

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

October 30, 2023 - 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 on Monday, October 30, 2023, at 5:30 p.m. in the Council Chamber at City Hall. The meeting was called to order at 5:39 p.m. by Mayor Josendale. 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) in the City Clerk's office two days in advance.

ROLL CALL:

	<u>Name</u>	<u>Term Attendance</u> (mtgs attended-mtgs absent)
Members present:	Mayor John Josendale	(66-0)
	Councilmember Taylor Crouse	(62-4)
	Councilmember Madison Davis	(61-5)
	Councilmember Michael Grimm	(56-10)
	Councilmember Marty Novak	(66-0)
	Councilmember Kenton Randolph	(62-4)
	Councilmember Jeff Schomburg	(62-4)
	Councilmember Randy Schultz	(63-3)
	Councilmember Andrew Trout	(56-10)

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

Also present were City Manager Bryan Carter, City Attorney Lisa Robertson, Public Works & Transportation Director Abe Forney, Health Director Debra Bradley, Police Chief Paul Luster, Fire Chief Kenny Cordonnier, Planning & Community Development Director Clint Thompson, Parks, Recreation & Civic Facilities Director Chuck Kempf, Human Resources Director Amy Cohorst, Communications & Community Engagement Director Mary Robertson, Interim Finance Director Dawn Lanning, Asst. Fire Chief Jamey McVicker, Multimedia Planner Ed Schilling, City Clerk Paula Heyde and Executive Administrative Assistant Gabby Edwards.

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MINUTES:

48383 By general consent, the minutes of the regular meeting held October 16, 2023, at 5:30 p.m., were approved as transcribed by the City Clerk.

SPECIAL RECOGNITIONS:

None.

ACCEPTANCE OF AGENDA:

48384 It was moved by Councilmember Schultz and seconded by Councilmember Novak that the Agenda be accepted as published. Motion carried. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.

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PUBLIC HEARINGS:

48385 (G.O. 3074) An Ordinance (Bill #597-22) to redistrict the property located at 6731 South 59 Highway from M-2, Heavy Manufacturing District to C-3 Commercial District as requested by Douglas Rose, having been read the first time on October 16, 2023, was read the second time and passed. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.

CONSENT AGENDA:

48386 It was moved by Councilmember Davis and seconded by Councilmember Trout that Agenda Numbers 48353 through 48371 be passed by Consent Agenda. Motion carried. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.

Nominations and Appointments:

48387 Filed 10/23/23: The nomination by Councilmember Madison Davis was approved, appointing Pat Dillon, 2731 Frederick Avenue, as a member of the Downtown Review Board for a term expiring October 30, 2026; he is replacing Sara Markt whose term has expired.

Bills for Passage:

48388 (S.O. 10377) An Ordinance (#592-22) authorizing an amendment to the Public Health Department budget in the General Fund to roll over unspent funds from several grants in the amount of \$370,970.75, having been read the first time on October 16, 2023, was read the second time and passed.

48389 (S.O. 10378) An Ordinance (#593-22) authorizing execution of a contract with the Missouri Department of Health and Senior services for the Overdose Data to Action (OD2A) Program services and an amendment to the Public Health Department budget in the General Fund both in the amount of \$46,273.00, having been read the first time on October 16, 2023, was read the second time and passed.

48390 (S.O. 10379) An Ordinance (#594-22) authorizing an amendment to the General Fund Engineering Program budget and the execution of a Consultant/Services Agreement for embedded city engineering services with Snyder & Associates, Inc. in the amount of \$40,000.00, having been read the first time on October 16, 2023, was read the second time and passed.

48391 (S.O. 10380) An Ordinance (#595-22) authorizing the submission and execution of the Federal Transit Administration (FTA) Federal Fiscal Year 2024 Section 5339 Urban Area Formula Funds Grant to provide transit capital assistance and an amendment of the Mass Transit Fund budget both in the amount of \$877,130.00 for the purchase of two (2) new thirty-foot buses at a later date, having been read the first time on October 16, 2023, was read the second time and passed.

