

CITY COUNCIL MEETING OF APRIL 11, 2022

A meeting of the Warrensburg City Council was held on April 11, 2022, at 7:00 p.m., at 200 S. Holden and via Zoom, with Mayor Scott Holmberg presiding. Mayor Holmberg called the meeting to order. Roll was called as follows, Present: Brooks, Kushner, Lund, Bentley, Holmberg. Absent: none.

The minutes of the March 28, 2022, meeting were considered. Bentley moved to approve. Yes: Brooks, Kushner, Lund, Bentley, Holmberg. No: none.

The adoption of the agenda was considered. Lund moved to adopt the agenda. Yes: Brooks, Kushner, Lund, Bentley, Holmberg. No: none.

Mayor Holmberg explained that Savannah Zink, a high school student, reached out to him directly to bring awareness of Sexual Assault Awareness Month ("SAAM") in April by proclamation. Mayor Holmberg asked all in attendance including Savannah Zink, Kylie Phillippe, Survival House members, and Acting Police Chief Reynolds to come forward to the front of the room for the reading of the proclamation. Alisa Brunk of Survival House announced April events including "Me Too" and "What Were You Wearing" art exhibit at UCM for SAAM.

Brooke Brown, Recreation Supervisor in the Parks Department presented details on the National Exercise Trainer Association ("NETA") certification program she attended on January 8, 2022. The certification training included roles, communication and relational building, behavioral modeling, program and exercise, nutrition coaching and dietary guidelines followed by a two-hour exam. Every two years, twenty hours of continuing education is required to maintain the certification. Ms. Brown was invited to participate on a NETA Setting Standard panel to work on the next training/testing version and earned continuing education hours for participation.

Mayor Holmberg read An Ordinance Approving and Accepting the Final Plat of Deerfield Lots 26A & 27A, a Subdivision in the City of Warrensburg, Missouri, Located on Somerset Drive and Fairway Drive for the first time by title. Community Development Director Barbara Carroll relayed to council that this was a re-plat of two existing lots with a single-family house on each lot in the Deerfield subdivision. The property owners at 200 Fairway Drive constructed an accessory structure in the backyard that did not meet setbacks. Both property owners have come to an agreement to move the lot line 7.65 feet to the west to meet the setback requirements on the side lot line and create a private ingress/egress easement for the existing cart path that lays on that same ground. The cart path would move from being on 603 Somerset Drive to being on 200 Fairway Drive but would stay in the exact same place between the property owners. This is a private easement with maintenance responsibility by the HOA and property owners and no maintenance responsibility by the City. This request is recommended by the Planning & Zoning Commission and City staff. Carroll said that the property owners of 200 Fairway Drive were present at the meeting if the council had any questions. This will be considered again at the next meeting.

Bill No. 04-01-2022 being for An Ordinance Authorizing Execution of an Agreement between the City of Warrensburg and the Johnson County Fire Protection District for Automatic Mutual Aid was read a second time by title. Chief Jennings said the agreement between both parties establishes a working relationship of automatic mutual aid resources and staff recommends

approval of the ordinance. Kushner moved to approve said ordinance. Roll was called for the adoption or rejection of said bill as follows: Yes: Brooks, Kushner, Lund, Bentley, Holmberg. No: None. Said bill was declared duly adopted and given Ordinance No. 5716.

Bill No. 04-02-2022 being for An Ordinance Amending Sections 2-59 and 2-64 of the Code of Ordinances Regarding Closed Records and Records Requests was read a first time by title. City Clerk Schneider explained that an unexpected veto occurred in the state legislature which necessitated the need to repeal the changes made to the City's code in August of 2021 by Ordinance No. 5675. Further, language was proposed to simplify future sunshine law revisions by tracking the most up-to-date version of the state law on closed records. 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: Brooks, Kushner, Lund, Bentley, Holmberg. No: none. Said bill was declared duly adopted and given Ordinance No. 5717.

Bill No. 04-03-2022 being for An Ordinance Authorizing the City Manager and City Clerk to Execute an Agreement with RCN Communications LLC for Police Department Rugged Laptops and Associated Hardware a first time by title. City Manager Dulin relayed the police department personnel were using computers permanently installed in vehicles which were no longer supported by the manufacturer. It was recommended to purchase laptops for all officers with docking stations in the squad room to enable mobility. This solution would result in an overall reduction of the need for two computers. The proposal would be funded by ARPA and was bid out with RCN Communications submitting the lowest and best bid of \$120,345.00. Kushner 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: Brooks, Kushner, Lund, Bentley, Holmberg. No: none. Said bill was declared duly appointed and given Ordinance No. 5718.

