of the execution of a contract.

Upon motion duly made and seconded, said bill was read by title on the first reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Upon motion duly made and seconded, said bill was read by title on the second reading, a copy of said bill having been made available for public inspection by filing the same in the office of the City Clerk more than 24 hours prior to the meeting, and was duly passed by unanimous vote.

Motion was made by Councilman Fall, seconded by Councilman Funston, to approve Council Bill No. 2012'111, approving a contract with Pittsburg Tank and Tower Maintenance Company, Inc., for emergency repairs needed on the West Edwards Water Tower. Upon roll being called the vote was as follows: Councilman Funston, yea; Councilman Fall, yea; Councilman Moss, yea; Councilwoman Riedel, yea; Mayor Jonagan, yea. Motion carried.

Said bill was then numbered Ordinance No. 7481 and was duly passed, adopted and was thereupon signed by the Mayor and attested by the City Clerk, with the contract being identified as Contract No. 2012-55.

DISCUSSION: 19 VS 21 YEAR OLD, ALLOWED IN BARS – POLICY SCHEDULE

A document was provided that referenced a proposed timeline for the review and discussion of the 19 vs. 21 year olds in local bars. The document gave a tentative timeline beginning in 2012, with a resolution being reached August, 2013. The timeline will include discussions with Northwest Missouri State University, holding Town Hall meetings, and holding meetings with businesses that are licensed to sell alcohol. The review will include consideration of an open container ordinance, required training for employees who sell alcohol, historical data related to alcohol violations, and various other aspects of alcohol related issues.

REPORTS

I. NW Liaison

- A tree lighting ceremony at the President's House will be held Tuesday, November 27, at 5:00 p.m.
- Candidates for the position of Vice President of Human Resources will be on campus the week of December 3, as the university will be looking for someone to fill this position.

II. City Manager

- *Phase C, 7th & 9th Street Trail* – The project will construct a new pedestrian trail along East 7th Street between North Main Street and North Davis Street and along West 9th Street between North Walnut Street and North Main Street. A public meeting is set for Tuesday, November 27th at 6:00 p.m. at City Hall in order to allow residents the opportunity to provide input on the preliminary design.
- *Phase F, Beal Park Trail* – The project will construct a new pedestrian trail along East 7th Street between North Davis Street and North Laura Street, along North Laura Street between East 7th Street and East 4th Street, and along East 4th Street between north Laura Street and North Davis Street. A public meeting is set for Thursday, November 29th at 6:00 p.m. at City Hall in order to allow residents the opportunity to provide input on the preliminary design.
- *FEMA Generator Grant*– The City of Maryville has been awarded a grant to replace five (5) generators in Maryville through the Legislative Pre-Disaster Mitigation (LPDM) Program through the Federal Emergency Management Association (FEMA). Grant funds will be used to purchase four (4) generators to be located at critical sanitary sewer lift stations, and one (1) replacement generator for the Maryville Public Safety Building. The lift stations and the Public Safety building provide critical basic services during events related to natural disasters and must be operational at all times. The total cost of the project is approximately \$230,000 with approved grant funding of \$172,500. The approved 2012-2013 FY budget includes the remaining local match of \$57,500. A project kick off meeting has been set for November 28th with the State Emergency Management Agency (SEMA) who will be administering the grant.
- *Public Safety Mobile Data Terminals*– The City of Maryville has received notice of award of grant funding for six (6) new Mobile Data Terminals (MDT's) from the Homeland Security grant administered by the Missouri Police Chiefs Association (MPCA). The MDT's will re-outfit in-car computer systems and bring the department up-to-date to eliminate software issues. Funds will be used to purchase IBM Toughbooks for the patrol cars, complete with docking stations. Current MDT's are still serving the department although they have three years

of use and are starting to show deficiencies. The grant awards \$6,307 per unit installed for a total of \$37,842. Homeland Security funds were also used recently by the department to acquire a new License Plate Reader.