48392 (S.O. 10381) An Ordinance (#596-22) approving the preliminary plat entitled "Book Hill," a major subdivision consisting of 5 lots located at 2611 Cook Road as requested by Logan Hayes on behalf of Build it Back Joetown, LLC, having been read the first time on October 16, 2023, was read the second time and passed.

48393 (S.O. 10382) An Ordinance (#598-22) authorizing the acceptance of a permanent public access and utility easement for the property located in Lot 3 of subdivision Tuscany North as granted by John Rowe, member, on behalf of BR and DR Development, LLC, having been read the first time on October 16, 2023, was read the second time and passed.

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CONSENT AGENDA: Bills for Passage: (Cont'd)

48394 (S.O. 10383) An Ordinance (#600-22) authorizing the execution of an Energy Services Contract with Schneider Electric Buildings Americas, Inc., in the amount of \$1,615,506.00 and an amendment to the budget to transfer \$1,615,506.00 from the American Rescue Plan Act Fund to the General Fund for the replacement of the current cooling systems within City Hall, having been read the first time on October 16, 2023, was read the second time and passed.

Resolutions for Adoption:

48395 (Resolution No. 48395 – 5159) A Resolution (Bill #601-22) authorizing the purchase of one (1) Yunex TC-13094 traffic controller replacement cabinet from Mobotrex, Inc., for the amount of \$24,672.00 for the Public Works & Transportation Department Traffic Division, was read and adopted.

48396 (Resolution No. 48396 – 5160) A Resolution (Bill #602-22) authorizing the execution of a work order with Burns & McDonnell Engineering Company, Inc. in an amount not to exceed \$59,652.00 for completion of the 2024 Sewer Rate Study, was read and adopted.

48397 (Resolution No. 48397 – 5161) A Resolution (Bill #606-22) authorizing the execution of a contract with Lesley Schulte in the amount of twenty-four thousand dollars (\$24,000.00) annually to provide public health emergency response planner services, was read and adopted.

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

NOMINATIONS AND APPOINTMENTS:

None.

BILLS FOR PASSAGE:

48398 (S.O. 10384) An Ordinance (Bill #599-22) 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 \$36,755.00 to be used to purchase and install license plate readers for the Police Department and Buchanan County Sheriff's Office, having been read the first time on October 16, 2023, was read the second time and passed. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.

EMERGENCY BILLS FOR PASSAGE:

None.

RESOLUTIONS FOR ADOPTION:

48399 It was moved by Councilmember Davis and seconded by Councilmember Schomburg that a Resolution (Bill #603-22) authorizing the purchase of one (1) single engine combination sewer cleaner with positive displacement vacuum system mounted on a heavy-duty truck chassis in the amount of \$416,739.48 from Key Equipment & Supply Co., to be used by the Sewer Maintenance Division, be withdrawn. Motion carried. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.

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RESOLUTIONS FOR ADOPTION: (Cont'd)

- 48400 (Resolution No. 48400 – 5162) A Resolution (Bill #604-22) authorizing execution of a St. Joseph River Bluff Gateway Project Revitalization Agreement with River Bluff Brewing to provide a reimbursement grant in the amount of \$24,000 for financial assistance toward the installation of an exterior storage silo with custom painted signage at 1224 Frederick Avenue as part of the River Bluff Gateway Project, was read and adopted. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.
- 48401 It was moved by Councilmember Davis and seconded by Councilmember Randolph that Bill #605-22 be amended before consideration by adding a new Section 3 to the body of the resolution to read "That the City Council shall approve the design-bid request for proposal by resolution before the issuance of the design-build bid package." Motion carried. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.
- 48402 (Resolution No. 48402 – 5163) A Resolution (Bill #605-22) of intent expressing support of the design path presented by West 8 for the renovation of Krug Park, was read and adopted. Ayes, Crouse, Davis, Grimm, Josendale, Novak, Randolph, Schomburg, Schultz, Trout--9.

