

REGULAR COUNCIL MEETING  
CITY OF EXCELSIOR SPRINGS  
EXCELSIOR SPRINGS, MISSOURI  
FEBRUARY 17, 2009

The City Council of the City of Excelsior Springs, Missouri met in Regular Session at 6:00 PM, Monday, February 17, 2009 in the Council Chambers of the Hall of Waters Building. The Meeting was called to order by Mayor Schutte

The opening prayer was given by David Boudreaux of the Crescent Lake Christian Center.

The Pledge of Allegiance was led by Mayor Schutte.

Roll Call of Members: Present: Mayor Carolyn Schutte, Mayor Pro-Tem Ambrose Buckman, Councilmen Ken Fousek, Jim Nelson and Sonny Parker

Absent: None

VISITORS: (Tape A24-116)

Ms. Denise Reese, 101 Roosevelt, addressed the Council. Denise stated she objected to \$50,000 being spent on the roof at the old fire station. She stated that the Job Corps had students who could do this roof repair if the City would supply the supplies. These students receive this type of education where they can do building and roofing. She further suggested that the City take the \$50,000 and purchase the building at 211 E. Excelsior and move the Chamber of Commerce in there and maybe the license bureau. This would bring more people downtown. The building is now selling for \$69,000 and the city owns lots on either side of the building. The city should also get into energy-efficient buildings.

MINUTES OF REGULAR COUNCIL MEETING ON FEBRUARY 2, 2009: (Tape A117-128)

Councilman Parker made a motion to approve the Minutes of the Regular Council Meeting held on February 2, 2009. Motion was seconded by Councilman Fousek.

Roll Call of Votes: Ayes: Nelson, Parker, Fousek, Buckman, Schutte

Nays: None, motion carried.

Minutes of February 2, 2009 passed and approved February 17, 2009.

CONSIDERATION OF AGENDA: (Tape A129-134)

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

Roll Call of Votes: Ayes: Parker, Fousek, Nelson, Buckman, Schutte

Nays: None, motion carried.

Agenda, as printed, passed and approved February 17, 2009.

RESOLUTION #806, PUBLIC HEARING, CDBG INTENT TO SEEK FUNDS: (Tape A135-709)

Councilman Nelson made a motion to open a Public Hearing for the City Council in regard to the CDBG intent to seek funds. Motion was seconded by Councilman Parker.

Roll Call of Votes: Ayes: Fousek, Nelson, Parker, Buckman, Schutte

Nays: None, motion carried.

A Public Hearing was opened.

Mr. Ben Mook, representing the Downtown Excelsior Partnership, informed the Council that this CDBG intent to seek funding was to hire an executive director for the Partnership, operate an office with equipment and supplies, ramp up what has already been started by the Partnership and provide funding for the start-up of the water bar at the Hall of Waters and for advertising.

With no other person wishing to be heard during the Public Hearing, Mayor Pro-Tem Buckman made a motion to close the Public Hearing in regard to the CDBG Intent to Seek Funding. Motion was seconded by Councilman Nelson.

Roll Call of Votes: Ayes: Nelson, Parker, Fousek, Buckman, Schutte

Nays: None, motion carried.

The Public Hearing was closed.

Ms. Molly McGovern, who is writing up the Grant for the Partnership, conducted a 2008 Application of Community Needs Assessment for the community.

Councilman Nelson made a motion to approve Resolution #806, stating intent to seek funding through the Community Development Block Grant Program and authorizing the Mayor to pursue activities in an attempt to secure funding. Motion was seconded by Councilman Parker.

Roll Call of Votes: Ayes: Parker, Fousek, Nelson, Buckman, Schutte

Nays: None, motion carried.

Resolution #806 passed and approved February 17, 2009.

LIQUOR LICENSE – INN ON CRESCENT LAKE: (Tape A710-767)

Police Chief John McGovern advised the Council that after a thorough investigation, there is nothing that would preclude the issuance of this license.

Mayor Pro-Tem Buckman made a motion to approve a request by Patrick and Beverly Delugeau for a 5% Beer/Wine – Sales on Premises Liquor License for the Inn on Crescent Lake, located at 1261 St. Louis Avenue, Excelsior Springs, Missouri. Beverly Delugeau will be the Managing Officer of the license. Motion was seconded by Councilman Parker.

