

REGULAR COUNCIL MEETING  
CITY OF EXCELSIOR SPRINGS  
EXCELSIOR SPRINGS, MISSOURI  
October 6, 2014

The City Council of the City of Excelsior Springs, Missouri met in a Regular City Council Meeting at 6:00 PM on Monday, October 6, 2014 in the Council Chambers of the Hall of Waters Building. The Meeting was called to order by Mayor Buckman.

The opening was conducted with a moment of silence.

The Pledge of Allegiance was led by Mayor Buckman.

Roll Call of Members: Present: Mayor Ambrose Buckman, Mayor Pro-Tem Brad Eales, Councilman Brent McElwee, Councilwoman Sonya Morgan, and Councilwoman Sharon Powell.

Absent: None.

VISITORS: Arthur and Jordan Meehan from Boy Scout Troop 309.

MINUTES OF THE REGULAR CITY COUNCIL MEETING SEPTEMBER 15, 2014:

Mayor Pro-Tem Eales made a motion to approve the minutes of the Regular City Council Meeting September 15, 2014. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: Morgan, McElwee, Eales, Buckman  
Abstain: Powell  
Nays: None, motion carried.

Minutes of the Regular City Council Meeting September 15, 2014 passed and approved October 6, 2014.

CONSIDERATION OF AGENDA:

Councilwoman Morgan made a motion to amend the agenda, Item #10 should read Ordinance No. 14-10-05 instead of 13-10-05. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: Powell, McElwee, Morgan, Eales, Buckman  
Nays: None, motion carried.

Agenda as amended passed and approved October 6, 2014.

RESOLUTION #989, CONSIDERATION OF PARKS AND RECREATION BOARD APPOINTMENT:

Mayor Buckman read by title Resolution #989.

Councilwoman Powell made a motion to approve Resolution #989, approving the appointment of Jason Cole to the Parks and Recreation Board. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: McElwee, Powell, Eales, Buckman  
Abstain: Morgan  
Nays: None, motion carried.

Resolution #989 passed and approved October 6, 2014.

Shannon Stroud, City Clerk administered the "Oath of Office" to Jason Cole.

RESOLUTION #990, CONSIDERATION OF BOARD AND COMMISSION APPOINTMENTS FOR ALL BOARDS:

Mayor Buckman read by title Resolution #990.

Councilwoman Powell made a motion to approve Resolution #990, authorizing the appointments and re-appointments of all board and commission members as described. Motion was seconded by Councilwoman Morgan.

Roll Call of Votes: Ayes: Morgan, Powell, McElwee, Eales, Buckman

Nays: None, motion carried.

Resolution #990 passed and approved October 6, 2014.

Shannon Stroud, City Clerk administered the "Oath of Office" to Gary Renne and Michael Goetz.

RESOLUTION #991, CONSIDERATION OF ADDITIONAL ENGINEERING SERVICES FOR SANITARY SEWER COLLECTION SYSTEM REHABILITATION:

Mayor Buckman read by title Resolution #991.

Lisa Meyer, Utilities Director briefed the Council of this Resolution.

Councilwoman Morgan made a motion to approve Resolution #991, authorizing Shafer, Kline & Warren Inc. to perform additional engineering services for sanitary sewer collection system rehabilitation. Motion was seconded by Councilwoman Powell.

Roll Call of Votes: Ayes: McElwee, Morgan, Powell, Eales, Buckman

Nays: None, motion carried.

Resolution #991 passed and approved October 6, 2014.

RESOLUTION #992, CONSIDERATION OF ENGINEERING SERVICES WITH BARTLETT & WEST, INC. FOR WATER MAIN UPSIZING & IMPROVEMENTS:

Mayor Buckman read by title Resolution #992.

Lisa Meyer, Utilities Director briefed the Council of this Resolution.

Councilman McElwee made a motion to approve Resolution #992, authorizing Bartlett & West, Inc. to perform engineering services for water main upsizing and improvements. Motion was seconded by Mayor Pro-Tem Eales.

Roll Call of Votes: Ayes: Morgan, Powell, McElwee, Eales, Buckman

Nays: None, motion carried.

Resolution #992 passed and approved October 6, 2014.

RESOLUTION #993, CONSIDERATION OF ENGINEERING SERVICES WITH SKW FOR WATER MAIN UPSIZING AND IMPROVEMENTS:

Mayor Buckman read by title Resolution #993.

Lisa Meyer, Utilities Director briefed the Council of this Resolution.

