

REGULAR COUNCIL MEETING
CITY OF EXCELSIOR SPRINGS
EXCELSIOR SPRINGS, MISSOURI
APRIL 19, 2010

The City Council of the City of Excelsior Springs, Missouri met in Regular Session at 5:00 PM, Monday, April 19, 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 Mayor Schutte.

The Pledge of Allegiance was led by Mayor Schutte.

Roll Call of Members: Present: Mayor Carolyn Schutte, Councilmen Ken Fousek, Jim Nelson, and Sonny Parker

Absent: Mayor Pro-Tem Ambrose Buckman

VISITORS:

There were no visitors at this meeting who wished to address the Council.

MINUTES OF REGULAR COUNCIL MEETING HELD ON APRIL 5, 2010: (Tape A37-48)

Councilman Nelson made a motion to approve the Minutes of the Regular Council Meeting held on April 5, 2010. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Minutes of April 5, 2010 passed and approved April 19, 2010.

CONSIDERATION OF AGENDA: (Tape A49-56)

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

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

Nays: None, motion carried.

Agenda, as printed, passed and approved April 19, 2010.

PUBLIC HEARING – ENHANCED ENTERPRISE ZONE: (Tape A57-504)

Councilman Nelson made a motion to open a Public Hearing for the City Council Meeting on April 19, 2010 for the City of Excelsior Springs, Missouri. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

A Public Hearing was opened.

Ms. Molly McGovern, Coordinator of the Enhanced Enterprise Zone, spoke to the Council. Molly stated the purpose of the Enhanced Enterprise Zone. She stated it would be made up of a seven member Board and since Excelsior Springs took the lead in forming the Zone, they will appoint five of the members. The School Districts will appoint one and the other taxing jurisdictions will appoint one. Molly stated they are required to have no regular meetings but will need to submit an annual report. Public Hearings have already been held with Mosby and Clay County. Kearney will have their Hearing tonight and Prathersville tomorrow night. A final Hearing will be held on May 3, 2010. Mayor Schutte asked who participates will make application to and Molly stated it would depend on the jurisdiction the property is in. Once a business opens its doors, it is too late to get the tax credit.

Mr. Terry Rumery, Economic Development Specialist for the City, informed the Council that the Enterprise Zone is very important, and that it is a very good thing. Mayor Schutte asked how to get the info out; Mr. Rumery stated the information should be put everywhere it can be, on all websites and with the State.

NOTE: Mayor Pro-Tem Buckman arrived to the meeting at 5:16 PM.

With no other person wishing to be heard during the Public Hearing, Councilman Parker made a motion to close the Public Hearing. Motion was seconded by Councilman Fousek.

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

Nays: None, motion carried.

The Public Hearing was closed.

ORDINANCE #10-4-3, ADOPTION OF THE ENHANCED ENTERPRISE ZONE: (Tape A505-576).

Mayor Schutte read by title the First Reading of Ordinance #10-4-3.

The City Manager briefed the Council on this Ordinance.

Councilman Parker made a motion to place on Second Reading Ordinance #10-4-3, adopting an abatement policy of the City of Excelsior Springs, with respect to Ad Valorem Taxes for certain qualified new improvements within those portions of the City also located within the Eastern Clay County Enhanced Enterprise Zone, pursuant to Chapter 135 of the Revised Missouri Statutes. Motion was seconded by Mayor Pro-Tem Buckman.

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

Nays: None, motion carried.

Mayor Schutte read by title the Second Reading of Ordinance #10-4-3.

Councilman Nelson made a motion to approve Ordinance #10-4-3, adopting an abatement policy of the City of Excelsior Springs, with respect to Ad Valorem Taxes for certain qualified new improvements within those portions of the City also located within the Eastern Clay County Enhanced Enterprise Zone, pursuant to Chapter 135 of the Revised Missouri Statutes. Motion was seconded by Mayor Pro-Tem Buckman.

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

Nays: None, motion carried.

Ordinance #10-4-3 passed and approved April 19, 2010.

ORDINANCE #10-4-4, CERTIFICATION OF ELECTION: (Tape A577-659).

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

Councilman Fousek made a motion to take to Second Reading Ordinance #10-4-4, ratifying the General Municipal Election results from Clay and Ray Counties, held on April 6, 2010. Motion was seconded by Councilman Nelson.

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

Nays: None, motion carried.

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

Councilman Fousek made a motion to approve Ordinance #10-4-4, ratifying the General Municipal Election results from Clay and Ray Counties, held on April 6, 2010. Motion was seconded by Mayor Pro-Tem Buckman.

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

Nays: None, motion carried.

Ordinance #10-4-4 passed and approved April 19, 2010.

ADMINISTER OATH OF OFFICE TO NEW COUNCIL MEMBER: (Tape A660-675)

The "Oath" was administered to Councilman Ken Fousek, the newly elected member of the City Council, by the City Clerk. Ken was also presented with a Certificate of Election.

