

REGULAR COUNCIL MEETING
CITY OF EXCELSIOR SPRINGS
EXCELSIOR SPRINGS, MISSOURI
FEBRUARY 21, 2006

The City Council of the City of Excelsior Springs, Missouri met in Regular Session at 6:00 PM, Monday, February 21, 2006 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 Parker.

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

Absent: Councilwoman Fines

VISITORS:

There were no visitors at this meeting.

MINUTES OF REGULAR COUNCIL MEETING ON FEBRUARY 6, 2006: (Tape A36-A40)

Councilman Taylor made a motion to approve the Minutes of the Regular Council Meeting held on February 6, 2006. Motion was seconded by Mayor Pro-Tem Fousek.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Minutes of February 6, 2006 passed and approved February 21, 2006.

CONSIDERATION OF AGENDA: (Tape A41-51)

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

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Agenda, as printed, passed and approved February 21, 2006.

BANK OF AMERICA AGREEMENT: (Tape A52-354)

The City Manager briefed the Council on his recommendations for this Agreement. The City Manager stated the City does not have a locally owned bank; therefore, all bids were considered on the merits of their documentation provided. He further stated that Community Bank of Missouri still does not have a permanent facility and is operating under a temporary special use permit.

Mayor Parker stated he had a bad experience with Bank of America...they seem to want to take our money and then forget about us (the City). Bank of America is not very active in the community. He then asked if the agreement could be made effective for only one year.

Councilman Taylor then made a motion to approve the Depository Agreement with Bank of America for one (1)

year. Motion was seconded by Mayor Pro-Tem Fousek.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Depository Agreement with Bank of America for one year passed and approved February 21, 2006.

ORDINANCE #06-2-4, SALES TAX HOLIDAY: (Tape A355-499)

A general discussion was held on this Ordinance allowing the City to “opt out” of the sales tax holiday. Councilman Taylor stated he felt the City would lose sales by doing this due to shoppers going into Kansas City to save the seven percent tax. The City Manager stated that shoppers would still receive a four percent sales tax cut on this holiday from the state but would not receive the three percent from the City.

Mayor Pro-Tem Fousek made a motion to approve Ordinance #06-2-4 allowing the City to “opt out” of the state imposed sales tax holiday. Motion was seconded by Councilman Taylor.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Ordinance #06-2-4 passed and approved February 21, 2006.

HOSPITAL R & E FUNDS: (Tape A500-532)

Mayor Pro-Tem Fousek made a motion authorizing the Finance Director to transfer \$53,654.00 from the Hospital R & E Fund to the Hospital Operating Account for the reimbursement of items as per the February 9, 2006 letter from the Hospital Board. Motion was seconded by Councilman Taylor.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Hospital R&E Fund transfer passed and approved February 21, 2006.

ORDINANCE #06-2-5, BFI CONTRACT: (Tape A533-995)

Roy Gray, Public Works Department, advised the Council that the present residential refuse contract with BFI will end on June 30, 2006. The City Staff recommends entering into a one (1) year contract extension with BFI, who has agreed to not increase rates. BFI also commits to supplying daily recycle containers in lieu of monthly service pending a City Grant Award from MARC. The contract will begin on July 1, 2006 and end on June 30, 2007.

Mayor Pro-Tem Fousek made a motion to approve Ordinance #06-2-5, authorizing the City Manager to enter into a contract with Allied Waste Industries dba BFI of Kansas City. Motion was seconded by Councilman Taylor.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Ordinance #06-2-5 passed and approved February 21, 2006.

ORDINANCE #06-2-6, SKW ENGINEERING AGREEMENT: (Tape A996-1131)

Debbie Kimsey, Assistant City Manager, briefed the Council on this contract.

Mayor Pro-Tem Fousek made a motion to approve Ordinance #06-2-6, authorizing the Assistant City Manager to

enter into an agreement with Shafer, Kline & Warren, for Professional Services associated with the U.S. 69/McCleary Road Project. Motion was seconded by Councilman Taylor.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Ordinance #06-2-6 passed and approved February 21, 2006.

RESOLUTION #718 – CAPITAL IMPROVEMENTS PROJECT: (Tape A1132-1500, B1-B196)

Ms. Kimsey informed the Council that this sign was approved by the Capital Improvements Authority. The City Manager stated this sign is the first in a series of improvements to create a downtown Historic District to distinguish the down from other parts of the City. He also gave the Council a scenario of projects to be completed in the future to further distinguish the Historic District.

Mayor Pro-Tem Fousek made a motion to approve Resolution #718 to allow the use of Capital Improvements Sales Tax for the Historic District Sign, not to exceed \$68,021.00. Motion was seconded by Councilman Taylor.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Resolution #718 passed and approved February 21, 2006.

APPROPRIATIONS ORDINANCE #06-2-7: (Tape B197-226)

Councilman Taylor made a motion to approve Appropriations Ordinance #06-2-7, in the amount of \$523,919.50. Motion was seconded by Mayor Pro-Tem Fousek.

Roll Call of Votes: Ayes: Taylor, Fousek, Parker

Nays: None, motion carried.

Appropriations Ordinance #06-2-7 passed and approved February 21, 2006.

REMARKS: CITY MANAGER AND CITY COUNCIL: (Tape B227-266)

City Manager Hennen:

1. The Fire Department has prepared a book entitled "After The Fire" which is left with homeowners after they have suffered a fire in their home. This is a very detailed book with information a homeowner needs to know after a fire...he commends the Fire Department on preparation of this book.
2. The City's Newsletter will go out tomorrow, Wednesday, February 22, 2006.
3. He and Debbie Kimsey will attend the MML Conference on Wednesday and will be back on Thursday.

With no further business at hand, the Mayor adjourned the Regular Council Meeting at 6:58 PM.

ATTEST:

FRANCES SMITH, CITY CLERK

R. D. "SONNY" PARKER, MAYOR