BILLS FOR FIRST READING:

- 48403 An Ordinance (Bill #607-22) authorizing an amendment to Chapter 9 titled "Cable Communications" of the Code of Ordinances relating to changes in state law on video services regulation, was introduced and read the first time.
- 48404 An Ordinance (Bill #608-22) authorizing the acceptance of \$3,436.84 from the Missouri Department of Public Safety to be used for police officer training and an amendment to the Police Department budget in the General Fund to move prior year funds in the amount of \$1,193.91 to the current fiscal year budget and reducing the budgeted grant revenue for the current fiscal year by \$563.16, was introduced and read the first time.
- 48405 An Ordinance (Bill #609-22) authorizing the execution of lease agreement for use of office/retail space in the Missouri Theater Office Complex at 112 South Eighth Street with the Frog Prince Boutique, was introduced and read the first time.
- 48406 An Ordinance (Bill #610-22) authorizing an amendment to the Community Development Block Grant Fund budget and the acceptance of the Continuum of Care Planning Grant from the Department of Housing and Urban Development all in the amount of \$55,671.00, was introduced and read the first time.
- 48407 An Ordinance (Bill #611-22) authorizing an amendment to the Streets Maintenance Fund budget and the purchase of two mobile message boards from Ver-Mac Inc. in the amount of \$34,710.00, was introduced and read the first time.
- 48408 An Ordinance (Bill #612-22) authorizing the execution of a Missouri Highway and Transportation Commission (MHTC) Municipal and Cost Apportionment Agreement to fund aesthetics improvements to the Cook Road bridge and an amendment to the General Fund Communications and Community Engagement Program budget all in an amount not to exceed \$34,900.00, was introduced and read the first time.

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REPORTS OF BOARDS & COMMISSIONS:

Filed 10/11/23: Minutes from the Urban Homestead Agency Board meeting held September 12, 2023, at 4:00 p.m., in the 4th Floor Conference Room at City Hall.

Filed 10/13/23: Minutes from the Traffic Commission meeting held October 11, 2023 at 10:00 a.m., in the 1st Floor Conference Room at City Hall.

Filed 10/19/23: Minutes from the Museum Oversight Board meeting held September 27, 2023 at 9:04 a.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 10/23/23: Minutes of the Land Bank Board meeting held October 23, 2023 at 1:00 p.m., in the 4th Floor Conference Room at City Hall.

WORK SESSION MINUTES - CITY CLERK'S OFFICE:

None.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

Filed 10/24/23: Letter to Mary Nelson, 2620 Clay Street, in re: Encounters with City employees and future correspondence

Filed 10/24/23: Memorandum in re: Travel and Training Funding for Homeless Outreach Project.

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:

Filed 10/11/23: September 2023 Parks, Recreation and Civic Facilities Department City Council Report .

Filed 10/16/23: Fire Department September 2023 Monthly Report

Filed 10/16/23: Minutes from the St. Joseph Museums Fundraising Committee meeting held September 14, 2023 at 4:04 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 10/17/23: Minutes from St. Joseph Museums Collections Committee meeting held June 9, 2023 at 9:03 a.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 10/17/23: Memorandum from Mayor John Josendale in re: Absent from the City - Acting Mayor (October 18, 2023).

Filed 10/17/23: Missouri Gaming Commission State/Local Allocation of Gaming Revenues, September, 2023.

Filed 10/18/23: Minutes from St. Joseph Museums, Inc, Collections Committee meeting held August 18, 2023 at 9:00 a.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 10/18/23: Minutes from the Museum Coordination Committee meeting held September 6, 2023 at 10:00 a.m., at Rollings Hills Consolidated Library, 1912 N. Belt Highway.