ROLL CALL OF NEW CITY COUNCIL MEMBERS: (Tape A676-680)

Present: Ambrose Buckman

Ken Fousek
Jim Nelson
Sonny Parker
Carolyn Schutte

Absent: None

ELECTION OF MAYOR AND MAYOR PRO-TEM: (Tape A681-798)

The City Clerk distributed blank ballots to members of the Council for the election of Mayor. The ballots were collected and read aloud to Steve Marriott, Director of Administrative Services, who marked the votes on a tally sheet. The results were:

Carolyn Schutte 3 Votes for Mayor
Ambrose Buckman 2 Votes for Mayor

Carolyn Schutte elected Mayor of the City Council by a majority vote.

The City Clerk distributed blank ballots to members of the Council for the election of Mayor Pro-Tem. The ballots were collected and read aloud to Steve Marriott who marked the votes on a tally sheet. The results were:

Ambrose Buckman 3 Votes for Mayor Pro-Tem
Jim Nelson 1 Vote for Mayor Pro-Tem
Sonny Parker 1 Vote for Mayor Pro-Tem

Ambrose Buckman elected Mayor Pro-Tem of the City Council by a majority vote.

The marked ballots and tally sheet are attached and becomes a part of these Minutes.

PROCLAMATION – OLDER AMERICANS MONTH: (Tape A799-848)

Mayor Schutte read aloud a Proclamation naming the month of May, 2010, as “Older Americans Month”. This Proclamation was presented to Jim Nelson, who serves on the Clay County Board assisting older Americans.

ORDINANCE #10-4-5, POLICE DEPARTMENT PLAZA AREA WATER LEAK REPAIR: (Tape A849-991)

Mayor Schutte read by title the First Reading of Ordinance #10-4-5.

Police Chief McGovern informed the Council that this project is being paid for by the Capital Improvements Sales Tax.

Mayor Pro-Tem Buckman made a motion to place on Second Reading Ordinance #10-4-5, approving an expenditure in an amount not to exceed \$106,134.00 from the Capital Improvements Fund and authorizing the City of Excelsior Springs to enter into an agreement with Glen Rogers Construction to provide construction services for the police station entrance decking project. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Mayor Schutte read by title the Second Reading of Ordinance #10-4-5.

Mayor Pro-Tem Buckman made a motion to approve Ordinance #10-4-5, approving an expenditure in an amount not to exceed \$106,134.00 from the Capital Improvements Fund and authorizing the City of Excelsior Springs to enter into an agreement with Glen Rogers Construction to provide construction services for the police station entrance decking project. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Ordinance #10-4-5 passed and approved April 19, 2010.

RESOLUTION #846, PURCHASE OF POLICE VEHICLES: (Tape A992-1064)

Police Chief John McGovern advised the Council that these vehicles are being purchased through the Public Safety Sales Tax Fund.

Councilman Parker made a motion to approve Resolution #846, authorizing the Chief of Police to purchase two Crown Victoria police package vehicles at a cost of \$45,929.84 from Chuck Anderson Ford. Motion was seconded by Mayor Pro-Tem Buckman.

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

Nays: None, motion carried.

Resolution #846 passed and approved April 19, 2010.

APPROPRIATIONS ORDINANCE #10-4-6: (Tape A1065-1114)

Mayor Schutte read by title the First Reading of Appropriations Ordinance #10-4-6.

Members of the Council went over the Appropriations Reports for questions.

Mayor Pro-Tem Buckman made a motion to take to Second Reading Appropriations Ordinance #10-4-6, in the amount of \$853,865.43. 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 #10-4-6.

Councilman Nelson made a motion to approve Appropriations Ordinance #10-4-6, in the amount of \$853,865.43. Motion was seconded by Councilman Parker.

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

Nays: None, motion carried.

Appropriations Ordinance #10-4-6 passed and approved April 19, 2010.

REMARKS – CITY MANAGER AND CITY COUNCIL: (Tape A1115-1270)

City Manager Haugland:

On Thursday at 3:00 PM, the City will hold a pre-bid walk through for Contractors wishing to bid on the North and West Terrace Project at the Hall of Waters Building.

On Thursday, April 22, 2010 at 6:00 PM, the Chamber of Commerce will have its awards dinner/auction at the Elms Hotel.

Councilman Nelson:

Congratulates the new Mayor and Mayor Pro-Tem. Looks forward to next year.

Councilman Fousek:

The Council has worked very hard on projects; is very proud of the Council.

Mayor Schutte:

The Council has worked many years on projects and the plans are now complete. Looks forward to next year.

The Gatsby Festival will be this weekend. This festival is unique to this City.

The Ventana Restaurant was featured on PBS this past week and had good reviews.

With no further business at hand, Mayor Schutte called for a motion to adjourn and go into closed session.

Councilman Nelson made a motion to adjourn the Regular Council Meeting and go into closed session pursuant to State Statutes 610.021 (1) Legal and (2) Real Estate. Motion was seconded by Councilman Parker.

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

 Nays: None, motion carried.

The Regular Council Meeting was adjourned at 5:53 PM.

ATTEST:

CAROLYN SCHUTTE, MAYOR

FRANCES SMITH, CITY CLERK

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