Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
January 6, 2005 (rescheduled from January 4, 2005)

NOTE: This document should be regarded as a draft until it is voted upon and approved at the next meeting, to be held January 18, 2005.

CALL TO ORDER

The meeting was called to order by Mayor Kathryn A. Dusenbery at 7:08 p.m. in the Train Depot. It was postponed from January 4th because of bad weather, and held at the Depot because Municipal Court was being held in City Hall on the 6th. The Train Depot has no facilities for broadcasting or sound amplification, so no broadcast or videotape was made.

ROLL CALL

Ward 1 Alderman Jack Friedman - present
Ward 1 Alderman Charlie Poole - present
Ward 2 Alderman David McCoy - present
Ward 2 Alderman Dave Rittman - ARRIVED AT 7:10 p.m.
Ward 3 Alderman Marvin Ferguson - present
Ward 3 Alderman Linda Arnold - ABSENT WITH PRIOR NOTICE
Ward 4 Alderman Marc Sportsman - present
Ward 4 Alderman Brian Atkinson - present

ALSO PRESENT: City Administrator Joe Turner
Director of Public Works Jeff Rupp
Director of Community Development Sean Ackerson
Project Manager Dan Koch
City Clerk Barbara Lance
Parkville resident and developer Tom Hutsler
Angela and Jennifer for Gymboree in English Landing Center
Danny Accurso for Touche in P&G Building in Parkville Commons
Paul and Greg Mancuso, owners of P&G Building
Don DeWitt for Nutri-Tan in Crestridge Center
Parkville resident and business owner Gary Worden

MEDIA PRESENT: Nancy Jack for Parkville Luminary
Kara Cowie for Kansas City Star
Bill O'Malley for Platte Landmark

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE 12/21/04 MEETING AS PUBLISHED; ALDERMAN POOLE SECONDED; MOTION PASSED 6-0.

MAYOR'S REPORT

Mayor Dusenbery announced the receipt of an anonymous gift of $10,000 to the City of Parkville to use toward a future animal shelter, one which emphasizes "no-kill."

CITIZEN INPUT

The mayor asked for any citizen input. There was none.

CITY ADMINISTRATOR'S REPORT

Work Session re City Hall Expansion 1/25/05. Mr. Turner shared a memo from Project Manager Dan Koch. A work session has been scheduled for Tuesday, January 25th, to discuss space requirements for City Hall.

Northland Chamber of Commerce Membership. Mr. Turner discussed joining the Northland Chamber of Commerce. Mayor Dusenbery said she would not attend all the meetings of this group, and asked aldermen to attend when they can.

ALDERMAN RITTMAN ARRIVED AT 7:10 P.M.

ALDERMAN FERGUSON MOVED THAT THE CITY JOIN THE NORTHLAND CHAMBER OF COMMERCE; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

COMMUNITY DEVELOPMENT

Gymboree in English Landing Center: Request for Change in Use in Old Town District. Mr. Ackerson said this business provides parent-child exercise classes. Thee will be a 15-minute break between classes to lessen the number of vehicles parked there at any given time. The classes will be located on the second floor of the building at 180 English Landing Drive. The Planning Commission voted 10-0 to recommend approval of the change in use. Property owner Tom Hutsler was present and said he would make sure the building has the correct fire rating for the building with a sprinkler system and enough parking.

Alderman Arnold sent a message to the meeting that she had met the owners of the business and would support a vote to approve the change in use.

ALDERMAN FERGUSON MOVED TO APPROVE THE CHANGE IN USE FOR GYMBOREE IN ENGLISH LANDING CENTER; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

Nutri-Tan in Crestridge Center: Request for Change in Use in B-4 District. Mr. Ackerson said this space was part of a larger commercial structure developed prior to annexation by Parkville. Interior alterations will be made to accommodate this business. Parking exceeds our minimum requirements.

ALDERMAN FERGUSON MOVED TO APPROVE THE CHANGE IN USE AS REQUESTED FOR NUTRI-TAN IN CRESTRIDGE CENTER; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

Touche in Parkville Commons: Request for Change of Use in B-4 District. This change involved changing the projected use from retail/office to entertainment use (a night club). Mr. Ackerson said no external modifications to the building were contemplated with the exception of signage. The floor plan was included in the packets. The targeted audience for the club is over 40. There seems to be no conflict with parking for the Community Center, which expects its peak hours to be 4:30-7:30 p.m. Touche expects its peak attendance to be about 9 p.m. Adequate parking is available. Little impact is expected on surrounding buildings

The liquor license will be considered separately. Touche will apply for a resort liquor license.

The smoking issue was discussed. Mr. Accurso said he had no problem with restrictions, as long as they are the same for everyone.

Mr. Friedman asked about emergency egress in case of fire. Business owner Mr. Accurso and property owner Mr. Mancuso showed the openings on the plan and where the openings would be. Hours of operation would be 5 p.m. to 1:30 a.m.

Mr. Sportsman said he was impressed by the letters from businesses near the existing Touche club in Overland Park.

ALDERMAN SPORTSMAN MOVED TO APPROVE THE CHANGE IN USE FOR TOUCHE IN PARKVILLE COMMONS; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Sign permit for Touche in Parkville Commons. Discussion ensued on the sign, pictured in the materials provided in the meeting packets.

ALDERMAN FERGUSON MOVED TO APPROVE THE SIGN PERMIT FOR TOUCHE IN PARKVILLE COMMONS; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Bill to amend Planning & Zoning Code to allow field inspector changes in B-4 zones:

ALDERMAN FERGUSON MOVED THAT BILL 2194, AMENDING THE ZONING CODE TO ALLOW FIELD CHANGES IN B-4 ZONES, BE APPROVED FOR FIRST READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2194 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2194 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2174; ALDERMAN ATKINSON SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill 2194 was posted 12/30/04.

Bill agreeing to sell City of Parkville land to Carol Green Richardson:

ALDERMAN FERGUSON MOVED THAT BILL C/A 129, TRANSFERRING THE DEED FOR CITY LAND TO CAROL GREEN RICHARDSON, BE APPROVED FOR FIRST READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

ALDERMAN FERGUSON MOVED THAT BILL C/A 129 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

ALDERMAN FERGUSON MOVED THAT BILL C/A 129 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 129; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Bill C./A 129 was posted 12/30/04.

POLICE REPORT

Chief Hudson said he would have an ordinance for the next meeting adopting the county emergency plan and making allowances for emergency expenditures.

ACCOUNTS PAYABLE

ALDERMAN FERGUSON MOVED THAT BILL A-757, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-757 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-757 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-757; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill A-757 was posted 12/30/05.

COMMITTEE REPORTS

Ambulance Committee. Mayor Dusenbery said she called MAST and left a message about Mr. Rittman's comments so MAST could address those issues. Mr. Rittman reiterated his comments ---- that before we offer financial assistance we want faster response times. He believes those times are 12 minutes now. He feels that's not acceptable. Kansas City times

are 9 minutes 50 seconds, which is still too high. Mr. Atkinson asked if our officers are there before MAST. Chief Hudson said our officers are generally first, then South Platte, then MAST is third. Mr. Atkinson asked if our officer could put time figures on those responses, and the chief said he didn't see why not.

Chamber of Commerce and Events. Mrs. Lance, speaking for Mrs. Arnold, said there would be a meeting of the Parkville Community Development Commission on January 7th at 5:30 at 5215 Crooked Road.

Community Center. Mr. Sportsman said he was able to have a tour of the almost finished center last week. It is scheduled to open February 19th, he said, and "is going to be spectacular." Mayor Dusenbery said they have lots of facilities for children at no extra charge. Mr. Atkinson asked how they are doing on membership, and Mr. Sportsman said they have exceeded their projection in the north facility, but the building has built-in flexibility, so they can accommodate changing needs. Mayor Dusenbery asked whether Gymboree would have a tie-in with the Y, and they said nothing yet.

Main Street. Mr. Rittman said they talked about holiday lights staying on. The issue was that the lighting was first put in as temporary, and changes need to be made.

ALDERMAN RITTMAN MOVED TO EXTEND THE ILLUMINATION OF HOLIDAY LIGHTS IN PARKVILLE THROUGH WEDNESDAY, MARCH 2, 2005, TO PERMIT TIME TO REVIEW AND TO UTILIZE THE CONCEPT OF LIGHTING ALL YEAR-ROUND; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

There would be a meeting of Main Street the following Tuesday at 9 a.m. at Stone Canyon Pizza.

MARC Smoking Restrictions. Mr. Poole referred to the ordinance draft in their packets which attempts to merge the Kansas City and Springfield smoking restriction ordinances. He would appreciate a work session on the matter, he said, noting the new version looked pretty good to him. Mr. Sportsman asked if issues would be picked up during the work session. Mayor Dusenbery said yes. Mr. McCoy asked if a public hearing would follow the work session. Mayor Dusenbery said yes.

Nature Sanctuary. Mr. McCoy reviewed Mr. Reed's annual report.

Deer Hunt. Mr. McCoy said four large does and two bucks were taken in the deer hunt in the sanctuary. Park University has taken three so far. Mayor Dusenbery said it is customary for first-time deer hunts to have a low count. Mr. Sportsman said the timing was a little off. Mr. Turner said he will be talking about that at the next meeting. The State will take over and we won't have to do anything.

Mayor Dusenbery said one expert suggested they use antique muzzle-loader weapons. Chief Hudson said he was not sure he would like to see antique weapons used. This (archery) is about as safe as we can make it.

Parks. No report. Mr. Rupp said he would have an ordinance prepared for the Board's review at the next meeting. It would merge the Park Committee, the Tree Board, and the Events Committee. Helene Miller of the Department of Conservation is reviewing it.

Planning. Mr. Ferguson said the next meeting would be held Tuesday, January 11th.

Other Business. Mrs. Lance asked aldermen to let her know if they will be attending the Missouri Municipal League Westgate Division dinner Thursday, January 20th.

Signal Lights on Crooked Road. Mr. Rittman asked Mr. Rupp to work with the State on lights on Crooked Road by The National. Mr. Rupp said they're in a construction mode. It's on the list.

Mayor Dusenbery asked residents to please bring tree limbs from the ice storm to the curb within the next week. The crew is trying to get them picked up.

ALDERMAN FERGUSON MOVED TO ADJOURN; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

The meeting was adjourned at 8:12 p.m.

Submitted by Barbara Lance
City Clerk Barbara J. Lance - 1/12/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of February 1, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
January 18, 2005

CALL TO ORDER at 6:03 p.m. in Administrative area

ROLL CALL

Ward 1 Alderman Jack Friedman	- Present
Ward 1 Alderman Charlie Poole	- Present
Ward 2 Alderman David McCoy	- Present
Ward 2 Alderman David Rittman	- Absent with prior notice
Ward 3 Alderman Marvin Ferguson	- Present
Ward 3 Alderman Linda Arnold	- Present
Ward 4 Alderman Marc Sportsman	- Absent with prior notice
Ward 4 Alderman Brian Atkinson	- Arrived at 6:30 p.m.

Also present at Executive Session: Mayor Dusenbery
Eric Zahnd, Mark Gibson for Platte County,
Chief Bill Hudson
Judge Sandra Ferguson
Lt. John Moyer
City Administrator Joe Turner
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite

EXECUTIVE SESSION to discuss litigation per RSMo 610.021(1)

ALDERMAN POOLE MOVED TO ADJOURN INTO EXECUTIVE SESSION TO DISCUSS LITIGATION MATTERS UNDER THE AUTHORITY OF RSMO 610.021 (1); ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

Discussion ensued.

ALDERMAN McCOY MOVED TO RETURN TO OPEN SESSION IN THE BOARDROOM; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

ALSO PRESENT at BA MTG: City Administrator Joe Turner
Police Chief Bill Hudson
Police Lt. John Moyer
Public Works Director Jeff Rupp
Community Development Director Sean Ackerson
Sr. Inspector Paul Giarratana
Project Manager Dan Koch
City Attorney Jack Campbell
Tony Borchers, Deborah Butcher, Tom Hutsler, Harry Sievers
Scott Ritchie, Lex Cameron, Dick Forshoe, Robert Fitzgerald,
Gary Worden, Sandra Kerns, Al Rower, Doug Bias, Jr.

Assistant City Clerk Claudia Willhite
City Clerk Barbara Lance

MEDIA PRESENT: Joe Gleason for Channel 2
Nancy Jack for Parkville Luminary
Kara Cowie for KC Star
Bill O'Malley for Platte Landmark
Mike Horine and Anna Jaffe for Channel 2

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE JANUARY 6, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

CITIZEN INPUT

Request for Approval to Hang Banner for Passport to Parkville

Sandy Shaw and Winnie Wang addressed the board with their request for approval to hang a banner to promote the "Passport to Parkville" event scheduled for January 21. The board approved the request 6-0. Alderman Rittman abstained due to his relationship with the Spellman Medical Foundation that will benefit from the proceeds of this special event.

Update on Main Street Association Restructuring

Due to the length of the agenda, Tom Hutsler requested to postpone this presentation until the next meeting.

Liquor license application for Kelso's to sell beer and light wine.

Liquor license application for Kelso's to sell beer and light wine was reviewed by the board. Brief discussion followed.

ALDERMAN ATKINSON MOVED TO APPROVE THE APPLICATION FROM KELSO'S TO SELL BEER AND LIGHT WINE, ALDERMAN FERGUSON SECONDED, ALL AYE, MOTION CARRIED 7-0.

MAYOR'S REPORT

Mayor Dusenbery requested approval to accept an amendment to the published agenda to allow consideration of a request from Mike Newburger to hold a National Volvo event in Parkville.

ALDERMAN ATKINSON MOVED TO ACCEPT THE AMENDED AGENDA, ALDERMAN ARNOLD SECONDED, ALL AYE, MOTION CARRIED 7-0.

Request to hold 2005 National Volvo Meet in Parkville

Mike Newburger provided details regarding the proposed Volvo Meet that his group is requesting to hold in Parkville on September 17, 2005. The Meet will involve approximately 100 – 150 cars of varied vintages and there will be a judging event. Public Works Director Jeff Rupp said that he and John Conrad have met with Mr. Newburger to review the details and Ballfield 1 in English Landing Park is available and appropriate to accommodate this request. Alderman Friedman

asked about a limit on the number of cars that register for the event. Mr. Newburger said that he doubted that the figures would exceed what has been projected but he could coordinate the process to insure that it will be limited to 100 – 150 Volvos.

ALDERMAN FRIEDMAN MOVED TO APPROVE THE REQUEST TO HOLD THE NATIONAL VOLVO MEET IN PARKVILLE ON SEPTEMBER 17, 2005, ALDERMAN FERGUSON SECONDED, ALL AYE, MOTION CARRIED 7-0.

Downtown Lighting – Report by Paul Giarratana

Sr. Building Inspector Paul Giarratana gave a detailed report that included a slide show showing existing problems with the current electrical system used for the holiday lighting in the OTD area. A paper copy of this presentation will be on file with these minutes. Mr. Giarratana provided an estimate annual cost for 3,500 lamps based on $.87 per hour. He noted the estimates that follow do not include any installation or maintenance costs and they are: six hours per day for $1,902 per year; eight hours per day for $2,536 per year and twelve hours per day for $3,804 per year,

Discussion ensued. Neil Davidson concurred with Mr. Giarratana's report and said that his prior estimate on this cost had a math error that caused his estimate to be too low. Based on the information provided in this report and the grand total of approximately $26,000 for all the electric work, panel replacements, bulbs and related installation costs, in addition to the annual electricity bill of approximately $3,500 per year, it was determined this is an non-budgeted item that the city can not commit to take on. Mayor Dusenbery said that she has explained to the Main Street Association that this is not an expense in the city's approved 2005 budget. She asked the board if they had any additional comments or questions. There were none. The mayor stressed that the city was not against this lighting proposal but the city can only offer to possibly help with expertise and labor, and would not be able to help financially in 2005. The mayor thanked Mr. Giarratana and Neil Davidson for all their research on this matter and asked the Main Street Association to review the issue for what they might be able to do collectively to accomplish the year-round lighting goal.

Northland Chamber of Commerce Marketing Event in Jefferson City

The mayor referred the board to a proposed plan summary drafted by Barbara Lance for the City of Parkville to participate in the Northland Chamber of Commerce marketing exhibit in Jefferson City scheduled for April 18, 200~~4~~5 csw

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST TO PARTICIPATE IN THE NORTHLAND CHAMBER OF COMMERCE MARKETING EVENT IN JEFFERSON CITY ON APRIL 18, 2005, ALDERMAN POOLE SECONDED, ALL AYE, MOTION CARRIED 7-0.

