

CITY COUNCIL MEETING OF SEPTEMBER 24, 2018

A meeting of the Warrensburg City Council was held on September 24, 2018, at 7:00 p.m., at the Municipal Center, 200 S. Holden, with Mayor Danielle Johnston presiding. Roll was called as follows: Present were: Jacobs, Lund, Watts, Allen, Johnston. Absent: none.

Minutes of the September 10, 2018, meeting were considered. Allen moved to approve the minutes of the September 10, 2018, City Council meeting. Yes: Jacobs, Lund, Watts, Allen, Johnston. No: none.

The adoption of the agenda was considered. Chairman Pro Tem Lund moved to amend the agenda and to move the agenda item, Appearances Not Listed on the Agenda, before the item concerning the Fire Prevention Code. City Clerk Gabel asked the Awarding of the Nancy Anderson Scholarship be delayed until a future City Council meeting. Yes: Jacobs, Lund, Watts, Allen, Johnston. No: none.

Mayor Johnston read a Proclamation Recognizing Fire Prevention Week October 7-October 13, 2018, to members of the Fire Department.

Mayor Johnston said the next agenda item is concerning the Fire Prevention Code and is for those who would like to speak concerning this proposed ordinance. She said the City would like to request those speaking to please limit their comments to three minutes.

Gary Grigsby, Judge Advocate from Matthews-Crawford Post 131 of the American Legion said he works with legal matters, and he would like to introduce their Vice-President Larry Province. Grigsby said the President is currently out of the state. Province said he has worked with the City's Fire Department personnel for a number of years, and he has a great deal of respect for them and their work. He said the Matthews-Crawford Post has hired a consulting firm, and Justin Burton is here tonight to speak.

Burton explained he works for Fire Protection & Consultants, and said they are a consulting firm from Kansas City. He said his company works with other cities throughout the United States and other countries. Burton said they work with other cities concerning codes and the adoption of those codes. He said he is representing some of the businesses affected by the proposed code changes. Burton said these businesses have more than 300 occupants where alcohol is consumed in a group A-2 and would be required to have sprinkler systems installed. He stressed he is a strong supporter of sprinkler systems, that his company design's sprinkler systems. Burton said it is their opinion that other systems can be used and maintained in buildings that could provide a better level of safety than sprinkler systems. Burton described several examples of other ways safety can be provided other than sprinkler systems.

Burton said the 300-occupancy level is a "knee jerk" reaction to what happened on 9-1-1 concerning high rise buildings and assembly occupancy because of the Rhode Island nightclub fire in 2003 that killed many people. Burton said the nightclub fire casualties occurred because the doors were chained shut and the building had low ceilings, and foam insulation was ignited by interior pyrotechnics. He said fire inspections are very important.

Province said he wants everyone to know they support safety and the American Legion might

be able to survive these costs, but other businesses may not. He said the cost for the American Legion would be \$140,000 and other businesses are even more expensive.

Warrensburg resident Mike Bodenhamer said he has been in business over 40 years and Leo Kostas has been in business over 30 years. He said their businesses have invested time and money trying to supply entertainment in Warrensburg. Bodenhamer said in the past inspections have been passed, and now some businesses are required to invest a minimum of \$140,000. He said businesses cannot be expected to pay this and survive.

Jon Arnold from the Elks Lodge #673 distributed and described the costs of the sprinkler systems. He said they received bids from Ozark Fire Sprinkler Company, Inc., which included a bid amount from JC Myers Construction. He said additionally there were costs associated with connecting water lines.

Bill No. 9-8-18 being for an Ordinance Establishing Minimum Regulations Governing the Safeguarding of Life and Property from Fire and Explosion Hazards Known as the Fire Prevention Code of the City of Warrensburg, State of Missouri, was read for the second time by title. Fire Chief Jim Kushner said there has been a lot of discussion about this proposed ordinance. He said this has been recommended by the Code Committee and it is the City Council's decision on how they would like to proceed. Council member Jacobs said he had heard two of the six businesses are no longer required to install the sprinklers. Kushner said Heroes changed their seating arrangement, and The District is putting in a sprinkler system for the section they are remodeling. Kushner said he has spoken with Bodie's about possible changes for that business, and Bodenhamer said he prefers not making any changes.