Mayor Pro-Tem Eales made a motion to approve Resolution #993, authorizing Shafer, Kline & Warren to perform additional engineering services for water main upsizing and improvements. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: Powell, McElwee, Morgan, Eales, Buckman

Nays: None, motion carried.

Resolution #993 passed and approved October 6, 2014.

ORDINANCE #14-10-01, CONSIDERATION OF EXPENDITURE FOR SAGAMORE STREET REPAIR:

Mayor Buckman read by title Ordinance #14-10-01.

Lisa Meyer, Utilities Director briefed the Council of this Ordinance.

Mayor Pro-Tem Eales made a motion to place on second reading Ordinance #14-10-01, approving an expenditure in the amount not to exceed \$53,592.00 from the Transportation Trust Fund for Construction Services for Sagamore Street Repair. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: Morgan, Powell, McElwee, Eales, Buckman

Nays: None, motion carried.

Councilwoman Morgan made a motion to approve Ordinance #14-10-01, approving an expenditure in the amount not to exceed \$53,592.00 from the Transportation Trust Fund for Construction Services for Sagamore Street Repair. Motion was seconded by Councilwoman Powell.

Roll Call of Votes: Ayes: Powell, McElwee, Morgan, Eales, Buckman

Nays: None, motion carried.

Ordinance #14-10-01 passed and approved October 6, 2014.

ORDINANCE #14-10-02, CONSIDERATION OF AGREEMENTS FOR HIGHWAY 10 BRIDGE REPLACEMENT PROJECT:

Mayor Buckman read by title Ordinance #14-10-02.

Lisa Meyer, Utilities Director briefed the Council of this Ordinance.

Councilman McElwee made a motion to place on second reading Ordinance #14-10-02, authorizing the Mayor to execute agreements for the Route 10 Bridge Replacement Project. Motion was seconded by Mayor Pro-Tem Eales.

Roll Call of Votes: Ayes: McElwee, Morgan, Powell, Eales, Buckman

Nays: None, motion carried.

Mayor Pro-Tem Eales made a motion to approve Ordinance #14-10-02, authorizing the Mayor to execute agreements for the Route 10 Bridge Replacement Project. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: Powell, McElwee, Morgan, Eales, Buckman

Nays: None, motion carried.

Ordinance #14-10-02 passed and approved October 6, 2014.

ORDINANCE #14-10-03, CONSIDERATION OF AMENDING CHAPTER 230 OF THE CODE OF ORDINANCES, OPEN-CARRY OF FIREARMS:

Mayor Buckman read by title Ordinance #14-10-03.

John McGovern, Police Chief briefed the Council of this Ordinance.

Councilman McElwee made a motion to place on second reading Ordinance #14-10-03, amending Chapter 230 of the Code of Ordinances of the City of Excelsior Springs, Missouri by repealing Section 230.585 entitled "Unlawful Open Carry of Firearms" and enacting a new Section 230.585. Motion was seconded by Councilwoman Powell.

Roll Call of Votes: Ayes: Morgan, Powell, McElwee, Eales, Buckman

Nays: None, motion carried.

Mayor Pro-Tem Eales made a motion to approve Ordinance #14-10-03, amending Chapter 230 of the Code of Ordinances of the City of Excelsior Springs, Missouri by repealing Section 230.585 entitled "Unlawful Open Carry of Firearms" and enacting a new Section 230.585. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: Powell, McElwee, Morgan, Eales, Buckman

Nays: None, motion carried.

Ordinance #14-10-03 passed and approved October 6, 2014.

ORDINANCE #14-10-04, CONSIDERATION OF REVISING THE MUNICIPAL CODE, TITLE IV: ZONING CODE, SECTION 400.280: PARKING, LOADING & DRIVEWAY REGULATIONS:

Mayor Buckman read by title Ordinance #14-10-04.

Bill Ahrens, Planning & Zoning Administrator briefed the Council of this Ordinance.

Councilman McElwee made a motion to place on second reading Ordinance #14-10-04, approving revision of the Excelsior Springs Municipal Code, Title IV: Zoning Code, Section 400.280: Parking, Loading & Driveway Regulations. Motion was seconded by Councilwoman Morgan.

Roll Call of Votes: Ayes: Powell, Morgan, McElwee, Eales, Buckman

Nays: None, motion carried.

Mayor Pro-Tem Eales made a motion to approve Ordinance #14-10-04, approving revision of the Excelsior Springs Municipal Code, Title IV: Zoning Code, Section 400.280: Parking, Loading & Driveway Regulations. Motion was seconded by Councilman McElwee.