CITY ADMINISTRATOR'S REPORT

City Attorney Jack Campbell informed the board of a decision rendered in our favor regarding the lawsuit on the APEX Plaza development that challenged our zoning procedures. The mayor asked Mr. Campbell to check and report back to the board on how much this lawsuit costs the city.

City Administrator Joe Turner reviewed his policy report regarding the ordinance for approval of the neighborhood improvements to the National Southside area. Mayor Dusenbery commented on

the dramatic improvement this will make to traffic flow on Crooked Road. Tony Borchers was available to answer any questions or concerns. Mr. Borchers added that this agreement would not in any way, usurp the city's power or authority to review and inspect improvements made within the City of Parkville for this project funded by support from Platte County.

Bill to Approve Agreement re National Southside N.I.D.

ALDERMAN FERGUSON MOVED THAT BILL C/A 130, AN ORDINANCE APPROVING AGREEMENT WITH PLATTE COUNTY FOR THE NATIONAL SOUTHSIDE N.I.D., BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 130 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 130 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 130; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

AYES: ALDERMEN ARNOLD, RITTMAN, ATKINSON, FRIEDMAN, McCOY, FERGUSON AND POOLE.

Bill C/A 130 was posted on 01/14/05.

Request for Approval to purchase Channel 2 Equipment

Joe Turner reviewed the request for board approval to proceed with the Channel 2 equipment purchase as submitted in the approved Channel 2 Master Plan. Brief discussion followed. Gary Worden said he would look at the options for potential funds from various PCDC sources to install a microwave that would allow roving camera filming with a view of the City of Parkville. Anna Jaffe said that she and Mike Horine will perform an assessment of what this would require as soon as weather and schedule will allow. Alderman Rittman asked that they also consider provision for capacity to do live broadcasts from the field.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST TO PROCEED WITH THE CHANNEL 2 EQUIPMENT PURCHASE, NOT TO EXCEED $8,000, ALDERMAN RITTMAN SECONDED; ALL AYE, MOTINO PASSED 7-0.

Bill to Authorize Mayor to sign maintenance contract with E & M Precast

Mr. Turner explained that this is a small recurring maintenance contract that is presented in ordinance form as done in the past.

ALDERMAN FERGUSON MOVED THAT BILL C/A 131, AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A MAINTENANCE CONTRACT WITH E&M PRECAST FOR THE SEWER JET AERATION SYSTEM AT THE STREET BARN, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 131 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 131 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 131; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

AYES: ALDERMEN ARNOLD, RITTMAN, ATKINSON, FRIEDMAN, McCOY, FERGUSON AND POOLE.

Bill C/A 131 was posted on 01/14/05.

Memo re Work Sessions scheduled

Joe Turner reviewed his memo regarding two scheduled work sessions, one for January 25th to discuss City Hall Improvements and space needs analysis with WSKF and the other one on February 7th to discuss the Smoke-free Issue. Alderman Rittman pointed out that Platte County is having a public meeting on January 25th regarding traffic problems and proposed solutions for Barry Road and I-29 that causes a schedule conflict for anyone wanting to attend both. Discussion followed and it was agreed by all to move the January 25th work session to Monday, January 24th.

COMMUNITY DEVELOPMENT

Public Hearing to consider an application to rezone land at Hwy 45 & Brink-Myer Rd.

Community Development Director Sean Ackerson reviewed details submitted in his policy report for the issue of rezoning approximately10.47 acres located at Highway 45 and Brink-Myer Road from Platte County P-1 and C-H to Parkville B-2. He pointed out that this is coming before the board as a public hearing. The first public hearing was presented before the Planning Commission on December 14, 2004. (Note: A copy of application summary and all supporting documentation, map and application history is on file with the approved ordinance in the city clerk's office).

The applicant, Mr. Farley, Vertical Ventures, noted that the Platte C-H and Parkville B-2 are very similar zoning and this is just the first step to any development proceeding in that area.

The mayor then opened the public hearing regarding application to rezone land at Hwy 45 & Brink-Myer Road.

Scott Ritchie, a resident of unincorporated Platte County, requested that the process regarding such zone changes be improved. He stated that a preliminary plan should be required prior to any rezoning approval. Mr. Ritchie requested to have the issue tabled tonight until more information is available such as lighting concerns, privacy remaining for homes affected and traffic/speed limit issues.

Lex Cameron, a homeowner who lives close to the development area being discussed, suggested that International Dark Sky regulations should apply. He said he was concerned with the truck noise this development might bring.

Dick Forshoe echoed similar concerns regarding traffic, lighting, and noise. Mr. Forshoe requested to table the issue until full cooperation from MODOT is received.

Mr. Farley, the applicant, said there absolutely would not be a truckstop in this development. He added that until a final plat can be determined, there really isn't anything to discuss in a full neighborhood meeting.

The mayor closed the public hearing.

ALDERMAN FERGUSON MOVED THAT BILL 2195, AN ORDINANCE REZONING 10.47 ACRES GENERALLY LOCATED AT THE SOUTHWEST CORNER OF HIGHWAY 45 A.K.A. TOM WATSON PARKWAY AND BRINK-MYER ROAD FROM PLATTE COUNTY P-1 AND C-H TO PARKVILLE B-2 (GENERAL BUSINESS), BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2195 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2195 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2175; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

AYES: ALDERMEN RITTMAN, FRIEDMAN, POOLE, FERGUSON, ATKINSON, McCOY AND ARNOLD

Bill 2195 was posted on 1/14/05.

Sign permit for Pride Cleaners (B-4)

Following brief discussion on the sign permit requested by Pride Cleaners, ALDERMAN POOLE MOVED TO APPROVE SIGN PERMIT AS REQUESTED BY PRIDE CLEANERS WITH THE STIPULATION THAT PARKVILLE COMMONS HAS APPROVED THE SIGN AND ILLUMINATION PERIOD WILL BE A MAXIMUM OF 5 AM TO MIDNIGHT; ALDERMAN ARNOLD SECONDED; ALL AYE, MOTION CARRIED 7-0.

Request for approval of Car Wash by S & O Development

Sean Ackerson reviewed his staff report on the application submitted by S & O Development and RD&H LLC requesting approval of a proposed change of plan and use in a "B-4" district to allow for Parkville Commons Carwash at the SW corner of 63rd Street and Highway 9. (Said report is attached to official minutes on file.) Mr. Ackerson reported that the proposed plan does match the design of other Parkville Commons buildings and landscaping in this design exceeds the requirements. He then reviewed a communication (also attached to these minutes on file) from Jay Norco, Shafer, Kline & Warren, Inc., regarding their review of the preliminary site plan for this car wash. Public Works Director Jeff Rupp said that he shares the concerns expressed by SKW, especially regarding the oil separator. Alderman Rittman asked if the carwash will generate any significant sales tax revenue and Darrell Parrish, RDH, LLC confirmed that it would not.

ALDERMAN FRIEDMAN MADE A MOTION TO TABLE THIS REQUEST UNTIL A FUTURE MEETING WHEN MORE OF THE OUTSTANDING QUESTIONS AND CONCERNS CAN BE ADDRESSED; ALDERMAN ATKINSON SECONDED, ALL AYE, MOTION CARRIED.

A request then came from several people in the audience for opportunity to express their views and concerns about this specific application. Discussion ensued. As a point of order, the issue was then removed from the table to allow concerned citizens to speak.

ALDERMAN FRIEDMAN MOVED TO REMOVE THE ISSUE FROM THE TABLE, ALDERMAN ARNOLD SECONDED, ALL AYE, MOTION CARRIED.

Sandra Kerns said she especially wanted to speak while city attorney, Jack Campbell was still there because she had serious doubts about the interpretation of zoning for that area that he might need to research. She added that a couple of years ago there was a similar application requesting approval for a car wash in that area that was denied due to zoning issues. She added that this would add to existing flooding problems on 63rd Street and quality of life issues for nearby residents.

Al Rower said he wanted to point out that the original shopping center approval did not include a car wash. Mr. Rower expressed traffic concerns and how long lines waiting to use the car wash would be addressed.

Scott Ritchie expressed safety concerns about potential chemical spills, ignitable items and proper exits.

Doug Bias Jr. shared his opposition based on concerns for the safety of children in the neighborhood due to the increased traffic this will bring and the school bus stopping on Highway 9. He also shared concerns regarding added noise pollution from the high-pressure blowers.

Brief discussion followed and it was agreed that more time is required to study the request and for the applicant to reply to the neighborhood concerns.

ALDERMAN FRIEDMAN MOVED TO RETABLE THE ISSUE, ALDERMAN ARNOLD SECONDED, ALL AYE, MOTION CARRIED 7-0.

PUBLIC WORKS

Bill to authorize Amendment to Municipal Code Chapter 150 (to allow merging of Tree Board, Parks Committee and Events Committee)

Public Works Director Jeff Rupp reviewed his report on the proposed bill to authorize an amendment to Municipal Code Chapter 150. This will allow the merging of the current Tree Board, Parks Committee and Events Committee. Mr. Rupp pointed out that since the packets were distributed, it has been recommended that it would be wiser to establish this new board as a 9-member board from the start. This would change the number of 1-year commissions from 2 members to 4 members. Discussion followed.

ALDERMAN FRIEDMAN MOVED TO TABLE THE ISSUE UNTIL THE DISCUSSED REVISIONS CAN BE MADE AND BROUGHT BACK TO THE BOARD AT THE FEBRUARY 1ST MEETING, ALDERMAN ARNOLD SECONDED, ALL AYE, MOTION CARRIED 7-0.

POLICE DEPARTMENT REPORT

Chief Hudson stated that it's occurred to him after three hours into the meeting, to ask Barbara Lance if it's possible in the future to draw straws for placement on the agenda.

He provided update on recent auto thefts all over the area. With cooperation of the victims and Platte County law enforcement as well as investigation by Parkville officers that included dumpster diving, most of the stolen property has been recovered and charges have been made.

Deer Hunt Update

Future deer hunt dates must be decided by mid-February. Chief Hudson's recommendation was for November 5th –11th . He pointed out that is a time of higher deer activity and while school is still in session. The second time frame he recommended was January 3rd through the 8th 2006. The total of deer taken during the recent deer hunt was 13, three bucks and seven does from the Nature Sanctuary and two bucks and one doe from Park University.

ALDERMAN FRIEDMAN MOVED TO ACCEPT THE RECOMMENDED DATES OF NOVEMBER 5-11, 2005 AND JANUARY 3-8, 2006 FOR THE NEXT SCHEDULED ARCHERY DEER HUNT, ALDERMAN RITTMAN SECONDED, ALL AYE, MOTION CARRIED 7-0

Bill to authorize Platte County Emergency Operations Plan

Chief Hudson explained the need for approval of the bill to authorize adoption of the Platte County Emergency Operations Plan submitted in the packets tonight. He noted that this is an important tool for dealing with emergencies and an officially adopted emergency plan is a requirement for national and state assistance in disasters and emergencies.

ALDERMAN FERGUSON MOVED THAT BILL 2196, AN ORDINANCE APPROVING ADOPTION OF THE PLATTE COUNTY EMERGENCY MANAGEMENT PLAN, ADDING CHAPTER 201 TO THE PARKVILLE MUNICIPAL CODE, CREATING A PARKVILLE EMERGENCY MANAGEMENT AGENCY; NAMING THE CITY ADMINISTRATOR AS THE DIRECTOR OF THE PARKVILLE EMERGENCY MANAGEMENT AGENCY; AND AMENDING RESOLUTION 99-7-1 TO ALLOW EMERGENCY PURCHASES BY ANY DESIGNEE OF THE DIRECTOR OF THE PARKVILLE EMERGENCY MANAGEMENT AGENCY, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2196 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2196 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2176; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

AYES: ALDERMEN RITTMAN, FRIEDMAN, POOLE, FERGUSON, ATKINSON, McCOY AND ARNOLD

Bill 2196 was posted on 1/14/05.

ACCOUNTS PAYABLE A-758

ALDERMAN FERGUSON MOVED THAT BILL A-758, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-758 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-758 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-758; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill A-758 was posted on 1/14/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee (Mayor Dusenbery) – Mayor Dusenbery reported she will be discussing ambulance issues at the Mayors' Meeting on the 26th.

Chamber of Commerce/Events (Mrs. Arnold) – Reminder was given by Mrs. Arnold of the Business after Hours event Thursday evening 5-7 at HMS Beagle Science Store and the Business over Breakfast at Nick & Jakes at 7:30 a.m. on January 28th.

Channel 2 and Website (Mr. Atkinson) – No report.

Community Center (Mr. Sportsman) – No report.

Financial Report (Mr. Ferguson) – No report.

Main Street Parkville (Mr. Rittman) – Deferred until next meeting.

MARC Smoke-free Communities issue (Mr. Poole) – Reminder of work session at 7:00 p.m. on February 7th at city hall.

Nature Sanctuary (Mr. McCoy) – Deferred until next meeting.

Parks (Mr. Poole) – No report.

Planning (Mr. Ferguson) – No report.

ADJOURNMENT

ALDERMAN ATKINSON MOVED THAT THE MEETING ADJOURN; ALDERMAN POOLE SECONDED, ALL AYES; MOTION CARRIED 7-0.

The meeting adjourned at approximately 9:58 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite - 1/28/05

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
January 24, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 7:10 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Charlie Poole	- not present (gave prior notice)
Ward 2 Alderman David McCoy	- present
Ward 2 David Rittman	- present
Ward 3 David McCoy	- present
Ward 3 Linda Arnold	- present
Ward 4 Marc Sportsman	- not present (gave prior notice)

ALSO PRESENT"	City Administrator Joe Turner
	Director of Public Works Jeff Rupp
	Director of Community Development Sean Ackerson
	Police Lt. John Moyer
	Project Development Manager Dan Koch
	Municipal Judge Sandra Ferguson
	City Clerk Barbara Lance
	Assistant City Clerk Claudia Willhite
	Architect Rick Kuhl of Williams Spurgeon Kuhl & Freshnock
	Resident and Candidate Deborah Butcher
	Resident and Candidate Tom Hutsler
MEDIA PRESENT:	Resident and Relief Camera Operator Harry Sievers
	Channel 2 Consultant Mike Horine
	Kim Bui, Kansas City Star

There was a delay while Mr. Kuhl returned to his office for a computer disc.

Mr. Kuhl distributed two documents - Preliminary Space Needs, and Data Collection, Final Document. Project Manager Dan Koch later informed us the latter was not a final document, and no document will be final until the Board of Aldermen has signed off on it.

Mr. Kuhl went over the documents with the Board. After his presentation comments from aldermen, the judge and staff touched on the lack of a video room in the plan, the need for heightened security in the courtroom, the legal requirements for an elevator and sprinklers, a common break space and lunch room (not one just for the Community Development Department), and the need for a kitchenette downstairs, and more on-site parking for the Court.

Mr. Rittman suggested we go to long-term needs instead of doing a fix-it job that would have to be redone in another ten years.

The next stage for this project will be a meeting on design options for short-term and long-term needs.

Mr. Ferguson wants to see about acquiring additional property in the immediate vicinity.

The session was closed at 8:45 p.m.

Submitted by Barbara J. Lance

City Clerk Barbara J. Lance - 1/26/05

Minutes of Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
February 1, 2005

These minutes are not official until they have been approved by the Board of Aldermen at the meeting of February 15, 2005.

CALL TO ORDER

Mayor Pro Tem Marvin Ferguson called the meeting to order at 7:00 p.m., and explained that Mayor Kathryn Dusenbery was ill.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Charlie Poole	- ABSENT - ILL
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- ABSENT WITH PRIOR NOTICE
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
Police Chief Bill Hudson
Public Works Director Jeff Rupp
Community Development Director Sean Ackerson
Project Manager Dan Koch
City Attorney Jack Campbell
City Clerk Barbara Lance
Danny Accurso requesting resort liquor license for Touche
Kenny Parrish requesting permission for Riegelman Run and presenting lighting offer for English Landing Park.
John Miller for Friends of the Parkville Animal Shelter requesting permission for FoPAS Auction May 1
Boy Scout Zach McPherson
Tom Hutsler for Main Street Parkville Association

MEDIA PRESENT: Nancy Jack for Parkville Luminary
Marte Zirschky for Platte Dispatch
Kim Bui for Kansas City Star
Bill O'Malley for Platte Landmark

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE JANUARY 18, 2005 BOARD OF ALDERMEN MEETING; ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED 6-0.

Mayor Pro Tem Ferguson announced the following items would be deferred to the next meeting:

1. Tom Hutsler's report on restructuring of MSPA, deferred at Mr. Hutsler's request.
2. Deborah Butcher's update on marketing agreement among City, County and State, deferred because of Mrs. Butcher's illness.
3. Consideration of car wash in Parkville Commons, deferred at applicants' request.
4. Consideration of ordinance to merge Parks Committee, Tree Board and Events Committee, deferred because of illness of Mayor Dusenbery and Parks Committee member Mrs. Butcher.

