

JOURNAL OF THE CITY COUNCIL

Regular Session – April 16, 2012

COUNCIL & STAFF PRESENT:

Richard Detweiler	Mayor
Tony Fajkus	Councilmember
Roger A. Edge	Councilmember
Jerry Mills	Councilmember
Mari E. Macomber	City Manager
Howard Hickman	City Attorney
Vickie Brumbaugh	City Clerk
Sarah Halstead	Community Services Director
Jim Hughes	Police Chief
Katie Myers	Finance Director
Brad Selby	Codes Administrator
Melanie Smith	Assistant City Manager

The City Council of the City of Kirksville, Missouri, met in a Regular Session on Monday, April 16, 2012, at 6:00 p.m. in the City Hall Council Chambers.

INVOCATION and PLEDGE

Robert Russell, Councilmember, gave the Invocation. The Mayor and Council led the Pledge of Allegiance.

MINUTES

Councilmember Mills moved to approve the minutes of the special session of April 9, 2012; seconded by Councilmember Russell. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

ORDER OF AGENDA

Mari Macomber asked that a Proclamation recognizing Arbor Day be added to the Agenda. Councilmember Russell moved to approve the Order of the Agenda as amended; seconded by Councilmember Mills. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

INFORMATION PRESENTATION

Mayor Detweiler read a Proclamation to recognize Arbor Day.

CITIZEN PARTICIPATION

Mark Schneider, 803 Cleaver Drive, referred to City Code regarding pit bull dogs, stating that this breed of dogs is no more dangerous than other animals. He asked that the Ordinance be repealed.

UNFINISHED BUSINESS

None.

ACTION PRESENTATIONS

BILL NO. 2012-23

RESOLUTION NO. R4-16-650

A RESOLUTION AUTHORIZING THE CITY TO UTILIZE REVOLVING LOAN FUNDS TO PROVIDE FINANCING TO A. T. STILL UNIVERSITY FOR THE CONSTRUCTION

OF A PARKING LOT, NECESSARY INFRASTRUCTURE FOR THEIR NEW DENTAL SCHOOL AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT OUTLINING THE TERMS OF THIS LOAN.

WHEREAS, the Department of Economic Development awarded a Missouri Development Action Fund Grant (MODAG) to the City of Kirksville in 1988; and

WHEREAS, the City of Kirksville agreed to utilize the repayments from the MODAG to provide low-interest loans to qualifying projects through the Revolving Loan Fund; and

WHEREAS, the City of Kirksville has identified the construction of a parking lot for the A. T. Still Dental School as a qualifying project.

NOW, THEREFORE, be it resolved that the City Council of the City of Kirksville, Missouri, hereby authorizes the Mayor to execute an agreement that provides for the reuse of Revolving Loan funds for the A. T. Still Dental School parking lot, and loans to A. T. Still University \$100,000 for a period of five years at the maximum rate of 1.08% per annum; and

THEREFORE BE IT FURTHER RESOLVED, that this \$100,000 loan, both principal and interest, will be forgiven if A. T. Still University creates and retains at least ten (10) full-time jobs at the time the note is due.

Councilmember Mills moved to approve Bill No. 2012-23; seconded by Councilmember Russell.

Councilmember Mills moved to amend the loan agreement allowing for the forgiveness of 20% of the loan for each year the employment number of 10, and the student number of 35, is achieved; seconded by Councilmember Russell.

Motion carried on the amendment: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Motion carried on the motion as amended: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

BILL NO. 2012-24

RESOLUTION NO. R4-16-651

A RESOLUTION APPOINTING ROBERT L. RUSSELL AS COUNCIL REPRESENTATIVE, AND MARI MACOMBER AS ALTERNATE, TO THE GENERAL MEMBERSHIP OF THE NORTHEAST MISSOURI REGIONAL PLANNING COMMISSION.

WHEREAS, on the 19th day of March in 1969, Governor Warren E. Hearnes designated the Northeast Missouri Regional Planning Commission, (NEMO RPC), and with designation, the Northeast Missouri Regional Planning Commission was created; and

WHEREAS, the Northeast Missouri Regional Planning Commission currently serves the counties within the region of Adair, Clark, Knox, Lewis, Schuyler, Scotland and the 33 incorporated cities for a total of 39 member governments within Northeast Missouri; and

WHEREAS, the NEMO RPC shall consist of participating members who shall represent the local units of government within the boundaries of the region. Each county shall be entitled to one representative, who shall be a member of the County Court (Commission) or a designee of such court (Commission), and each incorporated city shall be entitled to one representative who shall be a mayor, or a person designated by the mayor. Members shall serve for a term of four years and shall be terminated, however, when they no longer serve as a member of the County Court (Commission) or as a mayor or as the designee of a mayor or court (Commission).

