

REGULAR COUNCIL MEETING
CITY OF EXCELSIOR SPRINGS
EXCELSIOR SPRINGS, MISSOURI
MAY 16, 2005

The City Council of the City of Excelsior Springs, Missouri met in Regular Session at 6:07 PM, Monday, May 16, 2005 in the Council Chambers of the Hall of Waters Building. The Meeting was called to order by Mayor R. D. "Sonny" Parker.

The opening prayer was given by Councilman Chad Taylor

The Pledge of Allegiance was led by Mayor R. D. "Sonny" Parker.

Roll Call of Members: Present: Mayor Parker, Mayor Pro-Tem Fousek,
Councilwoman Fines
Councilman Hartman and Councilman Taylor.

Absent: None

VISITORS: (Tape A24-122)

Mayor Parker took this opportunity to present a plaque of appreciation to Jim Nelson who has served six years on the Excelsior Springs City Council...two years of which were served as Mayor.

Jim Nelson stated that it was a privilege and honor to serve the community and he will continue to be active in the city because he still cares about the city. He thanked the Council for the recognition and everyone within the City he has worked with while on the Council.

Jim stated that he had a complaint regarding the Agenda item "Capital Improvement Tax". Speaking for himself as a member of the Capital Improvements Authority, he feels the Authority was slighted and overlooked by this item not being brought to the Capital Improvements Authority before it came to the Council.

Mayor Pro-Tem Fousek informed Jim that it had been an honor to have worked with him on the Council and as to his complaint; he feels the Capital Improvements Authority should have been informed about the Agenda Item before it was brought to the Council. He informed Jim that the matter will be looked at.

MINUTES OF REGULAR COUNCIL MEETING ON MAY 2, 2005: (Tape A123-131)

Councilwoman Fines made a motion to approve the Minutes of the Regular Council Meeting held on May 2, 2005. Motion was seconded by Councilman Hartman.

Roll Call of Votes: Ayes: Hartman, Taylor, Fines, Fousek, And Parker

Nays: None, motion carried.

Minutes of May 2, 2005 passed and approved May 16, 2005.

CONSIDERATION OF AGENDA: (Tape A132-140)

Councilman Hartman made a motion to approve the Agenda, as written. Motion was seconded by Mayor Pro-Tem Fousek.

Roll Call of Votes: Ayes: Taylor, Fines, Hartman, Fousek, And Parker

Nays: None, motion carried.

Agenda, as written, passed and approved May 16, 2005.

RESOLUTION #705, PUBLIC SAFETY TAX: (Tape A141-279)

The City Manager read a letter of “thanks” from the Liberty Fire Chief for the Excelsior Springs Fire/Rescue Department’s response to the City of Liberty on May 9, 2005 when they had the school bus accident.

The City Manager then read “aloud” Resolution #705 creating a financial oversight committee to work in partnership with city management in the expenditure of revenue generated through the public safety tax.

Mr. Bob Ingle, a member of the Public Safety Tax Committee, then displayed yard signs promoting the Safety Tax and presented each member of the Council with a yard sign to be displayed in their own yards.

Mayor Pro-Tem Fousek made a motion to approve Resolution #705 establishing a financial oversight committee for the proceeds and expenditures generated under the Public Safety Tax. Motion was seconded by Councilman Taylor.

Roll Call of Votes: Ayes: Fines, Hartman, Taylor, Fousek, And Parker

Nays: None, motion carried.

Resolution #705 passed and approved May 16, 2005.

SUNGARD: (Tape A280-300)

Councilman Hartman made a motion to approve payment to Sungard Inc. in the amount of \$14,450.00 for annual maintenance on the software used in the Finance Department. Motion was seconded by Councilwoman Fines.

Roll Call of Votes: Ayes: Hartman, Taylor, Fines, Fousek, And Parker

Nays: None, motion carried.

Payment to Sungard in the amount of \$14,450 passed and approved May 16, 2005.

RESOLUTION #706, ANNEXATION REQUEST: (Tape A301-484)

Councilman Hartman made a motion to open a public hearing on the State Highway 69 annexation proposal. Motion was seconded by Councilwoman Fines.

Roll Call of Votes: Ayes: Taylor, Fines, Hartman, Fousek, And Parker.

Nays: None, motion carried.

A public hearing was opened.