ALDERMAN ATKINSON MOVED TO TABLE THE ABOVE ITEMS UNTIL THE BOARD MEETING OF FEBRUARY 15, 2005; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 6-0.

CITIZEN INPUT

Liquor License for Touche. Mr. Accurso was there to request a resort liquor license for his nightclub, Touche. He will abide by the requirements (to sell $50,000 of food annually) by working with local restaurant YaYa's to provide food.

ALDERMAN ATKINSON MOVED TO APPROVE A RESORT LIQUOR LICENSE FOR TOUCHE CONTINGENT UPON RECEIPT OF A CERTIFICATE OF OCCUPANCY ISSUED BY OUR COMMUNITY DEVELOPMENT DEPARTMENT; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

Banner Approval for Art at Park. Mrs. Lance explained that Park University representative Linda Doubenmeier requested banner approval for Art at Park, but that Mrs. Doubenmeier lives in Marshall and was not able to come down for the meeting. The banner would be the same as the one erected last year.

ALDERMAN FRIEDMAN MOVED TO APPROVE AN ART AT PARK BANNER; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 6-0.

2004 Turkey Trot. Mr. Parrish thanked the City for its support for the Turkey Trot in November, and said he brought a box of extra T-shirts for City officials and staff. Despite the severe weather, attendance was down only about 100-150 from last year, which was the event's record attendance year. Most of the profits will go into improving the trail in English Landing Park, but, as is their custom, the River Trail Committee will give $1,000 go directly to the Nature Sanctuary. He handed a check for the sanctuary to the city clerk.

2005 Riegelman Run. Mr. Parrish said the date for this event is April 3rd; they will sign up at The Olde Mill before the race, and enjoy a pancake breakfast at Park University afterwards. They would like permission for the race, and to have a banner hung. Their insurance is in place.

ALDERMAN FRIEDMAN MOVED TO APPROVE THE REQUEST OF THE RIVER TRAIL COMMITTEE FOR THE ANNUAL RIEGELMAN RUN, AND FOR HANGING OF A BANNER; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

Lighting of English Landing Park. Mr. Parrish had portfolios with pictures of light fixtures distributed to officials before the meeting. The River Trail Committee is offering $20,000 for this purpose, which they figure will allow the installation of 12 light assemblies, more if City staff does some of the trenching, etc. Banners, electrical outlets, etc., can be easily attached to the poles, and they are vandal-resistant. The River Trail Committee will offer additional funding in subsequent years and has funding for the first two years now. The hours of lighting would be at the City's option. Holopane, the projected supplier, has been in business for over 100 years.

Mr. Parrish asked officials to review the material between now and the next meeting. He said they would return on February 15th to answer their questions. If they decide to approve the installation, the River Trail Committee would proceed. He advised that there is sometimes a substantial period between ordering and receipt of the materials. These installations can be seen in Raymore-Peculiar Park and at Shawnee Mission Park.

Mr. Ferguson thanked him, saying the lighting would be a wonderful project and one of great benefit to the park patrons. He hoped the Board would be able to work with the committee and get it done as soon as possible. Mrs. Arnold said lighting would add a lot to our festivals.

Friends of the Parkville Animal Shelter Auction. Mr. Miller said this group would like to have their second auction on May 1st. They would like to use Farmers Market again, to have a banner hung, and to use the train depot for a silent auction. They currently use the depot for their meetings, and know how to take care of it.

ALDERMAN ARNOLD MOVED TO APPROVE ALL OF THE ABOVE REQUESTS – USE OF THE FARMERS MARKET AND THE DEPOT MAY 1st, AND THE BANNER; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 6-0.

MAYOR'S REPORT

Mr. Ferguson read a joint resolution between Platte County Commissioners and the Parkville Board of Aldermen strongly urging the Missouri Department of Transportation (MoDOT) to widen and improve Highway 45 as soon as possible.

ALDERMAN McCOY MOVED TO SIGN AND DELIVER THE RESOLUTION; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

A report on a meeting with Arabia Museum owners was included in the packets.

CITY ADMINISTRATOR'S REPORT

Mr. Turner said at the next meeting he will have a response to the management letter included in the auditor's report last year.

COMMUNITY DEVELOPMENT REPORT

Mr. Ackerson said they called people who had contacted them since the last meeting about the car wash, and told them the matter would not be considered until the next meeting.

Mr. McCoy brought up the subject of how to let people know when items are tabled. If a large group is expected, he said, the number of minutes to allow each speaker could be decided before the meeting begins. Mr. Ferguson suggested aldermen give the matter some consideration and come up with a policy. He asked Mr. Ackerson to provide input on the matter. Mr. Ackerson agreed.

PUBLIC WORKS

Mr. Koch distributed booklets entitled "Public Works Department Comprehensive Asset Management Plan, in accordance with GASB 34 Public Infrastructure Asset Management Guidelines." It is available at City Hall for review. Mr. Rupp commended Mr. Koch for his valuable assistance in putting the material together.

Ordinance to renew contract with Asplundh for tree work. Mr. Rupp credited the renewal to the good experience with Asplundh to date. The renewal adds an additional cost for discarding the tree debris they carry off, as IT is an additional cost Asplundh did not have to pay before.

Ordinance to contract for sand cover at garage. Mr. Rupp said this item was budgeted at $75,000 in the 2005 budget. Alan Schank has negotiated a contract with Heartland Cover-All to provide this. The contract is for an amount not to exceed $56,619.24, but does not include the asphalt the City crew will put in place before the sand cover is delivered. Most of the items on this contract are estimated, because they depend on the cost of the design. He thanked Mrs. Lance for protecting the City with language she inserted in the contract.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL C/A 132, RENEWING THE CONTRACT WITH ASPLUNDH, FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL C/A 132 ON FIRST READING AND PASS IT TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL C/A 132 ON SECOND READING TO BECOME ORDINANCE C/A 132; ALDERMAN ATKINSON SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill C/A 132 was posted 2/1/05.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 133, CONTRACTING FOR A SAND COVER AT THE CITY GARAGE, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 133 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT C/A 133 BE APPROVED ON SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill C/A133 was posted 2/1/05.

BOY SCOUT

Boy Scout Zach McPherson, Troop #444, came to the podium and said he is working on his communications badge. Mr. Ferguson welcomed him.

POLICE REPORT

Chief Hudson said that Officer Kris Cornell has been actively involved with Special Olympics for several years and does the "polar plunge" every winter. He said he thought a number of people would be pleased to have him jump in the lake, and he told Officer Cornell he would do that if enough people donated to have that happen. He invited people to contact Kris Cornell at the Police Department before February 12th if they wanted to donate.

ACCOUNTS PAYABLE

ALDERMAN FRIEDMAN MOVED THAT BILL A-759, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL A-759 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL A-759 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-759; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill A-759 was posted 2/1/05.

COMMITTEE REPORTS

Ad Hoc Ambulance Committee. No report.

Chamber of Commerce/Events. Mrs. Arnold said they had a great turnout at Business After Hours, and also at Business Over Breakfast. Mayor Kay Barnes spoke at the latter event, which was held at Nick & Jake's.

Channel 2. No report.

Community Center. No report.

Main Street Parkville Association. Mr. Rittman invited Mr. Hutsler to come to the podium and make the report. Mr. Hutsler said at the last MSPA meeting they discussed Christmas lighting. It was moved at the last meeting for MSPA to cover any cost incurred by the City regarding Christmas lights. Most of the property owners or tenants agreed to pay for the lights on their buildings. Under the direction of Neil Davidson volunteers will help string the new lights on those buildings. They did replace a lot of lights on the east side of Main. Mr. Hutsler will pay for replacement of English Landing Center lights. Any electricity that's currently being paid by the landlords or tenants will be paid by them. MSPA will pay any costs the City is paying. There are some code issues. The City actually installed the lights on which there are code issues. He will get together with Senior Inspector Paul Giarratana and work out those costs.

Smoke-free MARC issues. There will be a work session on Monday, February 7th, at 7 p.m.

Parks. No report.

Nature Sanctuary. No report.

Planning and Zoning. Mr. Ferguson said the Planning Commission will meet next Tuesday, February 8.

OTHER BUSINESS

SPFPD Response Times. Mrs. Lance said this report was included in the packets because Mayor Dusenbery thought it was a good report and she wanted everyone to see it.

MAST Response Times. Chief Hudson said he looked into the MAST issue; response times are running right at 9.2 minutes. The longest time was 23 minutes.

Mr. Rittman said he is trying to lobby MAST to station a unit here before we commit to any financial support.

ALDERMAN ATKINSON MOVED TO ADJOURN; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

The meeting was adjourned at 8 p.m.

Submitted by Barbara J. Lance

City Clerk Barbara J. Lance - 2/4/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of March 1, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
February 15, 2005

Mayor Dusenbery called the meeting to order at 7:00 p.m. in the board chambers.

ROLL CALL

Ward 1 Alderman Jack Friedman	- Present
Ward 1 Alderman Charlie Poole	- Present
Ward 2 Alderman David McCoy	- Present
Ward 2 Alderman David Rittman	- Present
Ward 3 Alderman Marvin Ferguson	- Present
Ward 3 Alderman Linda Arnold	- Absent with prior notice
Ward 4 Alderman Marc Sportsman	- Present
Ward 4 Alderman Brian Atkinson	- Present

ALSO PRESENT: City Administrator Joe Turner
Police Lt. John Moyer
Community Development Director Sean Ackerson
City Attorney Jack Campbell
Frank Muehlbach, Jim Allen, Ken Parrish,
Jason Otke, Darrell Parrish, Harry Sievers
Deborah Butcher, Tom Hutsler, Harry Sievers
James and Vicki Raine, Al Rohr, Bill Grigsby,
Assistant City Clerk Claudia Willhite
Boy Scout Zach Hamilton

MEDIA PRESENT: Joe Gleason for Channel 2
Nancy Jack for Luminary
Kim Bui for KC Star
Bill O'Malley for Platte Landmark
Mike Horine and Anna Jaffe for Channel 2

BOY SCOUT

Boy Scout Zach Hamilton from Troop 1633 came to the podium to introduce himself and stated he was attending for his citizenship and community merit badge. Mayor Dusenbery welcomed him and briefly explained how the city is divided into four wards with two aldermen representing each ward.

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE FEBRUARY 1, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 7-0.

CITIZEN INPUT

Deborah Butcher – Update on Marketing Partnership with Platte County and State of Missouri

Mrs. Butcher gave her update regarding Parkville's Chamber of Commerce Marketing Partnership with Platte County and the State of Missouri. She distributed a project update report that included a copy of the "Spring Insert Advertorial" and a Destination Marketing Plan Summary. Mrs. Butcher explained some of the strategies that comprise the marketing plan designed to increase awareness of Parkville's many offerings. Among those strategies is the creation of an ad hoc marketing/promotions committee with representation from the Chamber of Commerce, the Parkville Community Development Corporation (PCDC), Main Street, Downtown Business Owner/Operators, Uptown Business Owner/Operators, Park University, The National Golf Club and the City of Parkville.

Main Street Restructuring

Tom Hutsler requested to postpone this agenda item until the next meeting to allow more time to finalize details of the presentation.

MAYOR'S REPORT

Update on Highway 45 Expansion

Mayor Dusenbery reviewed her memo to the board providing update on efforts to move the expansion of 45 Highway to a higher priority rank with MoDOT. She explained that staff attended a meeting on February 3 hosted by MARC to discuss and develop priorities for Amendment 3 bond projects currently in MoDOT's system. During the meeting, she said, the Highway 45 project gained viability and moved from a low priority on the selection list to one of the top seven (7) to be considered for further ranking in Jefferson City on February 15th. Public Works Director Jeff Rupp was not at the board meeting because she had asked him to be in Jefferson City that day to help support this important effort. She said Mr. Rupp will provide further update to the board at the March 1st meeting. Note: A copy of the mayor's memo to the board is attached to the original copy of these minutes on file.

CITY ADMINISTRATOR'S REPORT

Bill to Approve Promotion of Jennifer Gauer to Administrative Court Clerk
Mr. Turner directed the board to two hiring ordinances related to the Municipal Court.

ALDERMAN FERGUSON MOVED THAT BILL 2197, AN ORDINANCE AUTHORIZING THE PROMOTION OF JENNIFER GAUER TO ADMINISTRATIVE COURT CLERK, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2197 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2197 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2177; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2197 was posted on 2/11/05.

Bill to Approve Employment of Julia Worster as Court Clerk

ALDERMAN FERGUSON MOVED THAT BILL 2198 AN ORDINANCE AUTHORIZING THE EMPLOYMENT OF JULIA WORSTER AS COURT CLERK, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2198 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2198 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2178; ALDERMAN FRIEDMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2198 was posted on 2/11/05.

Request for Approval of City Administrator's reply to Auditor's Management Letter

Mr. Turner then reviewed the letter he drafted in response to the Auditor's Management Letter for the 2003 Audit. He noted that capital improvements projects and equipment for a 5-year plan are expected by June 5th for board review and accrual method is now being implemented as recommended. Alderman McCoy expressed his support of staff response to the auditor's recommendation and pointed out that there now is a financial committee that meets quarterly to review progress and address any problems or concerns to stay on target.

ALDERMAN McCOY MOVED TO ACCEPT THE CITY ADMINISTRATOR'S REPLY TO AUDITOR'S MANAGEMENT LETTER AS SUBMITTED; ALDERMAN FERGUSON SECONDED; ALL AYE. MOTION PASSED 7-0.

Memo re Work Session Rescheduled

Mr. Turner directed the board to his memo in the packets regarding the recommended reschedule date for the work session on the Smoke-free Issue. The reschedule date, he said, will be Tuesday, February 22nd at 7 p.m. in the board chambers. There will be an agenda for this work session. Mayor Dusenbery asked for confirmation from the board that this work session will not need to debate whether smoking is a serious health risk or not. She said that she feels no one on the board would deny that smoking is bad for health reasons but the real topic should be how to best address the issue for the City of Parkville.

COMMUNITY DEVELOPMENT

Sign permit for Hilltop Tap Room (B-4)

Community Development Director Sean Ackerson explained that the Hilltop Tap Room was previously referred to as "Shankers Bar and Grille" with use approved by the Board on August 17, 2004. Business owner, Joe Guminger, is still finishing up his remodeling of the business and now requests board approval for the sign application as submitted in the packets. Mr. Ackerson noted that they have received written confirmation from the managing agent for Crestridge Shopping Center where the sign will be and they have approved the sign. He added that the Planning and Zoning commission has approved the sign as well.

ALDERMAN FRIEDMAN MOVED TO APPROVE SAID REQUEST FOR THE HILLTOP TAP ROOM SIGN AND SAID THE ILLUMINATION PERIOD WILL BE A MAXIMUM OF 5 AM TO MIDNIGHT OR CLOSING; ALDERMAN FERGUSON SECONDED; ALL AYE, MOTION CARRIED 7-0.

Request for Change of Use Permit at 200 Main St.

Roger Walker and Jason Grill were there to answer any questions the board had regarding this change use request in OTD. Mr. Ackerson explained that the applicant is seeking approval of law offices in a residential structure in the OTD to allow for a home law office with the potential to expand to a law office use only. Mr. Ackerson reported that the Planning and Zoning Commission has approved this request, and adequate parking is available either scenario. The applicant, Mr. Grill, will teach 9 hours of masters and undergraduate classes at Park University and will attend court regularly throughout Platte and Clay counties. Any larger legal meetings will be held at the law office of his father, Bradley Grill on Barry Road.

ALDERMAN ATKINSON MOVED TO APPROVE THE PROPOSED CHANGE OF USE AS SUBMITTED; ALDERMAN FRIEDMAN SECONDED; ALL AYE, MOTION CARRIED 7-0.

Request for approval of Car Wash by S & O Development

Mr. Ackerson reviewed the history of this application by S&O Development requesting approval for a planned district development permit that would allow for a state of the art car wash at Parkville Commons.

The mayor then asked to hear from the applicant.