WHEREAS, the incorporated cities of each county shall appoint one member of the City to the Northeast Missouri Regional Planning General Membership and one member of the City as an alternate;

NOW, THEREFORE, BE IT RESOLVED that the City of Kirksville hereby request that Robert L. Russell, the Mayor's designee, shall represent the City of Kirksville as a voting member on the Northeast Missouri Regional Planning Commission General Membership; with Mari Macomber, as the Mayor's designee, representing the City of Kirksville as an alternate voting member on the General Membership.

Councilmember Mills moved to approve Bill No. 2012-24; seconded by Councilmember Russell.

Carolyn Chrisman was appointed in July 2011 with Mari Macomber as Alternate. Due to Carolyn's resignation as a Councilmember, a new appointment was necessary. The terms for the representative and alternate are for four years which begin at the time of appointment. Appointing both at the same time will keep the records straight for both appointments.

Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

BILL NO. 2012-25

AN ORDINANCE OF THE CITY OF KIRKSVILLE, MISSOURI APPROVING A DEVELOPMENT PLAN AND A VARIANCE TO ALLOW FOR CONSTRUCTION OF A METAL STORAGE BUILDING AT 1003 E. JEFFERSON STREET IN KIRKSVILLE, MISSOURI.

Councilmember Mills moved to adopt Bill No. 2012-25 on first reading; seconded by Councilmember Russell.

The owner, Josh Meyer, plans to construct a metal storage building. Since the zoned district does not provide for metal buildings, the owner requested a variance to allow for

a metal storage building. The Planning and Zoning Commission approved the building project.

Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Bass Club Tournament at Forest Lake

Councilmember Mills moved to approve a request from the Bass Club for use of Forest Lake and Hazel Creek Lake, including the use of outboard motors exceeding 90 hp at idle speed at forest Lake only during the Club's four scheduled tournaments; seconded by Councilmember Russell. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Nancy Reed Fugate Commission Reappointments

Councilmember Mills moved to reappoint Marietta Jayne, Lanier White, Diane Appa, Jan Hartje and Bonnie Collier to the Nancy Reed Fugate Commission; seconded by Councilmember Russell. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Watershed Commission Reappointment

Councilmember Mills moved to reappoint Jim Novinger, in the Land Owner position, to the Watershed Management Commission; seconded by Councilmember Russell. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Second Reading of Ordinances

BILL NO. 2012-25

ORDINANCE NO: 12001

AN ORDINANCE OF THE CITY OF KIRKSVILLE, MISSOURI APPROVING A DEVELOPMENT PLAN AND A VARIANCE TO ALLOW FOR CONSTRUCTION OF A METAL STORAGE BUILDING AT 1003 E. JEFFERSON STREET IN KIRKSVILLE, MISSOURI.

WHEREAS, Josh Meyer, the owner of a professional office building located at 1003 E. Jefferson Street, has presented building plans for the construction of a metal storage building; and

WHEREAS, the property is legally described as:

Description: The West half (W ½) of Lot Six (6) and All of Lot Seven (7), Block One (1) Fible's Addition to Kirksville, Missouri; and

WHEREAS, the owner has submitted a site plan, and the development of the property shall be in complete accord with said development plan which was approved by the Planning and Zoning Commission in a public hearing on April 11, 2012; and

WHEREAS, the request for a Variance to the metal building requirement was heard by the said Commission and the variance was also approved, allowing the construction of a metal storage building.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRKSVILLE, MISSOURI, AS FOLLOWS:

The development plan as submitted and the request for variance is hereby approved and accepted by the City of Kirksville, and such plan shall be followed for construction by the owner of the property.

Councilmember Mills moved to adopt Bill No. 2012-25 on second reading; seconded by Councilmember Russell. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Council Comments

None.

Adjournment

There being no further business to come before the Council, Councilmember Mills moved to adjourn; seconded by Councilmember Russell. Motion carried: Ayes – Mayor Detweiler; Councilmembers Edge, Fajkus, Mills and Russell. Noes – 0.

Mayor Detweiler declared the meeting adjourned at 6:18 p.m.

Vickie Brumbaugh, CMC MRCC
City Clerk