Roll Call of Votes: Ayes: Fousek, Nelson, Parker, Buckman, Schutte

Nays: None, motion carried.

Liquor License for Inn on Crescent Lake passed and approved February 17, 2008.

AUDIT PRESENTATION: (Tape A768-968)

Representatives of the Audit Firm McGladrey and Pullen, LLP, spoke to the Council regarding their audit of the City's financial records for the period October 1, 2007 through September 30, 2008.

Ms. Mia Frommett quoted from the "Report to the Council" and stated the City received a "Clean Opinion". Mr. Kevin Smith reported from the "Management Letter" and stated the City had "no material weaknesses".

RESOLUTION #807, REPLACEMENT OF LOWER LEVEL FLOORING AT POLICE STATION: (Tape A969-1180)

Police Chief McGovern was on hand to answer questions regarding this Resolution. Mayor Schutte questioned the bid not being let to a local business during these economically stressed times. Chief McGovern stated that GEM Flooring's expertise was greater.

Mayor pro-Tem Buckman made a motion to approve Resolution #807, authorizing the Chief of Police to enter into a contract with GEM Flooring to replace the flooring on the lower level of the police building at a cost not to exceed \$13,577.60 from Capital Improvement Sales Tax funds. Motion was seconded by Councilman Parker.

Roll Call of Votes:       Ayes:   Nelson, Parker, Fousek, Buckman  
                                  Nays:   Schutte. Motion carried.

Resolution #807 passed and approved February 17, 2009.

APPROPRIATIONS ORDINANCE #09-2-1: (Tape A1181-1268)

Mayor Schutte read by title the First Reading of Appropriations Ordinance #09-2-1.

Members of the Council went over the Appropriations Reports by date for questions from the Council.

Councilman Fousek made a motion to place on Second Reading Appropriations Ordinance #09-2-1, in the amount of \$818,913.32. Motion was seconded by Councilman Parker.

Roll Call of Votes:       Ayes:   Parker, Fousek, Nelson, Buckman, Schutte  
                                  Nays:   None, motion carried.

Mayor Schutte read by title the Second Reading of Appropriations Ordinance #09-2-1.

Councilman Fousek made a motion to approve Appropriations Ordinance #09-2-1, in the amount of \$818,913.32. Motion was seconded by Councilman Parker.

Roll Call of Votes:       Ayes:   Fousek, Nelson, Parker, Buckman, Schutte  
                                  Nays:   None, motion carried.

Appropriations Ordinance #09-2-1 passed and approved February 17, 2009.

REMARKS – CITY MANAGER AND CITY COUNCIL: (Tape A1269-1472)

City Manager Haugland:

1. Would like to know if the Council will be available for a Special Meeting next week, sometime before the 26<sup>th</sup>.

Councilman Parker:

1. Would like to commend Steve Marriott, Director of Administrative Services, for the good audit.

Mayor Pro-Tem Buckman:

1. Was pleased with the number of people who showed up at the Master Plan Workshops.

Councilman Nelson:

1. We have come to expect a good report from the audit team...it is a good feeling to know that nothing has been overlooked. Congratulations to Steve and his crew in the Finance Department for making this possible.

Councilman Fousek:

1. Would like to add his sentiments to the remarks on the good audit.
2. Approves of the CDBG seeking funds.

3. Thanks the City Staff for their hard work in these economic times.
4. Heard from a person who applied for the bath department and the water bar but has received nothing back. The City Manager stated he would handle this.

Mayor Schutte:

1. Needs a head count of council who will attend the roast next Saturday.
2. "Kudos" on the good audit report. Congratulations to the Finance Department...knows what it takes to bring this about.

With no further business at hand, Mayor Schutte asked for a motion to close the Regular Session and go into Closed Session.

Mayor Pro-Tem Buckman made a motion to close the Regular Council Meeting and go into Closed Session pursuant to RSMo 610.021 (1) Legal. Motion was seconded by Councilman Parker.

Roll Call of Votes:       Ayes:   Fousek, Nelson, Parker, Buckman, Schutte

                                  Nays:   None, motion carried.

Regular Meeting adjourned at 6:45 PM.

ATTEST:

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CAROLYN SCHUTTE, MAYOR

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FRANCES SMITH, CITY CLERK

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