Darrell Parrish, RDH, LLC and Jim Allen with River North Development came to the podium to review their request, and answer any questions from the board or audience. They distributed copies of over 30 letters of support for the proposed car wash and had a visual slide presentation to help explain the current layout and design. The hours of operation will be 7 a.m. to 7 p.m. and may be adjusted seasonally when winter affects demand. They noted that the speed of the conveyer is anticipated to be higher than the line of waiting customers. The dedicated drying chamber will be enclosed and 25 feet from the exit door to help reduce noise and designed to result in a northerly pattern of any noise projection. They expect little impact to the surrounding area because of the state of the art technology involved in the design of this facility. Alderman Poole asked if the detail work will be done under cover and Mr. Parrish confirmed that it would be done inside. Alderman Sportsman asked about the distance from the proposed car wash to the nearest property. Mr. Ackerson said it was somewhere between 50 – 60 feet. He then reviewed other staff comments previously submitted regarding the proposed use equivalency noted in a letter from City Attorney Jack Campbell; Shafer, Kline and Warren's traffic comments noting consistent location of driveways are actually an improvement from the original design, and trees with needles such as evergreens will replace the original landscaping planned to provide a year-round noise buffer. The mayor then asked to hear from residents.

Al Rohr who lives in Pinecrest said he thought the design looks good and he is in support of the car wash.

Vicki Raine who lives in Pinecrest expressed concern noting that she feels the city often abandons careful long range planning for short notice changes to designs that later result in problems. She

expressed concerns about traffic issues and children safety and noted they still have a culvert issue in Pinecrest and promised repaving that has been postponed.

The mayor read a response from Public Works Director Jeff Rupp and said she will have Mr. Rupp contact Mr. and Mrs. Raine to explain what has been done to address that problem.

Bill Grigsby, a Parkville resident for over 35 years, said he was there to commend everyone for coming together to help the city move forward in such a positive way. He said that Parkville is a town made of special contributions and efforts of its many volunteers and residents coming together to make things happen. He remarked on the many positives that Parkville now has to offer such as the Sluggers baseball team and the new community center opening on February 19th. He added that as a Kansas City Convention Bureau member, he knows that when visitors come to Kansas City, they are no longer directed to immediately go to Johnson County but instead are directed to the Northland where tax base levels and team efforts are increasing to help improve and support our schools. He encouraged residents to continue working together to help make this beautiful town grow with a quality of life that makes this city such a wonderful place for families to live and to raise our children.

Alderman Ferguson asked that if the car wash is approved, staff will continue to monitor this addition to Parkville Commons development for any problems that may need to be addressed.

ALDERMAN RITTMAN MOVED TO APPROVE THE APPLICATION FOR A PROPOSED CHANGE OF PLAN AND USE IN A "B-4" DISTRICT TO PERMIT A CARWASH PER THE SUBMITTED SPECIFICATIONS AT THE SOUTHWEST CORNER OF 63RD STREET AND 9 HIGHWAY. THIS APPROVAL IS CONDITIONAL ON THE LEVEL OF NOISE GENERATED FROM THE WASH TUNNEL AND ANY EXTERIOR DEVICES NOT EXCEEDING THE EXISTING BACKGROUND NOISE GENERATED BY HIGHWAY 9, MEASURED AT THE PARKVILLE COMMONS PROPERTY LINE EAST OF THE CAR WASH AT HIGHWAY 9. THIS APPLICATION APPROVAL ALSO IS CONDITIONAL ON THE SPECIFIC RECOMMENDATIONS BY THE PARKVILLE PUBLIC WORKS DEPARTMENT AND THE SCHAFER KLINE REPORT PRESENTED THIS EVENING; ALDERMAN McCOY SECONDED. THE MOTION PASSED BY VOICE VOTE 6-1.

AYES: ALDERMEN RITTMAN, ATKINSON, FRIEDMAN, McCOY, SPORTSMAN AND POOLE.
NAY: FERGUSON

Alderman Rittman asked that the board revisit the issue of the school bus stopping on Highway 9 for children living in Pinecrest. Mayor Dusenbery said that it is already being addressed through initiation at the newly created Neighborhood Coalition meeting, which met for the second time this year at noon on February 10th. The next meeting is scheduled for March 16th at city hall in the boardroom at Noon and it is a "bring your own lunch" meeting. The mayor also invited Mr. and Mrs. Raine from Pinecrest neighborhood to attend if possible.

PUBLIC WORKS

Bill to authorize Amendment to Municipal Code Chapter 150 (to allow merging of Tree Board, Parks Committee and Events Committee)

City Administrator Joe Turner reviewed the background of this proposed ordinance due to Jeff Rupp's being in Jefferson City to promote widening Highway 45. He explained that this is an

ordinance that will allow merging of the Tree Board, Parks Committee and Events Committee while preserving all requirements for the required tree board functions that accompany status as a "Tree City". Alderman McCoy asked if this ordinance had the support of these committees. Mayor Dusenbery said that it did and in fact several members of the current Tree Board said they welcomed this unification. They see it as a way to facilitate communication and the success of these parallel groups. Alderman Ferguson asked if these are all residents of Parkville. The mayor confirmed that they are and she said that Alderman Arnold would be the board liaison for this new board. She discussed the assignments she planned to make to this board if the ordinance is passed. She named the recommended board members, their terms and respective wards as follows:

3-Year Terms	2-Year Terms	1-Year Terms
Jim Brooks – Ward 1	Lisa Strong – Ward 3	Pamela Edwards – Ward 1
Cory Miller – Ward 1	Stacey Pulse – Ward 3	Deborah Butcher – Ward 1
Laura Lymer – Ward 4		Tom Hutsler – Ward 1
		Harry Sievers – Ward 3

The mayor noted that hopefully when the next 1-year terms are ready to be filled, there will be someone from Ward 2 who is interested.

ALDERMAN FERGUSON MOVED THAT BILL 2199, AN ORDINANCE REPEALING MUNICIPAL CODE CHAPTER 150 CITY TREE BOARD AND TREE REGULATIONS AND REPLACING IT WITH A NEW CHAPTER 150 THAT MERGES FORMER TREE BOARD, PARKS COMMITTEE AND EVENTS COMMITTEE RELATED DUTIES UNDER ONE BOARD TO BE NAMED COMMUNITY LAND AND RECREATION BOARD, BE APPROVED FOR FIRST READING, ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2199 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2199 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2179; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

AYES: ALDERMEN RITTMAN, ATKINSON, FRIEDMAN, McCOY, FERGUSON, SPORTSMAN AND POOLE.

Bill 2199 was posted on 02/11/05.

State of the Departments – Annual Reports

These annual state of the department reports were distributed at the meeting for review and discussion at a future meeting when Jeff Rupp can be there to answer any questions.

Kenny Parrish – Request for approval to install lighting phases in E.L.P.

Mr. Parrish referred the board to the letter, (a copy of which is attached to these minutes) that updates the proposal presented to the board at the last meeting on February 1st regarding donation from the River Trail Committee to provide and install holophane lights along the trail in English Landing Park (E.L.P.). He explained that as an update to the previous proposal, the committee has decided it would make more sense to offer all of Phase I and Phase II lighting at the same time. This offer, he said, will equal a donation of over $40,000 that will install over 25 light fixtures

along 3000 feet of trail. He explained that the lighting poles have banner holding options and power source capacity in the base of every other pole; timers will be purchased and underground wiring cable is part of the plan. The group is expecting this year may be the last Riegelman Run and they prefer to donate all of the funds they've collected rather than holding some back. They do intend to continue the Turkey Trot, which will continue to help fund maintenance of the river trail. Alderman Atkinson asked Mr. Turner if the Parks Department crew can help as their schedule allows with some of the installation work and Mr. Turner said he thought that would not be a problem.

ALDERMAN McCOY MOVED TO ACCEPT THE REQUEST FOR APPROVAL TO ACCEPT THE DONATION FROM THE RIVER TRAIL FUND FOR HOLOPHANE LIGHTING AS PROPOSED, TO BE INSTALLED IN PHASES I AND II IN THE ENGLISH LANDING PARK; ALDERMAN ATKINSON SECONDED; ALL AYE. MOTION CARRIED 7-0.

Mayor Dusenbery said she would like to request that a resolution to honor the Riegelman Memorial Run be discussed soon.

Projects Update from Dan Koch – distributed at meeting

No discussion at this time.

Mayor Dusenbery invited Pauli Kendrick to come to the podium to introduce Fred Sanchez who is running for a seat on the Park Hill School Board. Mr. Sanchez said he would like to encourage everyone to vote on April 5th and he wanted to reinforce Mr. Grigsby's earlier comment about the tax base development helping so much to strengthen and increase support for local schools and education.

POLICE DEPARTMENT REPORT

Lt. John Moyer was attending this evening to represent the police department. Board members expressed their appreciation to Officer Kris Cornell and Chief Hudson for their participation in the Special Olympics Polar Plunge fundraiser. Lt. Moyer reported that he has film of the event if anyone wanted to see it. The mayor asked if arrangements could be made to show a clip of it at the Awards Banquet on March 11th.

Recommendation to Revise Deer Hunt Dates

Lt. Moyer reported that Chief Hudson has met with Nature Sanctuary Director Jim Reed to discuss the next proposed deer hunt and expected dates. From that meeting, a recommendation is being brought to the board this evening to revise the dates for the next managed deer hunt to be December 12 – 18th rather than November 5th – 11th. The Department of Conservation has said it will not make any significant difference in the number of deer taken and this will allow for greater safety for patrons of the Nature Sanctuary in November when it is still often visited.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST TO REVISE THE DEER HUNT DATES TO BE DECEMBER 12 – 8TH, WITH PREVIOUSLY SET JANUARY DATES TO REMAIN JANUARY 3 – 8, 2006, ALDERMAN POOLE SECONDED, ALL AYE, MOTION CARRIED 7-0.

C/A Bill to authorize an Agreement with the Missouri Safety Center

Lt. Moyer explained that approval of this contract ordinance would allow the Parkville Police department to support the "Click it or Ticket" program sponsored by the MSC, as they have in the past. The MSC will reimburse the City for up to $1,000 for overtime incurred to catch violations of speeding, aggressive driving, DWIs and violations regarding seat belt and child restraint usage. Dates for this concentrated effort will be May 23 – June 5, 2005.

ALDERMAN FERGUSON MOVED THAT BILL C/A 134, AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MISSOURI SAFETY CENTER REGARDING OVERTIME ENFORCEMENT ACTIVITIES TO ADDRESS SPEEDING, AGGRESSIVE DRIVING, DWI AND VIOLATIONS REGARDING SEAT BELT AND CHILD RESTRAINT USAGE, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 134 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 134 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 134; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

AYES: ALDERMEN RITTMAN, ATKINSON, FRIEDMAN, McCOY, FERGUSON, SPORTSMAN AND POOLE.

Bill C/A 134 was posted on 02/11/05.

ACCOUNTS PAYABLE A-760

ALDERMAN FERGUSON MOVED THAT BILL A-760, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-760 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-760 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-760; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill A-760 was posted on 2/11/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – No Report.

Chamber of Commerce/Events – Deborah Butcher provided this report for Mrs. Arnold. She said that the Sluggers Baseball Team will host the next Chamber After Hours on Thursday, February 17 from 5:00 – 7 p.m. at the Parkville Athletic Complex (PAC). She reported that last month's Business Over Breakfast meeting at Nick & Jakes with Kansas City Mayor Kay Barnes as guest speaker was a big success. She added that the Chamber of Commerce web site is always a good place to check on dates and times for coming events and other announcements, such as the Uphill Challenge at the Miniature Golf on Main Street that is scheduled for April 21.

Channel 2 and Website – Mr. Atkinson reminded everyone of the Awards Banquet on March 11th at the Hawthorne House. Reservations can still be made at City Hall and forms to do so are available at the reception desk. He said the promotional video about Parkville is coming along well and will be part of the program at the Awards Banquet.

Community Center – Mr. Sportsman announced that Saturday, February 19th at 10 a.m. is the ribbon cutting ceremony to honor the Grand Opening of the new community center.

Financial Report – Mr. Ferguson referred the board to the Draft 2004 Financial Report in the back pocket of the packets. He noted that this is a good report that reflects $104,000 in surplus that will be added to reserves. Mr. McCoy asked if this surplus might help with grinder pump related expenses. Mayor Dusenbery said Alliance Water Consultant Dennae Caquelin believes that they've discovered and corrected a problem in the lines that was a source of most of the grinder pump problems. The mayor said she would ask Ms. Caquelin to have an update on this at one of the March board meetings.

ALDERMAN FERGUSON MOVED TO APPROVE THE DRAFT FINANCIAL REPORT FOR 2004 AS SUBMITTED; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION PASSED 7-0.

Main Street Parkville – Mr. Rittman asked Tom Hutsler who was at the last Main Street meeting on February 8th to give this report. Mr. Hutsler reported that the Harvest Fest is scheduled for October 1 – 2, and Art in the Park will take place October 8 – 9 this year. The Main Street Association has been approached by the Good Guys Antique Car organization regarding plans for an Antique Car Show and Car Cruise this summer. More will be reported on this in the near future.

MARC Smoke-free Communities issue – Mr. Poole gave a reminder of the Work Session to discuss this topic scheduled for February 22nd at 7 p.m.

Nature Sanctuary - Mr. McCoy reported that Jim Reed presented an educational program for Cub Scout Pack 314 on February 1st and one of the most popular booths at the Graden Science Fair on February 10th was the Nature Exhibit sponsored by the Nature Sanctuary with the assistance of Jim Reed and Pat Harris.

Parks – No report.

Planning – No report.

ADJOURNMENT

ALDERMAN FRIEDMAN MOVED THAT THE MEETING ADJOURN; ALDERMAN ATKINSON SECONDED, ALL AYES; MOTION CARRIED 7-0.

The meeting adjourned at approximately 9:25 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 02/19/05

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
February 22, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 7:00 p.m. in the Board Chambers.

ROLL CALL

Ward 1 Alderman Jack Friedman	-Present
Ward 1 Alderman Charlie Poole	-Present
Ward 2 Alderman David McCoy	-Not Present w/prior notice
Ward 2 Alderman David Rittman	-Present
Ward 3 Alderman Marvin Ferguson	-Present
Ward 3 Alderman Linda Arnold	-Present
Ward 4 Alderman Marc Sportsman	-Present
Ward 4 Alderman Brian Atkinson	-Present

ALSO PRESENT:
City Administrator Joe Turner
City Attorney Jack Campbell
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite
Joe Jennings, Rancho Grande Cantina
Sam Silvio, Manager at Piropos
Harry Sievers, Community Land and Recreation Board
Terry Brown, VFW
Tom Hutsler, Main Street Association
Winnie Wang, Yoshiko
Todd Broussard, Café Des Amis
Mike Ginther, Bluffs Homes Association

MEDIA PRESENT:
Mark Vasto, Parkville Luminary
Kim Bui, Kansas City Star

Mayor Dusenbery asked City Clerk Barbara Lance to review the information regarding Kansas City and Springfield ordinances. Mrs. Lance said the packets included the Kansas City ordinance, (with notes); the Springfield ordinance, (with notes); an ordinance she submitted to the board in December that combined the KC and Springfield ordinances, and a new ordinance banning smoking altogether. A document showing current smoking rules in Parkville restaurants and halls was also included. She stated that it's been approximately six months since the issue was brought to the table and hopefully we are at a point where the board can advise what direction they want to go on the issue. She noted that the Kansas City ordinance has many inconsistencies and the 85% rule does cause confusion for some.

Alderman Poole said ideally he would like to see our ordinance written to result in the city being smoke-free, with few exceptions. He noted that Stone Canyon has decided it's time to move forward and they have chosen to go smoke-free on their own.

Alderman Rittman said he felt that differences in definitions applied to this issue make it difficult to measure reality. He noted how negative many TV stations have been on smoking bans and that this is a non-issue for his constituents. He said no one in his ward has approached him regarding this issue and he

is not comfortable approving a ban with the "reaching 85%" clause added. He added that Tom Hutsler came forward with the Springfield ordinance that he prefers to the Kansas City ordinance.

Alderman Poole said he appreciated having the ordinance to review and compare but he felt the Springfield ordinance accomplished little because it relied so much on smoking and non-smoking sections, which many establishments already attempt. He said he feels it's important to consider the rights of employees that have to work in smoking environments and what's best for the citizens of Parkville. He added that several people in his ward have approached him to discuss the issue and thank him for supporting this smoke-free effort.

Mayor Dusenbery asked why Kansas City put the May of 2005 deadline/trigger in its proposal when it is so impractical. She also asked why the Maryville ordinance was not included in the packet that night, because she thought is was a better one and at least some bars were excluded in the Maryville ordinance.

Mrs. Lance noted that "grandfathering" was recommended by Community Development Director Sean Ackerson as one approach to consider in the discussion of how to proceed without harming the city's economic development.

Alderman Friedman said he understands both sides of the argument but he recognizes how important this issue is to the health of our community. He pointed out that fire inspections and smoke alarms were not embraced when first mandated and now their value in saving lives, injuries and dollars is undeniable.

Alderman Sportsman said he didn't feel that was an appropriately related analogy because unlike that example, the smoking ban will cause economic consequences for many business owners.

