

REGULAR COUNCIL MEETING  
CITY OF EXCELSIOR SPRINGS  
EXCELSIOR SPRINGS, MISSOURI  
FEBRUARY 1, 2010

The City Council of the City of Excelsior Springs, Missouri met in Regular Session at 6:00 PM, Monday, February 1, 2010 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 Fire Chief Kent Cantrell.

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 A45-208)

Mr. Sam Briscoe, 102 Faulkner, addressed the Council. Mr. Briscoe stated that he only has one trash bag full of trash which he puts out every two weeks. His trash container is only half full. He feels it is not fair that he has to pay the same price as someone who has a full container and bags setting at the side.

His second complaint was regarding city stickers. He stated that if the City is not going to enforce city stickers then do away with them.

Steve Marriott, Administrative Services Director, stated the City sells approximately 40,000 city stickers each year.

Mayor Pro-Tem Buckman advised Mr. Briscoe that residents have to pay extra for a second trash cart and the trash company is not supposed to pick up trash outside the containers. Mayor Schutte informed Mr. Briscoe that the City will look at different fees for residents when the next trash contract comes up.

MINUTES OF REGULAR COUNCIL MEETING, JANUARY 19, 2010: (Tape A209-216)

Mayor Pro-Tem Buckman made a motion to approve the Minutes of the Regular Council Meeting held on January 19, 2010. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Minutes of January 19, 2010 passed and approved February 1, 2010.

CONSIDERATION OF AGENDA: (Tape A217-224)

Councilman Nelson made a motion to approve the Agenda, as printed. Motion was seconded by Councilman Fousek.

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

Nays: None, motion carried.

Agenda, as printed, passed and approved February 1, 2010.

LIQUOR LICENSE APPLICATION, QUICK CORNER SHOP: (Tape A225-251)

Police Chief McGovern informed the Council that after a routine check, there is nothing to preclude this license being approved. City License will be issued upon approval by the State of Missouri.

Councilman Fousek made a motion to approve a request by Prakash Patel, for a Package Liquor and Sunday Sales/Package Liquor License for Om Shakti Om, Inc., dba Quick Corner Shop, a convenience store with gas located at 1099 Italian Way, Excelsior Springs, Mo. Motion was seconded by Mayor Pro-Tem Buckman.

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

Nays: None, motion carried.

Liquor License passed and approved for Quick Corner Shop on February 1, 2010.

ORDINANCE #10-2-1, MEMORANDUM OF UNDERSTANDING WITH THE CITY OF CRYSTAL LAKES: (Tape A252-343)

Mayor Schutte read by title the First Reading of Ordinance #10-2-1.

Fire Chief Kent Cantrell briefed the Council on this Ordinance.

Mayor Pro-Tem Buckman made a motion to place on Second Reading Ordinance #10-2-1, authorizing the City Manager to enter into a Memorandum of Understanding with the City of Crystal Lakes, Missouri for the purpose of sharing public safety radio assets owned and operated by the City of Excelsior Springs for the sole purpose of activating a storm warning siren owned and operated by the City of Crystal Lakes. Motion was seconded by Councilman Nelson.

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

Nays: None, motion carried.

Mayor Schutte read by title the Second Reading of Ordinance #10-2-1.

Councilman Fousek made a motion to approve Ordinance #10-2-1, authorizing the City Manager to enter into a Memorandum of Understanding with the City of Crystal Lakes, Missouri for the purpose of sharing public safety radio assets owned and operated by the City of Excelsior Springs for the sole purpose of activating a storm warning siren owned and operated by the City of Crystal Lakes. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Ordinance #10-2-1 passed and approved February 1, 2010.

ORDINANCE #10-2-2, HALL OF WATERS HISTORIC DISTRICT DESIGN GUIDELINES: (Tape A344-722).

Mayor Schutte read by title the First Reading of Ordinance #10-2-2.

Nick Pappas, Director of Planning and Zoning, briefed the Council on this Ordinance.