Bill No. 04-04-2022 being for an Ordinance approving a contract for sale of certain real property to Evergy within the City of Warrensburg a first time by title. City Manager Dulin said at the January 24, 2022 council meeting, a conditional use permit for land use was approved on the southwest corner of Warren and Pine Streets for Evergy to construct a substation. The City owns the three lots to the west of Evergy's parcel. The site is 25,030 square feet and is unimproved. Dulin stated that during discussions it was determined necessary that the City sell the three lots to Evergy allowing them to meet the necessary setback and buffer requirements for the proposed substation. An appraisal of the land determined the market value to be \$21,300.00 with a sale price of \$25,000.00. Bentley 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: Brooks, Kushner, Lund, Bentley, Holmberg. No: none. Said bill was declared duly appointed and given Ordinance No. 5719.

Mayor Holmberg read a resolution approving the installation of public art by Main Street, Inc. RISE Community Services, and Sterling Elementary to the fencing of the alley stairs and on private fencing at Holden and Market Streets. Finance Director McCoy said the Arts Commission approved the proposal for this project entitled the Old Drum Shadows Project. Further, McCoy stated that Warrensburg Main Street, Inc. will have a contract for both locations for upkeep for five years. Kushner moved to adopt said resolution. Yes: Brooks, Kushner, Lund, Bentley, Holmberg. No: none. Said resolution was declared duly appointed and given Resolution No. 2213.

Mayor Holmberg read a resolution authorizing the offering for sale of general obligation bonds of the City of Warrensburg, Missouri. Finance Director McCoy said the remaining issuance of \$12 million dollars is set for May 2022 as part of the voter authorized issuance of \$17 million in general obligation bonds on April 6, 2021 (with the first issuance of \$5 million that occurred in August 2021). This resolution is one step in the process to issue those bonds. An ordinance will be brought for a first and second reading on May 9th as the bond issuance will occur on that day. Bentley moved to approve said resolution. Yes: Brooks, Kushner, Lund, Bentley, Holmberg. No: none. Said resolution was declared duly appointed and given Resolution No. 2214.

There were no Appearances to the Counsel Not Listed on the Agenda.

Council Member Bentley commended the police department for its professionalism during a weekend incident while the public used personal devices to capture it on video.

Finance Director McCoy pointed out in the finance report that revenues were on target and a little above budget. It was believed that higher inflationary prices contributed to higher sales tax revenues. McCoy also reported that the finance department received notice from GFOA on receipt of the Distinguished Budget Award for 2021-2022.

City Clerk Schneider reported receipt of the April 5, 2022 certificate of election results from the Lincoln County Election Official today and newly-elected officials would be sworn in at the April 25th meeting.

Parks Director Fesler reported the duct work that fell into the pool was original to the building and the Parks Department was working with engineers and Public Works Senior Project Manager William Graves on the repairs. Fesler also reported that the restrooms in the parks were being opened up and Bright Sox, an all-inclusive softball league, begins a six-week season on May 9th at Lions Lake Park and were looking for volunteers.

Chief Jennings relayed the ladder/aerial testing on the new truck did not pass certification and he was speaking with the manufacturer on warranty for parts and labor.

Tourism Director Barnhart reported the visitor center relocation was on schedule and will close at its current location on April 26th and reopen at its temporary location at the Municipal Center on May 4th. Barnhart reminded council of the WCVB board meeting on April 14th followed by a tour. Barnhart will attend the Johnson County Care Connection for Effect volunteer fair on April 26 at the Johnson County Fairgrounds.

City Manager Dulin thanked the Arts Commission for its report submission for the council's meeting packet.

Mayor Holmberg moved to close part of this meeting pursuant to Section 610.021 of the Revised Statutes of Missouri, relating to:

(2) Leasing, purchase or sale of real estate where public knowledge might adversely affect the amount paid in the transaction.

Yes: Brooks, Kushner, Lund, Bentley, Holmberg. No: none.

As there was no further business, the meeting was adjourned to the closed session.

Scott Holmberg, Mayor

Attest:

Jodi L. Schneider, City Clerk

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