Discussion ensued regarding the health and rights of employees who work in smoking establishments versus the rights of the smokers and business owners who don't want to go non-smoking until everyone does. This was followed by a suggestion that it may be time to at least attempt to draft an ordinance to place Parkville in Kansas City's 85% count.

Alderman Ferguson asked why the city should go with any ordinance if we're not going to pass it.

Mayor Dusenbery asked Attorney Jack Campbell to recount a comment he had made to her regarding a Lincoln, Nebraska, lawsuit and how if Parkville is one of the first names to follow suit in Kansas City's effort, it may cost the city in legal fees if we are named in a challenge lawsuit. Mr. Campbell apologized and said if he had said that he did not recall the details of that discussion.

Note: Alderman Atkinson had to leave the work session for a family commitment at 7:30 p.m.

Alderman Poole noted that at least we would be on a level playing field if we accept the Kansas City ordinance.

Mayor Dusenbery asked if MARC (the Mid-America Regional Council) included cities and counties all the way up to Liberty? The reply was yes.

Alderman Rittman said enacting a smoking ban would create an uncertainty regarding business investment in Parkville. He said several representatives from other communities have said they passed the ordinance tied to Kansas City's because they know the 85% will never happen, but he feels to do that creates a cloud of uncertainty that is difficult for businesses to operate under.

Alderman Poole pointed out that Overland Park is actively pursuing this. He added that second-hand smoke kills and those people who don't want to go to eat or work in an establishment where they will have to breathe tobacco smoke have a right to do so.

Alderman Rittman replied that this is the core difference – whose rights prevail.

Mayor Dusenbery said it seems more positive to follow the Kansas City ordinance because of the 85% rule; that way nothing happens until the 85% kicks in.

Alderman Rittman said that in the interest of the community, whether or not to proceed should be decided on what is best for Parkville.

The mayor stated she feels it really should be addressed on a state level and then if Missouri enacts a statewide ban, Kansas ideally will follow.

Alderman Poole noted that until some cities get on board with this, however, that will never happen; the State is not likely to act on this until they see cities moving forward on the issue.

Alderman Friedman noted that the same investment considerations would apply for local businesses no matter what the board decides.

Alderman Sportsman pointed out that we could always go back and add verbiage later through an amendment or revision to whatever ordinance we use. He asked if we shouldn't wait until Jackson, Clay and Platte Counties are on board before we join the multi-city action proposed by Kansas City.

Alderman Poole said that Mr. Sportsman makes a good point regarding the later addition of any addendum deemed needed but in the meantime, shouldn't we move forward and be proactive.

Mrs. Lance said she would like to have Jack Campbell review the ordinances we are considering.
The mayor said she wanted Maryville's ordinance included in those considered. It was later decided that Mr. Campbell would review only the one ordinance chosen for consideration by the board.

Alderman Sportsman cautioned that picking pearls from several ordinances would not produce an effective end result and he suggested a grandfather clause for existing businesses. He also recommended looking at the percentage of food versus liquor sales and in addition to a preponderance of non-food sales we need to look at the number of people the business seats. This is an important consideration, he said, because it's difficult, expensive and impractical to chop up a small space.

Alderman Rittman said he would like to see support for setting the standards benchmark.

Alderman Poole said that's not going to make any real difference.

Attorney Jack Campbell recommended the first step should be to take an ordinance into consideration and vote up or down on it; then if necessary, you can take your second step from there.

The mayor pointed out that there are so many issues tied to this, such as who provides enforcement, what are the penalties, and restricting smoking 25-30 feet from a building.

Alderman Sportsman said it would go a long way to leveling the playing field if surrounding communities and counties are taking the same approach. He said that would be a discussion he is interested in.

Alderman Poole concurred that 85% would at least create a level playing field.

Tom Hutsler said he was there on behalf of the Parkville Main Street Association. He said this is a national issue that is directly connected to freedom of choice, and supply and demand should rule. Kansas City excluded casinos and fire stations because their priorities lie there and if Parkville passes this, we should exclude our priorities as well.

Alderman Poole said we can only take so many ordinances and piecemeal. He asked for feedback from the board as to whether we want to tie in with the regional vote.

Alderman Sportsman suggested restrictions and standards be carefully addressed to come up with our own ordinance, using others as a foundation.

Mrs. Lance pointed out that if smoke-free rooms in restaurants are part of the approved solution, rules and definitions must be included in our ordinance to define the requirements for a smoke-free room.

Alderman Poole said this is the first real opportunity to have this much-needed input from the board.

Alderman Rittman said he sees the Kansas City ordinance as flawed and supports grandfathering.

Mayor Dusenbery stressed she feels this will be a development deterrent.

Alderman Arnold said that she would like to find a way to move forward with this without harming businesses but the City of Parkville does have an obligation to protect and as noted earlier, businesses once thought installing sprinklers was burdensome, but it's accepted now.

Mrs. Lance asked for time to work with Jack Campbell on this. She added that addressing hotel room requirements regarding smoking adds another layer of detail to the issue and do we want to include hotel rooms in the ordinance. Several aldermen responded with a "Yes."

Alderman Poole asked for the will of the board on what level of attorney involvement they prefer.

Alderman Rittman recommended Mr. Campbell should be included for review of policy for legal purposes rather than to format language. No one disagreed with this and the mayor asked Alderman Poole to discuss the issue further, individually, with a variety of business leaders, board members and Barbara Lance, and come back with a clearly defined ordinance to consider.

Mike Ginther said that he previously lived in Maryville for approximately 30 years and still goes there once a month. In a recent visit, he asked a resident of Maryville how the community felt now about the smoking ban that had been imposed and how it was affecting business there. The man replied that he was as surprised as many others to learn that businesses there saw an average 12% increase in revenues since the ban was approved so he didn't have any complaints with it.

Mark Vasto added that he had heard from John Geiger, a Maryville resident, that the ordinance is not strictly imposed and smoking in businesses still takes place. (A review of the Maryville ordinance shows that seven bars were grandfathered when the ordinance was adopted.)

No further comments or questions came forward.

ALDERMAN SPORTSMAN MOVED THAT THE MEETING ADJOURN; ALDERMAN FERGUSON SECONDED, ALL AYE; MOTION CARRIED 6-0.

The meeting adjourned at approximately 8:35p.m.

Submitted by: Claudia Willhite

Assistant City Clerk Claudia Willhite - 02/23/05

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
March 1, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 6:00 p.m. in the Administrative Conference Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present, LEFT AT 8:03 P.M.
Ward 1 Alderman Charlie Poole	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
Director of Public Works Jeff Rupp
Director of Community Development Sean Ackerson
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite
City Attorney Jack Campbell, Shughart Thomson & Kilroy
Chris Molzen of Shughart Thomson & Kilroy

ALDERMAN POOLE MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION AND REAL ESTATE UNDER THE AUTHORITY OF RSMo 610.021(1) AND (2); ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

Discussion ensued.

ALDERMAN FERGUSON MOVED TO RETURN TO OPEN SESSION IN THE BOARD ROOM; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

Mayor Dusenbery reconvened the meeting in the Board Room at 7:06 p.m. and stated that there was no report coming out of executive session.

PRESENT: All above except Chris Molzen.
ALSO PRESENT: Senior Building Inspector Paul Giarratana
Project Manager Dan Koch
Police Lieutenant John Moyer
Parkville Lions President Frank Muehlbach re July 4th breakfast
Parkville Merchants Cathy Kline and Tracie Camlin re signage

Resident and Candidate Deborah Butcher re marketing, tourism update
Joseph Guminger IV re resort liquor license for Hilltop Tap Room
Boy Scout James Leach, Troop #314.

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED THAT THE MINUTES OF THE FEBRUARY 15th MEETING AND THE FEBRUARY 22nd WORK SESSION BE APPROVED AS PUBLISHED; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

CITIZEN INPUT

Mr. Muehlbach requested the use of the Parkville Farmers Market structure on Monday, July 4th from 5 a.m. to 12:30 p.m. for the annual Lions Pancake Breakfast. He said it's their only fund-raising effort, and the proceeds are used to pay for eye exams and eyeglasses for needy children in the Park Hill School District. They have been doing this for about 30 years.

ALDERMAN ARNOLD MOVED TO PERMIT THE PARKVILLE LIONS TO USE THE FARMERS MARKET STRUCTURE FOR THE ANNUAL LIONS PANCAKE BREAKFAST; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 8-0.

Mr. Friedman asked whether they would need a banner. Mr. Muehlbach said the 4th of July sponsor generally adds the breakfast on the banner for the event. He also noted they got a lot of their customers just because it's an annual tradition. He said a group of bicyclists from Johnson County stops by every year; the one year the Lions went along with a switch to July 3rd for the parade and banquet, the bicyclists came on the 4th and were disappointed. He said the breakfast would always be on the 4th from then on.

CATHY KLINE & TRACIE CAMLIN

Mrs. Kline and Mrs. Camlin were present to talk about the need to publicize their businesses and those of others in second-floor or out-of-the-way locations. They had been forced to remove the signboards they put on the sidewalks because the Sign Code does not allow them. They brought a letter from Lulu's Hand-Me-Ups. The Great Escape, Mrs. Kline's business, and Lulu' are both in second-floor locations. Mrs. Camlin's business, Mooseport, is on East Street between the alley and the parking lot.

Mr. Ackerson said there were a number of issues; the sign language was written for ground-floor businesses at a time when nearly all businesses were on the ground floor and people lived upstairs, or had offices that didn't depend on pedestrian traffic.

Mayor Dusenbery suggested that she and Mr. Ackerson meet with Mrs. Kline and Mrs. Camlin and others with the same problem and try to work out some changes in the Sign Code, changes that would work for everyone. Suggested changes would have to go before the Planning Commission before they could come to the Board of Aldermen. A report would be made at the next meeting on March 15th.

Mr. Friedman asked if the Board of Aldermen could grant a temporary permit for The Great Escape and Mooseport until the next meeting.

ALDERMAN FRIEDMAN MOVED TO ALLOW THE GREAT ESCAPE AND MOOSEPORT TO DISPLAY SIDEWALK SIGNBOARDS FOR A FEW WEEKS UNTIL A PERMANENT SOLUTION CAN BE FOUND TO THE PROBLEM; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 8-0.

The question was asked, and it was agreed this temporary permit was for the above two businesses only.

BOY SCOUT JAMES LEACH

The mayor welcomed Scout James Leach, Troop #314, and invited him to the podium. He said he is working on his Citizenship in the Community badge.

DEBORAH BUTCHER REGARDING MARKETING AND TOURISM

Mrs. Butcher was there to clarify a few things about tourism efforts. She said ads are being distributed in other states, not with the idea that people in Iowa will jump in their cars and come on down, but with the hope they will begin to think of Parkville as a destination site. The Platte County Visitors Bureau number is featured in the ads, so when people plan bus tours, for instance, they can call the Visitors Bureau and get information and a tour guide. She reminded everyone that this is a partnership. We need to work toward having a comprehensive photo library. In doing that we have to make sure we have signed releases. Staged photos generally work better than candids. Mr. Rittman said he would be glad to assist with photos any time they need him.

Mayor Dusenbery asked how we could help with the photo library. Mrs. Butcher said we need a way to approve that program; we don't have funds at this time. The Platte County Visitors Bureau uses a photographer to take certain shots. We need a list of what we want and then book someone to get it done. She would like to be of assistance on this project. The mayor mentioned the guest room tax, which goes directly into a tourism account. Right now taxes are coming only from the four rooms at the Porch Swing Inn, but we will be actively seeking a hotel or motel along the 435 corridor.

JOSEPH GUMINGER IV RE RESORT LIQUOR LICENSE AT HILLTOP TAP ROOM

Mr. Guminger reminded the Board of Aldermen he had appeared before it last year about a license for Shanker's, the previous name for his business. There have been many delays since then, and he changed the name because some golfers objected to it.

CITY ATTORNEY CAMPBELL LEFT.

ALDERMAN RITTMAN MOVED TO GRANT A RESORT LIQUOR LICENSE FOR THE HILLTOP TAP ROOM CONTINGENT UPON RECEIPT OF AN OCCUPANCY PERMIT FROM THE COMMUNITY DEVELOPMENT DEPARTMENT; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 8-0.

MAYOR'S REPORT

Community Center. Mayor Dusenbery said the Community Center opened February 19th. The opening ceremonies went very well, and the center already has more than 800 members. 83% of the memberships are for families.

BILL NO 2200/ORDINANCE NO. 2180, CREATING AN ECONOMIC DEVELOPMENT COMMITTEE:

ALDERMAN FERGUSON MOVED TO APPROVE BILL 2200, CREATING AN ECONOMIC DEVELOPMENT COMMITTEE, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2200 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2200 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2180; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Mayor Dusenbery said she would nominate a chairman and other members at the next meeting.

Bill 2200 was posted 2/28/05.

CITY ADMINISTRATOR'S REPORT

Aerial Photography Cost-Sharing Agreement with Platte County. Mr. Turner said aerial photographs would help the city in condemnation proceedings. He received a phone call from Platte County Planning Director Aaron Schmidt that day saying that although the original projected cost of this photography was $18,000; the bid came in at $12,500.

ALDERMAN RITTMAN MOVED TO AGREE TO CONTRIBUTE $3,000 TO THIS PROJECT; ALDERMAN FERGUSON SECONDED.

Discussion ensued on whether to go with Mr. Schmidt's request for $4,000 from Parkville or Platte County Commissioner Tom Pryor's discussion with the mayor in which he said Parkville's cost would be $3,000. It was decided to go with the $4,000 figure to make sure the project was completed on schedule.

ALDERMAN RITTMAN AMENDED HIS MOTION TO MAKE THE FIGURE $4,000 FOR PARKVILLE"S CONTRIBUTION TO THE AERIAL PHOTOGRAPHY PROJECT; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 8-0.

Mr. Turner said MoDOT (Missouri Department of Transportation) really likes it when we partner with other entities. It shows unity and increases our chances a little bit. Mayor Dusenbery asked if we get a set of pictures for our use. Mr. Turner said yes.

Charrette with Williams Spurgeon Kuhl & Freshnock on City Hall Expansion. Mr. Turner said this would be held March 14th at 7 p.m. *(Note: Definition of charrette is a final intensive effort to finish a project, especially an architectural design.)*

Communication Among Officials. Mr. Turner reminded aldermen that communications among them (going to three or more) should include a copy to Barbara Lance or Claudia Willhite for the Blue Box. Mr. McCoy asked that Mrs. Lance send a memo to them all. This is because of the Sunshine Law. The Blue Box is actually a blue box in the office of the assistant city clerk.

COMMUNITY DEVELOPMENT

Sign Permit Application made by Jim Kramos of Acme Signs for Commerce Bank in Parkville Commons. Mr. Ackerson said the staff recommended approval of five sign applications made by Commerce Bank (three with the name Commerce Bank, and the others directional signs.)

Mayor Dusenbery asked for questions; there were none.

ALDERMAN ATKINSON MOVED THAT THE COMMERCE BANK SIGN APPLICATIONS BE APPROVED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

Sign Permit for China Star, a restaurant in Parkville Commons. Mr. Ackerson said this is a 40' wall sign.

Mayor Dusenbery asked for questions; date of opening was requested, and the response was that the Community Development Department issued a building permit last week. Opening is expected in about six weeks.

ALDERMAN POOLE MOVED TO APPROVE THE SIGN PERMIT FOR CHINA STAR; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

BILL 2201; ORDINANCE 2181, APPROVING 5TH PLAT OF PARKVILLE COMMONS.

Mr. Ackerson said the Planning Commission approved this last year 8-0. At that time the site where the car wash was recently approved was approved for office space. When that plan fell through the approval of the 5th Plat did not move forward. The staff recommended approval with any conditions the Board of Aldermen wishes to impose.

ALDERMAN FERGUSON MOVED THAT BILL 2201, APPROVING THE 5TH PLAT OF PARKVILLE COMMONS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2201 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2201 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2181; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2201 was posted 3/1/05.

Resolution To put New Building Codes on Public Display before Adoption: Paul Giarratana explained the new building codes to be adopted, and the requirement that they be made available to the public before the Board votes to adopt them. The Community Development Department will post a notice on the front counter that these codes are available in its office downstairs. The codes will be adopted in May, 2005.

Mr. Ferguson read a resolution pledging to put the codes on display.

ALDERMAN FERGUSON MOVED TO APPROVE RESOLUTION NO. 3-01-05, APPROVING THE PLACING OF NEW BUILDING CODES ON DISPLAY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 8-0.

Update on Master Plan. Mr. Ackerson said they are still on schedule for fall 2005 adoption of the plan. They will have a first draft ready in early April.