Roll Call of Votes: Ayes: McElwee, Powell, Morgan, Eales, Buckman

Nays: None, motion carried.

Ordinance #14-10-04 passed and approved October 6, 2014.

ORDINANCE #14-10-05, APPROPRIATIONS:

Mayor Buckman read by title Ordinance #14-10-05.

Members of the City Council went over Appropriations reports for questions.

Councilwoman Powell made a motion to place on second reading Appropriations Ordinance #14-10-05, in the amount of \$704,911.32. Motion was seconded by Councilwoman Morgan.

Roll Call of Votes: Ayes: Morgan, Powell, McElwee, Eales, Buckman

Nays: None, motion carried.

Mayor Buckman read by title the Second Reading of Appropriations Ordinance #14-10-05.

Mayor Pro-Tem Eales made a motion to approve Appropriations Ordinance #14-10-05, in the amount of \$704,911.32. Motion was seconded by Councilwoman Powell.

Roll Call of Votes: Ayes: Powell, McElwee, Morgan, Eales, Buckman

Nays: None, motion carried.

Appropriations Ordinance #14-10-05 passed and approved October 6, 2014.

REMARKS – CITY MANAGER AND CITY COUNCIL:

City Manager, David Haugland:

1. On October 15, 2014, Congressman Sam Graves will be at Miller Custom Cabinets for his Listening Tour.
2. October 16, 2014 is the next Community Center Steering Committee Meeting from 1:30 – 4:30 pm at the Fire Station. The project is in the Construction Design Phase.
3. The MML Westgate Meeting is also on Thursday, October 16, 2014 at 7:00 pm at 3 Points Event Center. David Haugland is taking RSVP's.
4. October 20 – 24, 2014 is Cemetery Clean Up Week. Both Crown Hill and Hillcrest Cemeteries will be cleaned. Notices have been posted in the newspaper and on all social media sites that the City participates in. Moore Monument will be visiting this month to straighten headstones.
5. Thursday, October 23, 2014 is the Excelsior Springs Hospital Foundation Dinner. David Haugland is taking RSVP's.

Mayor Buckman:

1. Thanked the Boy Scouts for attending the meeting. Arthur Meehan asked if the gun ordinance would affect someone when carrying on private property. John McGovern, Police Chief provided the answer. Jordan Meehan learned that City Council Meetings are confusing.
2. Representative, TJ Berry attended the meeting to update City Council. The questions presented earlier in the month to Representative Berry regarding tax issues were answered and no concerns noted. It was noted by Councilwoman Morgan that the veto of gun control is discouraging for our City and for all Cities because it takes away the right of the City to determine what is safe for our City. Representative Berry noted her concern. He knows that all people and opinions will never agree on certain issues but he attended a No Labels Session in Washington. Statistics show that 40 percent of students stay in Missouri after their education; 60 percent are going out of state. He is working on an Economic Development Bill to promote Democrats and Republicans to work together to obtain a plan that will help

students pay off their loan as an incentive to stay in Missouri. The program is geared to students in the fields of Science, Technology, and Math. He is visiting local areas to obtain input.

Mayor Pro-Tem Eales:

1. Public Works has done a lot of dirt work near the community center site and at the cemetery. He directed his question to Katie Noyd, Parks and Recreation Director and John McGovern, Police Chief. People at the soccer games are parking in no parking areas and in the cemetery, even on the graves. They are creating ruts in the dirt work and it's disgraceful that someone would park on a grave site. Mayor Pro-Tem Eales would like to see the rules enforced for no parking in this area and inform the public by placing an article in the paper or by whatever means necessary to stop this problem.

Councilwoman Morgan:

1. The Historic Preservation Conference is held in Excelsior Springs this week, at the Elms Hotel, Hall of Waters, and will have Walking Tours downtown.

Councilman McElwee:

1. None.

Councilwoman Powell:

1. Thank you for sending me to the MML Conference for Newly Elected Officials. It was enjoyable and I learned a lot.

With no further business at hand, Mayor Pro-Tem Eales motioned to go into CLOSED SESSION. Councilman McElwee seconded.

Roll Call of Votes:      Ayes: Morgan, Powell, McElwee, Eales, Buckman

   Nays: None, motion carried.

The Regular City Council meeting adjourned at 6:45 pm.

ATTEST:

\_\_\_\_\_  
AMBROSE BUCKMAN, MAYOR

\_\_\_\_\_  
SHANNON STROUD, CITY CLERK