The City Manager suggested that the Council hold their public hearing on this annexation but withhold voting on the annexation until the next regular Council Meeting. The City Manager advised that the City of Prathersville had called and stated that part of the property is within the City of Prathersville. Therefore; the Council should take public comment on this annexation and bring it back to the Council in two weeks.

Mr. Mike Garrison, Council Member of the City of Prathersville, addressed the group. He stated that the eastbound lane of 69 Highway (the Westfall property) is in the City limits of Prathersville.

The Mayor asked if anyone else wished to address the Council during this public hearing. No one wished to be heard.

Councilwoman Fines made a motion to close the public hearing on the State Highway 69 annexation proposal. Motion was seconded by Councilman Hartman.

Roll Call of Votes: Ayes: Fines, Hartman, Taylor, Fousek, And Parker

Nays: None, motion carried.

The public hearing was closed.

Mayor Pro-Tem Fousek made a motion to “Table” Resolution #706, State Highway 69 annexation proposal, until legal issues are addressed. Motion was seconded by Councilman Hartman.

Roll Call of Votes: Ayes: Hartman, Taylor, Fines, Fousek, And Parker

Nays: None, motion carried.

Resolution #706 “Tabled” until legal issues are addressed.

RESOLUTION #707, 69 HIGHWAY WALK TRAIL: (Tape A485-569)

The City Manager advised the Council that the purpose of this Resolution is to get foot traffic off the shoulder of 69 Highway and the trail enhancement grant would be used to extend the Highway 69 Walk Trail.

Councilman Hartman made a motion to approve Resolution #707 for the support of Surface Transportation Program funds. Motion was seconded by Mayor Pro-Tem Fousek.

Roll Call of Votes: Ayes: Taylor, Fines, Hartman, Fousek, And Parker

Nays: None, motion carried.

Resolution #707 passed and approved May 16, 2005.

ORDINANCE #05-5-6, CAPITAL IMPROVEMENT TAX: (Tape A570-621)

Mayor Parker stated he wished to apologize to the Capital Improvements Authority for failing to bring this to the Authority first – will do a better job in the future.

Councilman Hartman stated he would have preferred this item be sent to Capital Improvements Authority first.

Councilwoman Fines made a motion to approve Ordinance #05-5-6, placing the Capital Improvement Sales Tax on the August 2, 2005 Municipal Election ballot. Motion was seconded by Councilman Hartman.

Roll Call of Votes: Ayes: Fines, Hartman, Taylor, Fousek, And Parker

Nays: None, motion carried.

Ordinance #05-5-6 passed and approved May 16, 2005.

APPROPRIATIONS ORDINANCE #05-5-7: (Tape A622-678)

Councilwoman Fines made a motion to approve Appropriations Ordinance #05-5-7, in the amount of \$495,140.05. Motion was seconded by Councilman Hartman.

Roll Call of Votes: Ayes: Hartman, Taylor, Fines, Fousek, And Parker

Nays: None, motion carried.

Appropriations Ordinance #05-5-7 passed and approved May 16, 2005.

REMARKS: (Tape A679-928)

City Manager Hennen:

1. Apologized to Jim Nelson and the Capital Improvements Authority for not getting information to them before bringing it to the Council. For the past year a lot of work has gone into the Public Safety Tax and the public tends to confuse the Public Safety Tax with the Capital Improvements Tax. It was his call to get things done and he apologizes. It was a bad call to not communicate properly.
2. Stated he has completed six (6) years with the City. It has been a pleasure working for the City and looks forward to continuing with the City.

Councilman Taylor:

1. In regard to the "Hero's Award" he brought up last meeting, he has talked to Zack Ganzer's parents and they agree to go ahead with the plan to honor Zack.
2. Is very excited with the downtown area (Broadway)...it looks awesome.

Councilman Hartman:

1. Would like to second the statement regarding Broadway...the Street Department has done an excellent job.
2. Would like to see a Finance Committee set up similar to the Public Safety Committee. With the budget process coming up, would like to get people involved.

Mayor Parker:

1. In regard to the Capital Improvements Authority and the Public Safety Committee...he does not want to upset the committed people on these committees. Both are needed and would like to commend both groups.
2. Had a nice turn out at the Council Meeting tonight and appreciates citizens getting involved.

With no further business at hand, the Mayor adjourned the Regular Council Meeting at 6:42 PM.

ATTEST:

R. D. "SONNY" PARKER, MAYOR

FRANCES SMITH, CITY CLERK