Council member Watts said he believes a mechanism is needed to differentiate between a restaurant and a night club. Watts said he believes the food and alcohol sales should be used for businesses to determine whether the sprinkler system is required. Chairman Pro Tem Lund said this could be based on food sales on an annual basis. Allen said she believes those existing businesses should be grandfathered in. City Counselor Doug Harris said if grandfathered in, the specific section of the code must be identified. Allen moved to amend the ordinance and grandfather in the existing businesses affected, and she said she feels safe at this time while at these businesses. Yes: Jacobs, Allen, Johnston. No: Lund, Watts. Absent: none. Motion carried. Allen moved to approve the ordinance as amended. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Allen, Johnston. No: Lund, Watts. Absent: none. Said bill was declared duly adopted and given Ordinance 5471.

Bill No. 9-9-18 being for an Ordinance Adopting the Annual Operating Budget for the Fiscal Year Beginning October 1, 2018, for the City of Warrensburg, Missouri, was read for the second time by title. Finance Director Matthew Lue this also includes the Capital Improvement Program (CIP) and recent changes. He said there has been a change in the estimated revenue after the purchase of the street sweeper. Council member Watts asked about the police department vehicles in unfunded items. He asked if this included the vehicles purchased from the Highway Patrol, and Police Chief Rich Lockhart said it does not. Lockhart said that those purchases were from this year's budget. Lockhart said he has wanted to replace police vehicles when necessary, not on a cycle according to the length of time the vehicle has been driven or the mileage. He believes it is best to drive them as long as possible. Mayor Johnston asked about the cost of the street sweeper and Lue said it was around \$250,000. Watts moved to approve the ordinance. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Allen, Johnston. No: none. Absent: none. Said bill was declared duly adopted and given Ordinance No. 5472.

Bill No. 9-10-18 being for an Ordinance Authorizing the City Manager and City Clerk to Execute a Maintenance and Equipment Lease with MARCO Technologies LLC, was read for the first time by title. Lue said the Information Technology Department has been working with the Finance Department and on August 7, 2018, the City received bids from GFI Digital, MARCO, and Sumner One for copier leasing. Lue said MARCO offered the best bid and at the end of the lease the City has an option to buy back the copier. Allen moved said bill be passed to second reading by title. Carried unanimously. Said bill was read a second time. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Allen, Johnston. No: none. Absent: none. Said bill was declared duly adopted and given Ordinance No. 5473.

Bill No 9-11-18 being for an Ordinance Amending Ordinance 5365 Concerning the Adopted FY18 Annual Budget or the City of Warrensburg Year End Numbers was read for the first time by title. Lue said these are amendments to the Fiscal Year 2018 budget, and there has not been an increase in the budget for 2018. Lund moved said bill be passed to second reading by title. Carried unanimously. Said bill was read a second time. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Allen, Johnston. No: none. Absent: none. Said bill was declared duly adopted and given Ordinance No. 5474.

In Other Business was Mayoral Appointments. Mayor Johnston said she would like to recommend Michelle Tackett to the Parks and Recreation Board. Allen moved to approve Michelle Tackett to the Parks and Recreation Board. Yes: Jacobs, Lund, Watts, Allen, Johnston. No: none. Absent: none. Carried unanimously.

In the Director of Finance Report, Lue said the audit will begin the first of November.

In Other Business, Public Works Director Slim Coleman said the Holden Street project should be complete this Friday. Watts said it looks nice, and Mayor Johnston said it was completed before Homecoming. Coleman said there has been a lot of discussion about the recycling site. He said the containers have been removed, and the site has been closed for an undetermined amount of time.

Mayor Johnston said she recently attended a meeting hosted by Pioneer Trails for Mayors in the surrounding communities. The Mayor said she was pleased to hear so many are happy with the impact from the new Dollar Tree Store locating here.

As there was no further business, the meeting was adjourned.

Danielle Johnston, Mayor

Attest:

Cindy Gabel, City Clerk