Walkability. Mr. Ackerson said a seminar will be held on the subject of walkability in the city. Date and time are April 11th from 8-noon at the new Community Center. The session will include walking, some of it by wheelchair, to determine the walkability status of the city.

MoDOT Improvements to Highway 152. Mr. Ackerson said the State will widen 152 Highway starting in May, 2005, with completion anticipated by December, 2005.

ALDERMAN FRIEDMAN LEFT AT 8:03 P.M.

PUBLIC WORKS

No report.

POLICE

Lt. Moyer said there have been a couple of residential burglaries in Riss Lake. He urged people to alert the Police Department when they go on vacation, or if strangers come to their door asking for directions. These burglaries were preceded by strangers ringing doorbells to ask for directions to addresses in neighboring cities. It was suspicious, he said, that they came all the way off the highway into the subdivision to ask directions. The obvious conclusion is that they were ringing the bell to see if anyone was home.

Discussion ensued on the best way to get the word out to residents with these words of caution. It was decided to advise the Riss Lake Homeowners Association, and to post a notice on Channel 2. An article will appear in the June Newsletter.

COMMITTEE REPORTS

Ambulance. Mayor Dusenbery said there will be a meeting this month of the Platte County Mayors Council. She will invite MAST to be there to present information on response times. She noted MAST has a new operating officer.

Chamber of Commerce/Events. Mrs. Arnold said the Chamber would have a Board meeting Wednesday, March 9th. On Thursday, March 17th, there will a Business After Hours at Gomer's.

She will ask for approval for the Jazzfest at the next meeting. Mrs. Butcher added there will be Uphill Challenge at Parkville Mini-Golf to raise funds for Chamber activities.

Channel 2/Website. Mr. Atkinson said there was so much material for the new promotional piece for Parkville that Curious Eye Productions has filled 45 tapes. The Channel 2 Video Committee fell $4,000 short of its goal of $12,000 and asked for that amount from the guest room tax, which is limited to tourism use. The video (actually a DVD) is called Parkville: Destination on the Missouri River, and would be previewed the next night. Its first public showing will be at Parkville's 14th Annual Awards Banquet Friday, March 11th.

Mr. Atkinson and Mrs. Lance had both seen a rough cut of the DVD and praised its professionalism, noting it would be a promotional piece that could be used for many years. It will go to Jefferson City next month to be shown to legislators in a northland expo set up by the Northland Chamber of Commerce.

ALDERMAN McCOY MOVED TO SPEND $4,000 FROM THE GUEST ROOM TAX (TOURISM FUND) TO HELP SPONSOR PARKVILLE: DESTINATION ON THE MISSOURI RIVER; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 7-0.

Community Center. It was agreed this report would be discontinued now that the Community Center is open. A report on the Economic Development Committee will replace it.

MAIN STREET PARKVILLE: No report.

NATURE SANCTUARY: No report.

PARKS: No report.

PLANNING & ZONING: Mr. Ferguson said there would be a meeting next Tuesday night.

ACCOUNTS PAYABLE

ALDERMAN FERGUSON MOVED THAT BILL A-761, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-761 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

ALDERMAN FERGUSON MOVED THAT BILL A-761 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-761; ALDERMAN POOLE SECONDED; ALDERMEN ARNOLD, ATKINSON, FERGUSON, FRIEDMAN, McCOY, POOLE AND SPORTSMAN - AYE; ALDERMAN RITTMAN ABSTAINED BECAUSE THE BILL INCLUDED A PURCHASE FROM THOROUGHBRED FORD, WITH WHOM HE IS AFFILIATED. HE STRESSED THAT HE WAS NOT INVOLVED IN THE BIDDING PROCESS, NOR DOES HE RECEIVE ANY PROFIT, BUT HE ABSTAINS ON PRINCIPLE.

MOTION CARRIED 6-0 WITH ONE ABSTENTION.

Bill A-761 was posted 2/28/05.

OLD BUSINESS

MARC Smoking Ordinance. Mr. Poole directed the Board's attention to the newly written Parkville ordinance which mirrors the Kansas City ordinance, which sets a goal of 85% participation in the area served by the Mid America Regional Council before it becomes effective. Passage would level the playing field, he said, which was the stipulation when talks began on this subject. Inquiries to Kansas City officials on how much "tweaking" we can do and still be counted in the 85% if our ordinance passes elicited differing responses. We will work that out, he said, and invited aldermen to call or e-mail him or Mrs. Lance with comments on this ordinance. Mayor Dusenbery said we should work with Kansas City Councilman Chuck Eddy with any questions on this ordinance.

Park Hill South Theater Production. Mr. McCoy announced that "Bus Stop" would be presented on March 3-4-5.

Street Light at Highway 45 and Crooked Road. Mr. Rittman thanked the crew for taking care of this. Discussion ensued on problems at 9 and 45, and Highway 45 and South Crooked Road. Mr. Rittman said he would like the City to work to get all street lights working – some are near our businesses, including restaurants.

NEW BUSINESS

STATEMENT IN REFERENCE TO NEWSPAPER ARTICLE AND COLUMN. Mr. Poole said once again he has to respond to another assault on his integrity and his work for this city, in statements made about him by Mark Vasto, editor and publisher of the Parkville Luminary. He quoted Mr. Vasto's headline: "Poole requests $20,000 for smoking ban. Outgoing Ward 1 alderman wants city lawyer to draft ordinance." Mr. Poole said the statement is totally false. It was taken from a private conversation between the mayor and himself. After the February 22nd work session they talked about some issues, and she asked him some questions about money issues with this ordinance. Three times he said he didn't know, and finally made a joking comment out of frustration. This must have been heard by Mark Vasto. Mr. Poole said never did he say he wanted the attorney to draft the ordinance. He never discussed that. Instead of reporting on the positive aspects of the work session, Mr. Vasto chose to make the false statement that he had requested $20,000 for our attorney to do an ordinance on banning smoking in Parkville.

Mr. Poole said he has worked for this city for 14 years. He brought the smoking issue to the Board at the request of his constituents for the health of the city, and for his grandchildren, who live in this city. Many citizens thanked him. Any abuse that he takes from this editor or members of this Board is worth it because he's doing the right thing, he said.

It's irresponsible for Mr. Vasto to take a statement out of context and slander him, Mr. Poole said, and he and his family do not deserve this abuse. Why someone who has been in this city only a few months would do this he doesn't know – maybe for political gain. Mr. Poole said he wants the people of this city to know he did not request $20,000 for a smoking ban, and he did not ask Mr. Campbell to draft this ordinance. He may review it. At the time working on this ordinance was discussed, he said, Mayor Dusenbery made it plain she did not want Mr. Campbell helping to draft it, only to review it. To his knowledge, there have been no legal fees

spent on this ordinance. The work has been done in-house by Mrs. Lance and himself. Mr. Poole said he will continue to pursue the smoking ban even after he leaves office.

Mr. Poole said a question about legal fees would come before the Board before any substantial amount of work was directed. He said he and the mayor talked and together agreed that $3,000 would be a reasonable top figure, and he didn't think it would take even that much. He has no thoughts of asking for even that much. He said Mr. Vasto needs to issue an apology to him, and to make a retraction in the newspaper.

ALDERMAN FERGUSON MOVED TO ADJOURN; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

The meeting was adjourned at 8:32 p.m.

Submitted March 4, 2005: _____
City Clerk Barbara J. Lance

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
March 14, 2005

Mayor Kathy Dusenbery called the session to order at 7 p.m.

ALDERMEN PRESENT:	Ward 1 Alderman Jack Friedman
	Ward 2 Aldermen David McCoy and Dave Rittman
	Ward 3 Alderman Linda Arnold
	Ward 4 Aldermen Marc Sportsman and Brian Atkinson
ALSO PRESENT:	City Administrator Joe Turner
	Lt. John Moyer
	Sgt. Kevin Davis
	Director of Community Development Sean Ackerson
	Public Works Director Jeff Rupp
	Project Manager Dan Koch
	City Clerk Barbara Lance
	Rick Kuhl and three others for Williams, Spurgeon Kuhl & Freshnock
	Resident Deborah Butcher

Mr. Kuhl made a power point presentation of information which was presented to staff in the morning and refined after an afternoon session. A written copy of this presentation is to be provided to the City, and will be attached to these minutes. The gist of it was that there is not enough money in the Capital Improvements Tax Levy Fund to make the required improvements to City Hall and expand it as well.

Mr. Turner said the Board of Aldermen needs to explore all its options, and he will work with them to do so. A work session was subsequently scheduled for Monday, March 21, at noon at City Hall, for aldermen to discuss options.

Mayor Dusenbery thanked Mr. Kuhl and asked him for copies of his report. She thanked staff for the time they spent working on this.

ALDERMAN ARNOLD MOVED TO ADJOURN; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 6-0.

The work session was adjourned at 8:00 p.m.

Submitted by Barbara Lance
City Clerk Barbara J. Lance - 3/21/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of April 5, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
March 15, 2005

Mayor Dusenbery called the meeting to order at 6:00 p.m. in the Administrative Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	- Present
Ward 1 Alderman Charlie Poole	- Present
Ward 2 Alderman David McCoy	- Arrived at approximately 6:30 p.m.
Ward 2 Alderman David Rittman	- Present
Ward 3 Alderman Marvin Ferguson	- Present
Ward 3 Alderman Linda Arnold	- Present
Ward 4 Alderman Marc Sportsman	- Present
Ward 4 Alderman Brian Atkinson	- Present

ALDERMAN POOLE MOVED TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS REAL ESTATE AND LITIGATION UNDER AUTHORITY OF RSMo 610.021 (1) AND (2), ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED.

AT APPROXIMATELY 7:06 P.M., ALDERMAN MCCOY MOVED TO RETURN TO OPEN SESSION; ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED.

The regular board meeting started at approximately 7:10 p.m. with attendance noted as above and below.

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
Dan Koch, Project Manager
City Attorney Jack Campbell
Tony Borchers, The National
Sandi Shaw, Spelman Medical Foundation
Winnie Wang, Yoshiko's
Dale Myers, KCPL
Tim Dugan, Custom Lighting Services
Jay Norco, SKW
Dennae Coquelin, Alliance Water Consultant
Deborah Butcher, Tom Hutsler, Harry Sievers
Assistant City Clerk Claudia Willhite
Boy Scout Zach Worley

MEDIA PRESENT:
Joe Gleason for Channel 2
Nancy Jack for Luminary
Kim Bui for KC Star
Bill O'Malley for Platte Landmark

BOY SCOUT

Boy Scout Zach Worley came to the podium to introduce himself and stated he was attending for his communications merit badge.

REVIEW OF MINUTES

ALDERMAN McCOY MOVED TO APPROVE THE MINUTES OF THE MARCH 1, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 8-0.

CITIZEN INPUT

Main Street Restructuring

Tom Hutsler presented a detailed PowerPoint presentation regarding downtown Parkville's Main Street Association. Following the presentation, Alderman Rittman added that outstanding restoration efforts have been accomplished through the Main Street Association; Alderman Arnold noted that it's been a tremendous group effort. Appreciation was expressed to the entire group who have helped make the Main Street Association a success.

Passport to Parkville Update

Winnie Wang, from Yoshiko Sushi and Steakhouse, and Sandi Shaw, from the Spelman Medical Foundation (SMF) reported to the board that the recent "Passport to Parkville" special event was a huge success. They reported that in spite of bitter cold weather and high winds that prevailed the day of the event, $8,631 was raised to help build the Saint Luke's Center for Women and Family Wellness. They also requested permission from the board to hang a small temporary banner displaying a check that reflected the amount of funds raised and donated.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST TO HANG THE TEMPORARY BANNER FOR UP TO 30 DAYS IN POCKET PARK ON MAIN STREET; ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED 8-0.

Liquor license request for Best of Midwest Brewers Festival

Tom Hutsler reviewed the application for liquor license for the Best of Midwest Brewers Festival enclosed in the packets. An error was corrected regarding the location of the event noting that it will be held on the west end rather than east end of the parking lot. Brief discussion followed regarding last year's event. Chief Hudson reported that there were no problems with the event last year.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST FOR A RETAIL LIQUOR BY THE DRINK PICNIC LICENSE FOR THE BEST OF MIDWEST BREWERS FESTIVAL TO BE HELD ON MAY 21ST FROM NOON TO 6 P.M.; ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED 8-0.

Parkville Days River Fest 2005

Following brief discussion regarding this application, it was agreed that a tighter enforcement on the exits is needed this year. Mr. Hutsler said they will address that. Alderman Arnold noted that

all the festivals need to tighten security in the area of monitoring the exits and the Blues and Jazz Festival plans to do the same. Mr. Hutsler also reported that they do not expect to have a carnival with this event this year.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST FOR A RETAIL LIQUOR BY THE DRINK PICNIC LICENSE FOR THE PARKVILLE DAYS RIVER FESTIVAL TO BE HELD ON AUGUST 26TH, 27TH AND 28TH; ALDERMAN SPORTSMAN SECONDED; ALL AYE. MOTION CARRIED 8-0.

ALDERMAN RITTMAN MOVED TO APPROVE THE BANNER FOR PARKVILLE DAYS RIVERFEST; ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED 8-0.

Parkville Jazz, Blues, Fine Arts River Jam

ALDERMAN SPORTSMAN MOVED TO APPROVE THE REQUEST FOR A BANNER AND A RETAIL LIQUOR BY THE DRINK PICNIC LICENSE FOR THE PARKVILLE JAZZ, BLUES AND FINE ARTS RIVER JAM TO BE HELD ON JUNE 17TH AND 18TH; ALDERMAN ATKINSON SECONDED; ALL AYE. MOTION CARRIED 8-0.

Mayor Dusenbery noted that in the future, special events applications such as these discussed tonight will be processed through the new Community Land and Recreation Board that is scheduled to hold its first meeting on Wednesday, March 16th at 7 p.m.

MAYOR'S REPORT

Update on Highway 45 Expansion

Mayor Dusenbery said she made a phone call to MARC recently regarding their priorities committee. She expressed her complaint to them that Parkville is not a member of this committee that requires a population of 5,000 or more to qualify for membership. She added that a letter confirming Parkville's population exceeding 5,000 has also been sent to MARC. The mayor then deferred to Jeff Rupp for further update. Mr. Rupp said that Parkville was ranked at the top of the low priority group and if we are not able to get it done this year, we probably will in the year to come. He also said that the scope of state projects make us fortunate to be in this qualifying category.

Mayor Dusenbery noted that the 3.5 million in funds that Congressman Graves has earmarked for this project will help us with the expense of environmental studies and design.

Sister City Request

The mayor explained that Parkville has received a gift basket accompanied by a request from a city in Mexico to be a sister city. She said that she couldn't remember or pronounce the name of the city that sent the gift basket, but Robert Rocca who works for the Kansas City Kansas Fire department suggested the idea to her at a recent emergency training meeting. Mr. Rocca is a cousin to the owners of Parkville's Rancho Grande Cantina. Mayor Dusenbery said if we do this, she wanted it made clear that no city dollars would be used for related costs or travel to the sister city. She added that she will have more information on the city at the next board meeting but before proceeding she wanted to ask for board feedback on the idea. No objection was raised to the idea of proceeding with the sister city relationship.

CITY ADMINISTRATOR'S REPORT

Mr. Turner said he wanted to take a moment to state that he has always followed a policy that unhappy vendors should not be placed on any board meeting agenda until they have met with appropriate city staff to present their grievance. He said there was a disgruntled vendor who had requested to be on tonight's agenda and Mr. Turner plans to meet with them later in the week to hear their grievance.

Bill regarding Condemnation of Certain Tracts of Land for Waste Treatment Plant Sludge

ALDERMAN FERGUSON MOVED THAT BILL 2202, AN ORDINANCE CONDEMNING THE FEE INTEREST TO CERTAIN TRACTS OF LAND FOR THE LOCATION OF A CITY WASTE TREATMENT PLANT SLUDGE APPLICATION AREA AND PROVIDING FOR THE PAYMENT OF JUST COMPENSATION THEREFOR AND DIRECTING THAT THE CONDEMNATION PROCEEDINGS AGAINST THE OWNERS BE FILED, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2202 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2202 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2182; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2202 was posted on 3/14/05.

Bill to Approve Employment of Amanda Reed as Assistant Municipal Court Clerk

ALDERMAN FERGUSON MOVED THAT BILL 2203 AN ORDINANCE AUTHORIZING THE EMPLOYMENT OF AMANDA REED AS ASSISTANT MUNICIPAL COURT CLERK, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2203 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2203 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2183; ALDERMAN FRIEDMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2203 was posted on 3/14/05.