Councilman Nelson suggested that the Council postpone taking this Ordinance to second reading until the next Council Meeting. He further suggested that members of the Council go online and read the guidelines. Councilman Nelson also asked Betty Bissell, former president of the Historic Preservation Commission, what she thought of the guidelines. Betty stated that she was hoping for a set of guidelines which could be adapted to other Historic Districts and guidelines which would be user friendly on the do's and don't's. Betty further stated that she recommended passing this Ordinance and the guidelines be revised for the next historic district.

The City Manager informed the Council that this Ordinance could be brought back to the next Council Meeting for the Second Reading.

Councilman Parker made a motion to table Ordinance #10-2-2 and bring it back to the next Council Meeting. Motion was seconded by Mayor Pro-Tem Buckman.

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

Nays: None, motion carried.

Ordinance #10-2-2 will be brought back to the next Council Meeting for the Second Reading.

ORDINANCE #10-2-3, WWTP ANTIDEGRADATION ENGINEERING REPORT: (Tape A723-868).

Mayor Schutte read by title the First Reading of Ordinance #10-2-3.

Tom Wall, Director of Public Utilities, briefed the Council on this Ordinance.

Councilman Parker made a motion to place on Second Reading Ordinance #10-2-3, authorizing the City Manager to enter into a contract with Larkin Group for Professional Services to complete an ANTIDEGRADATION Engineering Report. Motion was seconded by Councilman Fousek.

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

Nays: None, motion carried.

Mayor Schutte read by title the Second Reading of Ordinance #10-2-3.

Councilman Nelson made a motion to approve Ordinance #10-2-3, authorizing the City Manager to enter into a contract with Larkin Group for Professional Services to complete an ANTIDEGRADATION Engineering Report. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Ordinance #10-2-3 passed and approved February 1, 2010.

APPROPRIATIONS ORDINANCE #10-2-4: (Tape A869-935)

Mayor Schutte read by title the First Reading of Appropriations Ordinance #10-2-4.

Members of the Council went over the Appropriations Reports with Steve Marriott for questions.

Councilman Nelson made a motion to place on Second Reading Appropriations Ordinance #10-2-4, in the amount of \$880,734.64. Motion was seconded by Mayor Pro-Tem Buckman.

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

Mayor Schutte read by title the Second Reading of Appropriations Ordinance #10-2-4.

Councilman Fousek made a motion to approve Appropriations Ordinance #10-2-4, in the amount of \$880,734.64. Motion was seconded by Mayor Pro-Tem Buckman.

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

Appropriations Ordinance #10-2-4 passed and approved February 1, 2010.

REMARKS – CITY MANAGER AND CITY COUNCIL: (Tape A936-1248)

City Manager Haugland:

The next Council Meeting will be held on Tuesday, February 16, due to President's Day being on Monday, February 15, 2010. Also, on the same night, there will be a DREAM Downtown Strategic Plan Presentation hosted by Parks & Recreation which will include the Planning & Zoning Commission, and the Historic Preservation Commission at 5:00 PM. There will be a Master Plan work session on March 1, 2010 at 4:00 PM. Allied Waste, the City's trash contractor, will be changing their route service so the routes are more equalized. They will notify all property owners. This information will also be on the City's website. It will take place at the end of the month. Reminded people to exercise their right to vote on Tuesday, February 2, 2010.

Councilman Parker:

Is there any way the City can get the info about trash route changes on the water bills?

Councilman Nelson:

Encourages everyone to vote tomorrow. Everything the Council has talked about doing in the last five years, there has been no vehicle to do them with. This Economic Development tax will do this.

Councilman Fousek:

Supports the ½ cent sales tax. On the economic scene no one can assist us...we have to do it ourselves.

Thanks the Historic Preservation Commission for their work on the guidelines...appreciates

their efforts.

Received a call from a resident regarding Mediacom in regard to their charge for 911 tax. This should be investigated. The City Manager and John McGovern should see that it is done properly.

Mayor Schutte:

In regard to Mediacom, the City should look into it.

The ½ cent sales tax will work hard for the community...to make something happen...to let the City take care of ourselves. The old saying, "To have a shade tree, you should have planted it twenty years ago."

With no further business at hand, Mayor Schutte adjourned the Regular Council Meeting at 6:43 PM.

ATTEST:

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CAROLYN SCHUTTE, MAYOR

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FRANCES SMITH, CITY CLERK

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