

## CITY COUNCIL MEETING OF OCTOBER 13, 2014

A meeting of the Warrensburg City Council was held on October 13, 2014, at 7:00 p.m., at the Municipal Center, 200 S. Holden, with Mayor Donna DeFrain presiding. Roll was called as follows: Present were: Allen, Brock, Renfrow, DeFrain. Absent: Rutt.

Minutes of the September 22, 2014, and October 1, 2014, City Council meetings were considered. Brock moved to approve the minutes of the September 22 and October 1, 2014, meetings. Yes: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none.

In the City Manager's report, City Manager Paula Hertwig Hopkins said she is pleased to introduce the new Public Information Officer, Sylvia Carpenter. She said she will be a valuable part of City staff. Hertwig Hopkins said the ICSC Conference was a great event. Hertwig Hopkins said the Johnson County Assessor is preparing for a fly-over, and G.I.S. discussions are beginning to take place. She reviewed upcoming events and said the IT transition team is working hard. Hertwig Hopkins said there will be further discussions with Tracy Brantner regarding the Maguire Street Corridor at a study session in the near future.

In the Director of Finance Report, Finance Director Kelvin Shaw said it has been a pleasure to work with the Mayor and City Council members. He said his current report is in the packet and has offered to help on a consultant basis if necessary. Mayor DeFrain said it has been a pleasure working with Kelvin and he has certainly done an outstanding job.

The adoption of the agenda was considered. Renfrow moved to approve the agenda. Yes: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none.

The consent agenda was considered. Allen moved to approve the consent agenda which includes Proration of Lodging Taxes Through the End of the Contract with the Greater Warrensburg Area Chamber of Commerce, Approval of a Preliminary Plat of Hunter Hollow 2<sup>nd</sup> Plat, Approval of a Preliminary Plat of Burrus Hollow, and Approval of a Preliminary Plat of Logan's Addition. Yes: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none.

Mayor DeFrain asked Chuck Barry, Troop Leader for Boy Scout Troop 513, to introduce the other Boy Scout leaders attending the meeting. Mayor DeFrain asked Boy Scouts to introduce themselves and welcomed them to the meeting.

Mayor DeFrain recognized and thanked Julie Turnipseed, Stormy Taylor and Mark Reynolds for all their hard work during the Burg Fest. She said it was a huge success this year.

Mayor DeFrain opened a Public Hearing on an Ordinance Establishing an R2: One and Two Family Residence District by Rezoning Land Located at 901, 903, 905, 907, 909 and 911 W. Gay Street from R1: Single Family Residence District to R2: One and Two Family Residence District. Community Development Director Barbara Carroll said several years ago the owners of the property, John and Joyce Hunter developed Hunter Hollow. She said this property is before the Cave Hollow Park entrance. Carroll said this property was originally platted as R1, and the developer has requested a change to R2 zoning. Carroll said the Planning and Zoning Commission recommended approval at their last meeting. As there was no further comment, the public hearing was closed.

Bill No. 10-1-14 being for an Ordinance Approving and Accepting the Final Plat of Hunter Hollow, 2<sup>nd</sup> Plat, a Subdivision in the City of Warrensburg, Missouri, Located at 901, 903, 905, 907, 909, and 911 W. Gay Street was read for the first time by title. Carroll said the intent is to built duplexes on the front lot and eventually construct a street and more lots for future development. 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5021.

Bill No. 10-2-14 being for an Ordinance Approving and Accepting the Final Plat of Burrus Hollow, a Subdivision in the City of Warrensburg, Missouri, Located in the 600 Block of West Market Street was read for the first time by title. Carroll said this is to replat land and to create eight new lots. Brock 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5022.

Bill No. 10-3-14 being for an Ordinance Approving and Accepting the Final Plat of Logan's Addition, a Subdivision in the City of Warrensburg, Missouri, Located in the 600 Block of West Gay Street was read for the first time by title. Carroll said this would create seven new lots for development. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Carried unanimously and given Ordinance No. 5023.

Bill No. 10-4-14 being for an Ordinance Establishing an R2: One and Two Family Residence District by Rezoning Land Located at 901, 903, 905, 907, 909, and 911 W. Gay Street from R1: Single Family Residence District to R2: One and Two Family Residence District was read for the first time by title. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5024.