Ordinance Increasing the Hourly Fee to Shughart Thomson & Kilroy, City Attorneys

ALDERMAN FERGUSON MOVED THAT BILL 2204, AN ORDINANCE AUTHORIZING AN INCREASE IN THE HOURLY FEE TO SHUGHART THOMSON & KILROY, CITY ATTORNEYS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2204 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2204 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2184; ALDERMAN FRIEDMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2204 was posted on 3/14/05.

Information re Sunshine Law and E-Mail Communications

Mr. Turner directed the board to a reminder in the packets about email communications and the Sunshine Law. Mr. Turner said that there will be a memo in the next board meeting packet that explains the system.

COMMUNITY DEVELOPMENT

Mayor Dusenbery congratulated Community Director Sean Ackerson and his wife, Amy, on the March 3rd birth of their first child, a son named Garrett Allen.

Bill to Approve Text Amendment to Title IV, Chapter 463 Sign Code

ALDERMAN FERGUSON MOVED THAT BILL 2205, AN ORDINANCE ADDING SUBSECTION 6 TO SECTION 463.120, DEALING WITH SIGNS PERMITTED FOR INSTITUTIONAL, PUBLIC, AND SEMI-PUBLIC USES IN RESIDENTIAL DISTRICTS, BE APPROVED FOR FIRST READING, ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2205 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2205 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2185; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2205 was posted on 03/14/05.

Bill to Approve Text Amendment to Title IV, Chapter 475 Section 475.030

ALDERMAN FERGUSON MOVED THAT BILL 2206, AN ORDINANCE REPEALING SUBSECTION A, 2 OF SECTION 475.030, AND ENACTING A NEW SUBSECTION A, 2 OF SECTION 475.030, DEALING WITH MODIFICATION OF AREA REGULATIONS AND PERMITTED PROJECTIONS INTO REQUIRED YARD SETBACKS, BE APPROVED FOR FIRST READING, ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2206 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2206 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2186; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2206 was posted on 03/14/05.

PUBLIC WORKS

C/A Bill to Approve the Contract Award for Phase 3 & 4 of NID for The National

ALDERMAN FERGUSON MOVED THAT BILL C/A 135, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENTWITH CLARKSON CONSTRUCTION COMPANY PER THE COOPERATIVE AGREEMENT AUTHORIZED JANUARY 18TH 2005 FOR PHASE 3 AND PHASE 4 SOUTH DEVELOPMENT, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 135 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 135 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 135; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill C/A 134 was posted on 3/14/05.

C/A Bill to Renew MARC Hazardous Waste Contract

ALDERMAN FERGUSON MOVED THAT BILL C/A 136, AN ORDINANCE AUTHORIZING RENEWAL OF AN INTERGOVERNMENTAL AGREEMENT WITH THE MID-AMERICA REGIONAL COUNCIL FOR PARTICIPATION IN THE REGIONAL HOUSEHOLD HAZARDOUS WASTE PROGRAM, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 136 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 136 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 136; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill C/A 136 was posted on 03/14/05.

C/A Bill to Renew K&M Concrete Curb & Sidewalk Contract

ALDERMAN FERGUSON MOVED THAT BILL C/A 137, AN ORDINANCE AUTHORIZING THE MAYOR TO RENEW A CONTRACT AGREEMENT WITH K&M CONCRETE CONTRACTORS, INC, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 137 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 137 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 137; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill C/A 137 was posted on 03/14/05.

Hiring Ordinance for Part-time Landscape Laborer

ALDERMAN FERGUSON MOVED THAT BILL 2207, AN ORDINANCE AUTHORIZING THE EMPLOYMENT OF PAUL NAHER AS PART-TIME LANDSCAPE LABORER, BE APPROVED FOR FIRST READING, ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2207 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2207 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2187; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2199 was posted on 02/11/05.

Policy Discussion on KCPL Decorative Lamps

Dale Myers from Kansas City Power and Light, and Tim Dugan representing Custom Lighting Services, addressed the board regarding decorative streetlights that developer Don Julian is interested in using for the Reserve at Riss Lake development. Mr. Myers explained the different fees entailed if these lights are used and the benefits of a leased lighting program. He said that Parkville is the first city on the Missouri side looking at these lights, which are Halophane brand, the preferred product for decorative lighting. He added that these lights are designed to be maintenance friendly and fast track order and delivery. The mayor asked the board to review the draft agreement in their packets prior to the next meeting. Alderman McCoy asked who else has these lights. Mr. Myers said that Mission Hills has 42 of these lights installed. Alderman Rittman asked about the spacing of the lights. Kirk Amos, representing Don Julian Development, said that the spacing will be similar to the cobra head lights and they are prepared to be flexible regarding the wattage used, since these new lights may not require as high a wattage as normally used because of their efficiency. There were no further questions from the board so this discussion ended with the expectation that this will be an action item brought back to the board at the April 5th meeting to request formal approval of the agreement with the developer for installation and use of these lights. It was noted that the developer will be responsible for payment of any portion of the electrical energy and annual maintenance costs for this decorative lighting system exceeding the amounts contributed by the City based on an equivalent standard light system.

Memo re Street Lights at Crooked Road and Highway 45

Mr. Rupp reviewed his memo to the board regarding Parkville's previous street light request along 45 Highway. He noted that although the previous request did not include the intersection of 45 and Crooked Road, plans for installation of a street light at that intersection are underway. He added that it will take some time to accomplish due to the required detailed process involved and working with several divisions of three separate entities to make it happen.

Jay Norco re change order for Grit Chamber Emergency Generator

Mr. Norco reported that the project is 60% done and equipment installation has started. Most of the heavy concrete work is completed, he said, and on schedule thanks to the diligence of both contractors. Mr. Norco distributed details on anticipated future change orders that will be needed. First and foremost among those is the necessary purchase of a portable generator set that can serve as backup for all of the wastewater pump stations because it will be mounted on a trailer. Public

Works Director Jeff Rupp pointed out that an allowance for this expense was included in the wastewater improvements funding so an additional rate increase will not be required.

ALDERMAN FRIEDMAN MOVED TO APPROVE THE CHANGE ORDER TO ALLOW PURCHASE OF THE GRIT CHAMBER PORTABLE EMERGENCY GENERATOR SET; ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED 8-0.

Request for Approval for Comets to use Soccer Field in English Landing Park for Camp

Karen Zigfield from the Kansas City Comets asked the board for permission to hold their annual summer soccer camp for children ages 4 – 14 during the week of June 20 – 24th. The camp is held from 5 – 8 p.m., for five days. As they did last year, applications and brochures for the camp will be made available at City Hall.

ALDERMAN RITTMAN MOVED TO APPROVE THE REQUEST BY THE KANSAS CITY COMETS TO HOLD THE CHILDREN'S SOCCER CAMP FROM JUNE 20 – 24TH AT THE ENGLISH LANDING PARK SOCCER FIELD; ALDERMAN FRIEDMAN SECONDED; ALL AYE. MOTION CARRIED.

City Clean-up Update

Mr. Rupp reviewed the plans for the city-wide spring clean-up scheduled for April 2nd and 3rd with curbside pickup set for Monday, April 4th. This year's plans include a request for board approval to use Labor Ready workers to assist the street department as there are funds available to pay for this staffing out of the budgeted event line item.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST TO USE FUNDS BUDGETED FOR THE CITY CLEAN-UP TO PAY FOR LABOR READY STAFF TO HELP WITH THE SPRING CLEAN-UP EVENTS; ALDERMAN FRIEDMAN SECONDED; ALL AYE. MOTION CARRIED 8-0.

Mr. Rupp added that street sweeping will take place approximately one week after the clean-up dates.

POLICE DEPARTMENT REPORT

Chief Bill Hudson reported that the criminal activity in Parkville is up by 15%. Chief Hudson also reported that Officer Josh Collins accepted an offer to return to Riverside for a position with their Department of Public Safety so the police department is seeking to fill that vacancy soon. He added that Park University has asked us to sign a memorandum of understanding that will allow us to partner with them on a "Stop Violence Against Women" program that is grant-funded. Alderman Rittman extended the Board of Aldermen's assistance and support to help the Police Department in any way they can, such as through staffing, equipment, resources or revisiting previously approved budget line items. Chief Hudson said that they are approved to hire an additional officer in July and it would be more efficient and helpful if they could fill that position at the same time they are advertising and interviewing for Officer Collins' replacement. Alderman Rittman pointed out that although the crime rate has risen, arrest rates here have also risen and that should be a deterrent to any criminals considering operation in Parkville. Alderman McCoy added that it's impressive to see that in spite of increased workload our Police Department still manages to rate thank you letters and commendations from the community.

ACCOUNTS PAYABLE A-762

ALDERMAN FERGUSON MOVED THAT BILL A-762, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-762 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-762 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-762; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill A-762 was posted on3/14/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – The mayor reported that on March 22nd, a Regional Mayors meeting will be held at Nick and Jakes Restaurant at Parkville Commons. All board members are invited to attend and a representative from MAST will give a Regional Ambulance Service Update that will include information on services and response times.

Chamber of Commerce/Events – Mrs. Arnold reported that the Chamber After Hours will be held on March 17, from 5 – 7 p.m. at Gomer's. Mrs. Butcher also reminded everyone that additional information on Chamber activities is always available on the Chamber of Commerce website www.parkvillechamber.com.

Channel 2 and Website – Mr. Atkinson reported that the Awards Banquet on March 11th, where the new promotional DVD for Parkville was previewed, met with great reviews. He added that there have been a number of requests already for copies of the DVD and he will be discussing that process with Anna Jaffe and Mike Horine when they are back in town next week.

Financial Report – Mr. Ferguson referred the board to the Financial Report for January 2005 and the Annual Delinquency report in the back pocket of the packets. City Collector Justin Kuder was available to answer any questions regarding the reports. Brief discussion took place regarding the new accounting procedure implemented at the auditor's request.

ALDERMAN FERGUSON MOVED TO APPROVE THE DRAFT FINANCIAL REPORT FOR 2004 AS SUBMITTED; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION PASSED 8-0.

Main Street Parkville – Nothing to add from earlier report by Tom Hutsler.

MARC Smoke-free Communities issue – Mr. Poole gave a reminder of the Workshop MARC is sponsoring on March 31st, from 7 – 8:30 p.m. at the Prairie Village City Hall, for communities who are looking at smoke-free ordinances. He added that House Bill 2495 is currently under review for the State of Kansas to go smoke-free.

Nature Sanctuary - Mr. McCoy reported that, among other activities, Jim Reed led a workday on March 12th for cutting and chipping honeysuckle along the White Tail Trail. The winter quarter water quality monitoring of White Aloe Creek will take place on Sunday, March 20th.

Community Land and Recreation Board – The first meeting of this new board will take place on Wednesday, March 16th at 7 p.m. in the board chambers.

Planning – No report.

Mayor Dusenbery announced that assignments to the Economic Development Committee will not take place until after April 5th.

ADJOURNMENT

ALDERMAN FERGUSON MOVED THAT THE MEETING ADJOURN; ALDERMAN ATKINSON SECONDED, ALL AYES; MOTION CARRIED 8-0.

The meeting adjourned at approximately 9:17 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 03/23/05

These minutes should be considered a draft until approved by the Board at the April 19, 2005, meeting.

Minutes of Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
April 5, 2005

CALL TO ORDER

Mayor Pro Tem Marvin J. Ferguson called the meeting to order at 7 p.m. in the absence of Mayor Kathy Dusenbery, who was absent with prior notice. (Mayor Dusenbery was in attendance in the audience during the last few minutes of the meeting.)

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Charlie Poole	- present
Ward 2 Alderman David Rittman	- ARRIVED at 7:04 p.m. *
Ward 2 Alderman David McCoy	- ARRIVED at 7:05 p.m. *
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- ARRIVED at 7:09 p.m. *
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Attorney Jack Campbell
Police Chief Bill Hudson
Director of Public Works Jeff Rupp
Community Development Director Sean Ackerson
Project Manager Dan Koch
City Clerk Barbara Lance
Resident John Miller for Friends of Parkville Animal Shelter
Resident Patrice Jobe about home business in Bluffs
Mike Ginther, president of Bluffs Homes Association
Jackie Beucher regarding home business in Bluffs
Other Bluffs residents
JeHad Saleh requesting resort and Sunday sales liquor licenses for Parkville Chicken & Fish House

MEDIA PRESENT: Nancy Jack for Parkville Luminary
Bill O'Malley for Platte Landmark

CITIZEN INPUT

Friends of Parkville Animal Shelter Auction on May 1st. Mr. Miller said the auction is going well, and they have additional items to auction off. They have a commitment from an anonymous donor that if they receive more than $8,000 from the auction, the overage will be matched. Items recently donated for the auction include:

Two scholarships for a basketball camp led by Scott Wedman; a brand new gazebo, installed, value of $5,000-$6,000; pedal car used as a model for Hallmark, value $1,500-$2,000; equine sperm; washers, dryers, DVD's, TV's, etc.

ALDERMAN RITTMAN ARRIVED AT 7:04 P.M.

Mr. Miller said they need more items. There will be many items that will go for between $5-$25. He said last year most of the people on the Board of Aldermen gave auction items and/or attended the auction.

ALDERMAN McCOY ARRIVED AT 7:05 P.M.

The silent auction will be held in the Parkville Train Depot Sunday afternoon, May 1st. The auction will follow immediately after that at approximately 3:30 p.m.

Parkville Chicken & Fish House. Mr. Saleh requested resort and Sunday sales liquor licenses for the new restaurant to be owned and operated by himself and his partner, Osama Abduras, (they will continue to operate Café Cedar, a Mediterranean restaurant in English Landing Center). The chicken and fish restaurant will also include other "comfort food" items, and will be located at 2nd and East Streets; Ir will open about the end of May.

ALDERMAN ATKINSON MOVED TO APPROVE RESORT AND SUNDAY SALES LIQUOR LICENSES FOR PARKVILLE CHICKEN & FISH HOUSE, CONTINGENT UPON RECEIPT OF AN OCCUPANCY PERMIT; ALDERMAN ARNOLD SECONDED.

ALDERMAN SPORTSMAN ARRIVED AT 7:09 P.M.

ALL AYE; MOTION CARRIED 8-0.

EAT Advertising and Design Inc. Request for change in zoning law. Mrs. Jobe asked the Board to consider amending the Zoning Code to allow outside employees to work at home businesses. She made a presentation on the growing trend of home businesses.

Mr. Ackerson said the code enforcement officer went out to her home and discovered she was operating an illegal business in that she didn't have a business license. She was told she had to apply for a license. She did, and at that time City staff discovered she had outside employees working in her home, so the application was denied. She decided to ask the Board of Aldermen to change the law, allowing outside employees to work in home businesses.

Mr. Ackerson checked with a few other local entities, and found that North Kansas City; the city of Olathe, Kansas; and Platte County all prohibit outside workers in home businesses.

Mrs. Jobe said the people working at her home are not employees but contractors. She was told that the code referred to any persons working for her business in her home. Mr. Poole said changing the ordinance would have a significant impact, and said the issue is not whether the people are employees or contractors. He said the covenants of the Bluffs Homes Associations gives the Board of Directors the right to approve or not to approve any home business. He said a residential area is meant to be just that.

Mr. Atkinson suggested the issue should go to the Planning Commission first. Mr. Ferguson said our zoning ordinance would have to be changed to allow Mrs. Jobe to have a business and have people who are not residents of the home work there.

Mr. Ackerson said he suggested to Mrs. Jobe that it might be futile to request the text amendment. Mrs. Jobe said there is a growing trend in the country toward home businesses – she asked to give her presentation. Mr. Ferguson said she would have to come to the Planning Commission first. If she spoke at this meeting, those in opposition should be able to speak as well. Mr. Atkinson said we are not ready for a public hearing. Mr. Sportsman said it was really more a courtesy that the City should provide to Mrs. Jobe. It was agreed to let her speak.

Mrs. Jobe gave national figures on home-based businesses. She read a list of cities who allow home businesses She said Steve Tayler, code violations officer for the City of Parkville, said there were no parking problems there.

Mrs. Jobe said there were many home businesses in the Bluffs, including one run by candidate Deborah Butcher. Mr. Poole said Mrs. Butcher does not have outside employees.

Mr. Ginther said this wasn't about a complaint by neighbors. It was an inquiry about a possible illegal business. He quoted the language of the Bluffs covenants, and offered an interpretation of the word "nuisance." He said hindering the egress of neighbors from their property by cars that are parked on the street constitutes a nuisance. He said he wants the City to respect the covenants of their subdivision.

Mr. McCoy asked if his position was that Mrs. Jobe was not in compliance with the covenants. Mr. Ginther said that was correct. They are requesting the business be ceased.