- *Public Safety Portable Radios* – The City of Maryville has received notice of grant award from the Missouri Department of Public Safety for funding of eleven (11) portable handheld radios. These funds are provided through the Law Enforcement Block Grant Program. The units are approximately \$1,100 each and meet FCC P25 requirements (at about 2 ½ times the price of the current radios), which is a requirement of the grant. The total project will cost approximately \$12,100 with a city match of approximately \$3,100. The eleven (11) upgraded radios are a significant start to replacing some rapidly aging radio equipment approaching the end of their useful lives.
- *Munn Avenue Improvement Project (South Avenue to Highway V)* – SK Design Group, Inc. has completed final engineering plans for the City's review. Upon review, city staff will begin contacting owners along the corridor to discuss easements and specific property questions on the project. It is anticipated that the project will be bid out early in 2013 with an estimated construction schedule of March 1st – October 15th.
- *Energize Missouri Communities High Service Pump Grant* – The Missouri Department of Natural Resources (MDNR) Division of Energy has now officially closed out the City of Maryville's High Service Pump project at the Maryville Water Treatment Plant. The project replaced several pumps at the facility with approximately \$290,000 in grant funds. Initial calculated information shows 264,400 kWh in annual energy savings, resulting in \$21,152 in annual cost savings as a result of the project.
- *GFOA Distinguished Budget Award* – City staff is preparing the 2012-2013 annual budget document for submission to the Government Finance Officers Association Distinguished Budget Presentation Awards Program. The GFOA established the Distinguished Budget Presentation Awards Program in 1984 to encourage and assist state and local governments to prepare budget documents of the very highest quality that reflect both the guidelines established by the National Advisory Council on State and Local Budgeting and the GFOA's best practices on budgeting. The award is the highest award in governmental budgeting and is a national recognition program. The document will be provided to council and placed on the City's website after the application deadline of December 23rd.
- *Mozingo Rebranding Presentation* - City Council is invited to attend the Northwest Missouri State University's Advanced Advertising Strategy's class presentation regarding the rebranding and marketing of Mozingo Lake Park. The presentation will be made to the Mozingo Advisory Board on December 5th at 3p.m. in the upstairs meeting room of the Maryville Community Center. Information packets are being created. Council was asked to let staff know if they planned to attend.
- *Social Media Class, City of Maryville Project* - On November 29th, City staff will be attending the presentation of the semester projects for the Social Media Class at Northwest Missouri State University. Staff has been working with the group of students to analyze the City's social media capabilities and where there are opportunities to improve. This group focused primarily on how communication can improve between the City, college age students, and younger via social media. Staff will review the information provided by the class determine any opportunities for implementation.
- *Golf Course Maintenance Season* -The 2012 golf season was unique and challenging for the maintenance crew. Due to the extreme weather, the majority of hours were spent battling drought conditions and heat stress on the turf grass. To ensure a great course, the pump station used a record fifty (50) million gallons and is still pumping. It was anticipated that the pumps will be winterized during the week of November 26th. Although a record number, fifty (50) million gallons is the equivalent of approximately 1.5-2 inches of water from the lake. Last winter, White Cloud Construction completed a \$19,000 pump station re-piping project and the pump performed flawlessly this year. The tee box affected by this project has been reshaped, graded, seeded and will be playable by late spring. Additionally, within the rough of the area around Hole 13, staff installed 100 yards of drainage tile. This area has always been a very wet area producing unplayable lies. The drainage project will improve this area and improve the playability of the course.

COUNCIL MEMBERS

- A report was given on the Mozingo Lake Advisory Board meeting, held on November 19, 2012. Soil erosion and a bank stabilization project were discussed. The fire suppression system for the proposed youth cabin/storm shelter is being designed. The rebranding of Mozingo Lake Recreational Facilities will soon be presented by the Northwest Missouri State Advanced Advertising class.
- Two Council Members attended a re-united Joint Planning Task Force meeting to discuss several project concerns between the city, county and township.
- Congratulations were sent out to the Maryville R-II School football team for their recent State Championship victory. Northwest Missouri State University football team was also congratulated on a good season.

EXECUTIVE SESSION

Motion was made by Councilman Funston, seconded by Councilwoman Riedel that the Council, go into executive session. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Mayor Jonagan, yea. Motion carried.

Council Members discussed an item related to Legal Action, Causes of Action or Litigation Involving a Public Governmental Body and Any Confidential or Privileged Communications Between a Public Governmental Body or its Representatives and its Attorneys, as Authorized by Section 610.021(1) RSMo., Closed Meeting, Closed Record, Closed Vote.

Motion was made by Councilman Funston, seconded by Councilman Fall that Council come out of executive session. Upon roll being called, the vote was as follows: Councilman Fall, yea; Councilwoman Riedel, yea; Councilman Funston, yea; Mayor Jonagan, yea. Motion carried.

ADJOURNMENT

Motion was then made by Councilman Funston, seconded by Councilman Fall that the Council meeting be adjourned. Upon roll being called, the vote was as follows: Councilwoman Riedel, yea; Councilman Funston, yea; Councilman Fall, yea; Mayor Jonagan, yea. Motion carried. Meeting was adjourned.

Glenn Jonagan, Mayor

ATTEST:

Sheila Smail, City Clerk