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COMMUNICATIONS: (Cont'd)

Filed 10/18/23: Minutes from the St. Joseph Museums, Inc. Bi-Monthly Board meeting held September 21, 2023 at 3:00 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 10/19/2023: Minutes of the Police Pension Board meeting held September 20, 2023 at 4:00 p.m., in the 1st Floor Conference Room at City Hall.

Filed 10/19/2023: Minutes of the St. Joseph Museums Juneteenth Planning Committee meeting held September 24, 2023, at 6:00 p.m., at St. Joseph Museums, 3406 Frederick Avenue.

Filed 10/23/23: September 2023 Health Department Monthly Report.

OTHER BUSINESS:

48409

City Manager's Report – City Manager Bryan Carter said discussions with the Missouri Department of Economic Development regarding the River Bluff Gateway Program have progressed and the Department is indicating it will allow River Bluff Gateway funds in the King Hill Avenue, 6th Street, Downtown and St. Joseph Avenue corridors. Administration of the program will still have to comply with federal ARPA restrictions, but this progress resolves a significant additional restriction. Contributors to the youth sports facility feasibility study have agreed that a project is worth pursuing and that the City is best positioned to be the lead on the project, in large part because the City will be the entity tasked with executing any funding plan that includes the issuance of public debt. City staff are working on materials to present the study to the City Council together with financing information and that information will be delivered to the City Council in the near future. The drive through Krug Park has been closed as of Monday to accommodate Parks, Recreation, and Civic Facilities Department crews' installation of Holiday Park displays. Last week, the City received notice that it was awarded a \$500,000 Transportation Alternative Program (TAP) grant to help complete a sidewalk on Cook Road from the I-29 overpass to Bishop Road. The grant will be coupled with the Cook Road CIP project and will allow local funds to stretch farther. The primary benefit of this project will be connecting multiple neighborhoods along Cook Road to Oak Grove Elementary School encouraging students to walk or bike to school. On September 18th, the system that is used to broadcast City Council meetings had a significant failure that could not be repaired until last week. Due to Multimedia Planner Ed Schilling's efforts to implement temporary improvements City Council meetings were able to continue to be broadcast despite significant technological challenges. Assistant Fire Chief Jamey McVicker was recently recognized by the Missouri Local Government Employee Retirement System (LAGERS) as the 2023 Winner of the Local Government Hero Award which is a statewide award presented to one of eight finalists from 45 nominations.

PUBLIC COMMENT:

Joyce Anders, 309 10th St., Rushville, Missouri, said she owns rental property in St. Joseph and spoke about her recent experience with the City regarding the rental inspection for one of her properties.

NOTES:

Agenda No. 48398 – Kevin Siegmund, 4909 N. Creekwood Drive, spoke in opposition to this bill.

Agenda No. 48400 – Tama Wagner, Executive Director of the St. Joseph Community Alliance, 3003 Frederick Avenue, said this project meets the Missouri Department of Economic Development's design element guidelines.

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NOTES: (Cont'd)

Agenda No. 48401-2 – Max Guenther, 1905 Lovers Lane, said he supported the resolution.

Terry Turbak, 1321 Faraon St., representing Friends of Krug Park, spoke about the group's concern that some of the items in the current plan proposal are not on the list of projects to be funded with the park sales tax and there are things on the list for the park sales that are not included in the plan. She would like to advocate for keeping that promise to the voters and have that list be the primary driver to what is decided to be done in Krug Park. If it is decided to move forward with the items not on the list, then they should be paid for with some other source of money. The Friends of Krug Park had intended to pay for a dedication garden in a space that is proposed to be used as a playground. Also, they have long advocated against the park being used as a commercial space.

ADJOURNMENT:

48410 By general consent, the City Council adjourned.

The meeting was adjourned at 6:29 p.m.

Minutes transcribed by Paula Heyde, CMC, City Clerk.