Bill No. 10-5-14 being for an Ordinance Approving a Settlement Agreement with CenturyLink Regarding Gross Receipts Taxes was read for the first time by title. City Counselor Doug Harris said the City has been involved in the Class Action Suit against cell phone companies, and the City is eligible to participate in the reimbursement of taxes due to the City. 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5025.

Bill No. 10-6-14 being for an Ordinance Authorizing the City Manager and City Clerk to Execute a Deed for Property on Main Street to GE Global Transportation System, LLC, was read for the first time by title. Harris said it was discovered while doing survey work of this property that it was still titled to the Industrial Development Authority. He said this group had been utilized in the past for the issuance of bonds for industrial projects. Harris said the bonds were paid off in the 1990s, and the ownership of the first parcel was transferred back to SAB Harmon but not the second parcel. Harris said since the 1990s a new variety of financing tools is used such as Chapter 100 bonds, and the Industrial Development Authority became inactive. He said since they are unable to

transfer this property, the City can transfer the property by a quit claim deed with City Council approval. Brock 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Resolution No. 5026.

Bill No. 10-7-14 being for an Ordinance Approving Change Order No. 1 with DB2 Services, Inc., for the Community Center Roof Repair Project, in the City of Warrensburg, as Ratified by the Warrensburg Parks and Recreation Board was read for the first time by title. Parks and Recreation Director Dodee Matthews said DB2 Services, Inc., was hired for the repair of the Community Center roof. She said it has been discovered a vapor barrier is needed to keep the pool area dry while working on the roof. Matthews said this is within the budget of the project. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5027.

Bill No. 10-8-14 being for an Ordinance Authorizing the Parks & Recreation Director and City Clerk to Approve a Proposal with Mark One Electric Company, Inc., for the Emergency Repair of the Community Center Indoor Pool Lighting Electrical System, Attached Hereto, and Under the Terms and Conditions of Mark One Electric company, Inc., Annual Contractor Services Agreement with the City of Warrensburg Dated October 13, 2014, in the City of Warrensburg, as Ratified by the Warrensburg Parks & Recreation Board was read for the first time by title. Matthews said while the shingles were being removed from the pool area for the roof repair, it was discovered the lighting had been compromised. She said electricians were called and Hertwig Hopkins declared the need for an emergency purchase. Matthews said four proposals were received to repair the wiring and lighting. She said after several meetings, Mark One Electrical was approved by the Parks and Recreation Board. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5028.

Bill No. 10-9-14 being for an Ordinance Authorizing the Parks & Recreation Director and City Clerk to Approve a Proposal with Empire Service and Technologies, LLC, for the LED Lighting Installation within the Community Center Indoor Pool Area, Attached hereto, and Under the Terms and Conditions of Empire Electric Services and Technologies, LLC, Annual Contractor Services Agreement with the City of Warrensburg Dated January 13, 2014, in the City of Warrensburg , as Ratified by the Warrensburg Parks & Recreation Board was read for the first time by title. Matthews said it was discovered the electrical system had also been compromised around the pool area and the bid from Empire was the best proposal. Brock said there have been additional hours worked and meetings held concerning this situation. He thanked all involved for their hard work. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5029.

Bill No. 10-10-14 being for an Ordinance Authorizing the City Manager and City Clerk to Execute a Contract Change Order with Excipio for IT Services was read for the first time by title. Hertwig Hopkins said a lot of data was damaged by the virus that hit the City's computer servers. She said it was also discovered the back-up systems were not functioning properly. She said the consultants had not been informed of the back-up situation. Hertwig Hopkins said an IT transition

team has been formed and as a result the figure for computer consultation will be much more costly. She said this contract is for a change order with Excipio for an amount not to exceed \$120,000. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5030.

Bill No. 10-11-14 being for an Ordinance Amending Ordinance 5008, Concerning the Adopted FY15 Annual Budget for Implementation of the IT Master Plan was read for the first time by title. Renfrow 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: Allen, Brock, Renfrow, DeFrain. Absent: Rutt. No: none. Said bill was declared duly adopted and given Ordinance No. 5031.

Under miscellaneous matters from the City Manager, Hertwig Hopkins distributed information from the ICSC Conference concerning the three key retailers they spoke with while in Chicago.

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

  
Donna DeFrain, Mayor



  
Cindy Gabel, City Clerk