Mr. Ferguson said the business was also in violation of the City's code.

Ms. Beucher, Mrs. Jobe's sister, said she consulted with a real estate lawyer about the Bluffs covenants and was told the Bluffs Homeowners Association Board could waive any of its rules if they wish. She said there are other home businesses in The Bluffs, and the board is not doing anything about them. Mr. Ferguson said what they were addressing in this meeting were the legalities of the business operating within the city.

Ms. Beucher asked if the reason her sister can't get a license right now is because she has these employees. Mr. Ferguson said yes, she would be all right under City law if she didn't have any outside employees. Mr. Poole said she would still be in violation of the homeowners association rules, and that matter would have to be addressed in another forum.

COMMUNITY DEVELOPMENT

No report.

PUBLIC WORKS DEPARTMENT

Naming trail Riegelman Memorial Trail. Mr. Rupp deferred to Mr. Sportsman on the first issue, naming the trail in English Landing Park after Dr. Ted Riegelman. Mr. Sportsman said the idea of naming the trail after Dr. Riegelman was discussed in a meeting. The Riegelman family was approached regarding some honor in return for all they've done over the years.

They were agreeable to naming the trail after Dr. Riegelman and asked only that the word Memorial be included in the name.

ALDERMAN FRIEDMAN MOVED THAT BILL 2208, NAMING THE TRAIL IN ENGLISH LANDING PARK THE RIEGELMAN MEMORIAL TRAIL, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2208 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2208 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2188; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2208 was posted 4/1/05.

Asphalt overlay on streets. The bill for asphalt overlay was discussed. Mr. Poole asked if this would mean all of the Bluffs would be taken care of now except for Foxhill. Mr. Rupp said yes.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 138, APPROVING A STREET OVERLAY CONTRACT WITH SUPERIOR BOWEN, BE APPROVED FOR FIRST READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 138 BE APPROVED ON FIRST READING AND MOVED TO SECOND READING BY TITLE ONLY; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 138 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 138; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill C/A 138 was posted 4/1/05.

Mr. Rittman asked about the grading on Jones-Meyer Road. Mr. Rupp said that was included in the bid; he discussed it with the County. It will be a compact, prepared surface. They will come back at a later date and put additional surface on. Mr. Ferguson questioned whether we had committed to overlaying Jones-Meyer Road. Mr. Rupp said we made a promise to the county and included this in their request for bids for overlay.

Street sweeping. Mrs. Arnold asked if they would continue the practice of doing the sweeping after the cleanup. Mr. Rupp said it depends on Park University's activities, and "if we can, we'll keep on doing it."

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 139, APPROVING A STREET SWEEPING CONTRACT WITH DELTA SWEEPING, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 139 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 139 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 139; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill C/A 139 was posted 4/1/05.

Mr. Rupp said they would make sure that streets are posted so citizens don't park on them before the overlay takes place.

Form for agreements with developers about decorative lights in subdivisions. This was discussed and it was agreed that Mr. Rupp would add a section about bonding in case the developer goes bankrupt, etc. The item was tabled until the next meeting.

Replacement of English Landing Park shelters. Mr. Rupp explained that this contract is funded by $35,000 from the budget, and a $35,000 grant from Platte County. Mrs. Arnold asked why this contract called for new concrete. Mr. Rupp said once they tear out existing structures they will raise the elevation of the shelters so there will be water runoff. Mr. McCoy requested that they look at the stage to get a match for the base of the shelters. Mr. Rupp agreed.

Mr. Sportsman asked if the new shelters would be put back right where the old ones are. Mr. Rupp said yes, they feel the shelters fit really well where they are. They will alternate reservations from one shelter to the other so that one can be used while the other is under construction. Mr. Sportsman asked if there would be new grills, and Mr. Rupp said no, but he would work on the budget. They will try to save the memorial plaques in the shelters so they can be reinstalled.

Mrs. Arnold and Mr. Friedman asked if the work would conflict with Jazzfest (June 17-18) or Model A Day (May 28). That matter would be checked on the festival calendar.

Mr. Sportsman asked about naming the shelters for people who have done a lot for Parkville. Mr. Rupp said he would bring that up with the Community Land & Recreation Board.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 140, CONTRACTING WITH FRY & ASSOCIATES TO DEMOLISH AND REPLACE THE TWO LARGE SHELTERS IN ENGLISH LANDING PARK, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 140 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 140 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 140; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill C/A 140 was posted 4/1/05.

Authorization to ST&K to hire title company for Water Street case. Mr. Rupp said a voice vote was needed to authorize City Attorney Jack Campbell to subcontract with a title company for work regarding the Water Street case. Mr. Campbell said they had never spent this much money on a subcontract for the city. This case is kind of a problem area. They (STK) have a paralegal with 20 years title experience, but there's some question about proper conveyances. There is also some question between developers and the railroad. He just wanted to get authorization from the City first.

ALDERMAN POOLE MOVED TO APPROVE THIS EXPENDITURE; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 8-0.

Blasting by Martin Marietta. Mr. Atkinson said the blasting operation seems to be getting worse, and Mr. Sportsman agreed. Mr. Sportsman asked Mr. Rupp to set up an appearance by Martin Marietta at a Board meeting. Mr. Rupp agreed.

POLICE REPORT

Chief Hudson said they had his report. They did file charges against Christopher Holtzclaw, who is now wanted on a $10,000 warrant for damage done at The National. The good news, he said, is that the Police Department is solving about 50% of the crimes, most of which are for destruction of property and larceny. Price Chopper has a pretty aggressive theft control program.

The annual contract with Crime Stoppers was before them.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 141, APPROVING A RENEWAL OF THE CONTRACT WITH CRIME STOPPERS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 141 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 141 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 141; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill C/A 141 was posted 4/1/05.

COMMITTEE REPORTS

Ambulance Service. No report.

Chamber of Commerce/Community Land & Recreation. Mrs. Arnold reported:

> ***Chamber.*** The Chamber will hold its second Uphill Golf Challenge on April 21st at Parkville Miniature Golf. Please call 587-2700 to sign up. The next Business over

Breakfast will be held April 27th at 7:30 at Papa Franks. Tickets are $10 in advance, $12 at the door. Please call 587-2700.

Community Land & Recreation Board. They held their first meeting, and will meet monthly on the second Wednesday. Jim Brooks was elected chairman. Mr. Sportsman's idea about naming shelters will be taken to the next meeting.

Channel 2. Mrs. Lance reported that Curious Eye Productions will make changes (at no cost) to the DVD, "Parkville: Destination on the Missouri River," to make sure that it goes out with up-to-date information. This will address the fact that Papa Frank's is vacating the premises at 2nd and East Streets, and the Parkville Chicken & Fish House will open in that location at the end of May.

Economic Development. No report.

Finance. This committee will meet later this month.

Main Street. No report.

MARC Smoke-free Issue. Mr. Poole had included a copy of the latest version of the ordinance mirroring Kansas City's, and voiced the hope that it would be considered and passed at a later date so the Kansas City Metro Area would have an 85% participation in making most facilities smoke-free. He reiterated that it is a health issue, and he would continue to work on it. This ordinance will give us a level playing field.

Nature Sanctuary. No report.

Planning. This commission will meet Tuesday, April 12th.

OTHER BUSINESS

Walkability Event. Mr. Ackerson asked everyone to let him know if they would be participating in this event, which will take place next Monday morning, April 11th, starting at 8 a.m., leaving from the Community Center.

ACCOUNTS PAYABLE

ALDERMAN FRIEDMAN MOVED THAT BILL A-763, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING.

Mr. Poole asked about an entry showing a payment of $942.09 to be made to Brenda Hansel, a liability reimbursement for medical injuries. He said there was no earlier discussion on this; this claim was denied by our insurance company, and asked why we were paying it when we don't owe it. He requested an investigation into the matter. Mrs. Arnold agreed. She asked if we had a police report on this incident (for which the claim was made). Chief Hudson said no.

Mr. Poole said they agreed they have a budget pinch, so why are we paying this?

ALDERMAN ATKINSON MOVED TO WITHDRAW THIS ITEM FROM THE BILL-PAYING ORDINANCE.

Mr. Sportsman asked if there were any benefit to the city in providing this person this check even if we don't have to?

Mr. Campbell said he didn't know all the background. His understanding was that this check has already been paid to the claimant, and we have a signed release. He didn't know much other than that, except he was given to understand this came out of Pat Hawver's administration with a commitment to pay this lady for her medical expenses. There are a lot of unknown facts. He does know that the street was apparently fixed the next day (after the incident). He has a copy of the insurance company's letter. They denied liability. He was not really sure whether they got a copy of a report, or whether they did not get one and that's why they denied the claim. There's a lot of stuff up in the air at this time. He said the Board could take it off the bill-paying ordinance until some answers are obtained.

Mrs. Arnold noted that the check had already been delivered. She asked how a check could have been delivered when it was just on tonight's bill-paying ordinance? Mr. McCoy said it happens all the time. Mr. Ferguson was asked when he signed it, and he said it must have been when he signed the checks from the last bill-paying ordinance after the March 15th meeting.

Mr. Atkinson said the letter from the insurance company was dated October, 2004. The accident was supposed to have taken place in December, 2003.

Mr. Rittman asked Mr. Campbell if this was a settlement his office worked out. Mr. Campbell said no, he didn't know anything about this until earlier in the day. He does believe that Mr. Hawver told him one or two years ago that someone fell in the street. Shughart Thomson & Kilroy doesn't normally handle insurance matters for us – our insurance carrier does.

Mr. Poole asked to have an executive session preceding the next meeting. Mrs. Arnold said they couldn't just let this go through.

Mr. Campbell said this was handled by Pat Hawver and he turned it over to the insurance company. Mr. Poole said nobody on the board that he knows of was aware of this payment. The insurance company said we're not liable. The board should find out how all this came about. Whoever authorized payment of this claim should reimburse the City, he said.

Mr. Rittman said the release says the City does not admit guilt. Mr. Sportsman said the problem is nothing is clear. Mr. Campbell said he is not sure what to read in the letter (from the insurance company). Mr. Atkinson said all insurance companies have gone to that kind of denial (as set forth in the insurance company's letter).

Mr. Sportsman said it's not uncommon to accept a settlement like that, eliminating the possibility of future litigation for this kind of problem. Mr. Poole said he never saw the claim, and never knew anything about it. He questioned why it got paid. Mr. Campbell said Mr. Ferguson signed the check. Mr. McCoy asked why they didn't agree it has been paid and just look into it. Mr. Sportsman said he agreed with Mr. Poole – they need to go through the

process in executive session. Mr. McCoy said "Just approve the bill-paying ordinance and then investigate it." Mr. Atkinson said he had a problem with the insurance company denying a claim and then we take it upon ourselves to ignore the insurance company's decision.

Mr. Sportsman said Mr. Hawver more than likely, on behalf of the City, felt that it was in the City's best interests to provide this person $900+. Mr. Atkinson said Mr. Hawver had been gone over a year.

Mrs. Arnold reminded the Board that Mr. Atkinson made a motion to withdraw the bill from the bill-paying ordinance.

ALDERMAN POOLE SECONDED; AYE - ALDERMEN ARNOLD, ATKINSON, POOLE, RITTMAN. NO - ALDERMEN FERGUSON, FRIEDMAN, McCOY, SPORTSMAN. THE VOTE WAS 4-4.

MR. CAMPBELL REMINDED THE BOARD THAT MR. FERGUSON COULD VOTE TWICE – ONCE AS AN ALDERMAN AND ONCE AS MAYOR PRO TEM.

Mr. Ferguson said he did think this needed to be investigated, but he would vote no to allow the bill-paying ordinance to be read.

MAYOR PRO TEM FERGUSON VOTED NO TO BREAK THE TIE. MOTION FAILED TO PASS BY A VOTE OF 5-4.

ELECTION RESULTS

Ms. Jack asked if she could announce the election results. Mr. Ferguson said yes. They were as follows:

Ward 1:	Deborah Butcher 171, Tom Hutsler 155.
Ward 4:	Marc Sportsman 108, David Riekhof 73.

BILL-PAYING ORDINANCE (RESUMED)

ALDERMAN FRIEDMAN MOVED THAT BILL A-763, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED ON FIRST READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL A-763 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL A-763 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-763; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL. MOTION CARRIED 8-0.

Bill A-763 was posted 4/1/05.

ALDERMAN ATKINSON MOVED TO ADJOURN; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

The meeting adjourned at approximately 8:30 p.m.

Submitted by City Clerk Barbara J. Lance _____,
4/11/05

Approved at April 19th meeting as follows:

As submitted: *

As corrected _____

Signed _____

* Clarification - Alderman Pittman asked that it be noted that the three aldermen were late because it was election day & the polls didn't close until 7 p.m.

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
April 19, 2005

The meeting was convened at approximately 6:15 p.m. in the Administrative Conference Area with the following present:

Mayor Kathryn Dusenbery
Ward 1 Aldermen Jack Friedman and Charlie Poole
Ward 2 Aldermen David McCoy and Dave Rittman
Ward 3 Aldermen Marvin Ferguson and Linda Arnold
Ward 4 Alderman Brian Atkinson
(Alderman Marc Sportsman was not present, and had given prior notice)
Ward 1 Alderman-Elect Deborah Butcher, by invitation
City Administrator Joe Turner
City Attorney Jack Campbell
City Clerk Barbara Lance

ALDERMAN ARNOLD MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS REAL ESTATE AND LITIGATION MATTERS UNDER THE AUTHORITY OF RSMo 610.021(1) AND (2); ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

Discussion was held.

ALDERMAN FRIEDMAN MOVED TO ADJOURN THE EXECUTIVE SESSION AND GO INTO AN OPEN WORK SESSION; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

At this time the following people joined the discussion:

Police Chief Bill Hudson
Rick Kuhl of Williams Spurgeon Kuhl & Freshnock (architect for renovation of City Hall)
Director of Public Works Jeff Rupp
Community Development Director Sean Ackerson
Senior Building Inspector Paul Giarratana
Building Inspector Ed Gault
Project Manager Dan Koch
Nancy Jack for Parkville Luminary

Mr. Turner said the subject of the discussion was the City Hall renovation. Suggestions included:

Moving City Hall to the Park University campus. Mr. Rittman said one suggestion would be to put a new City Hall on Park University land, utilizing a land lease. Everything could be built on one level

Mr. Friedman said it may be best to split the departments, i.e., move police and court somewhere else. Mayor Dusenbery asked Mr. Atkinson about his suggestion for a new tax. Mr. Atkinson said that would be a law enforcement tax. Mr. Friedman said he thought that was a bad idea.

Other locations. Mayor Dusenbery said there are different places we can look at. The problem is we're going to have to go back to the voters in five years and ask for more money. Mr. McCoy said there could be other alternatives we haven't discovered.

Mr. Rittman said we can't build in the floodway, and we don't want to go out west to I-435.

Specific proposal from unidentified group. Mr. Turner said one group wants to make a proposal for a different location to the Board. The group would like to keep its identity confidential at this time. He asked if the Board would like to see what they offer and then consider other options. This group is offering some creative financing. Mayor Dusenbery said she would like some education on this creative financing.

Mayor Dusenbery said we just need to look at this other offer and see what we want to do. If we like it then we'll get a full-blown appraisal on the present City Hall.

Time limit. Mr. Atkinson said we need to set a time limit. Mr. Friedman asked how long we could hold that interest rate, but it was noted the bonds have already been secured.

Future discussion. It was agreed to have a work session and an executive session at 6 p.m. May 3rd, preceding the regular meeting.

Mr. Rittman asked if there would be any benefit in approaching commercial realtors to conduct a site search. Typically those are done at no cost, he said. Mrs. Butcher said she thought that was probably a good idea. She is not a commercial realtor herself.

ALDERMAN McCOY MOVED TO GO OUT OF THE WORK SESSION; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

The work session was concluded at approximately 6:50 p.m.

Submitted by Barbara J. Lance

City Clerk Barbara J. Lance - 4/20/05

These minutes should be considered a draft until approved by the Board of Aldermen at the meeting of May 17, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
April 19, 2005

ALDERMAN POOLE MOVED TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS REAL ESTATE AND LITIGATION UNDER AUTHORITY OF RSMo 610.021 (1) AND (2), ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED.

AT APPROXIMATELY 7:06 P.M., ALDERMAN MCCOY MOVED TO RETURN TO OPEN SESSION; ALDERMAN POOLE SECONDED; ALL AYE. MOTION CARRIED.

The regular board meeting started at approximately 7:07 p.m. following a Work Session to discuss city hall renovation and an Executive Session scheduled to discuss real estate, litigation and personnel under authority of RSMo 610.021(1),(2) and (3). Please note the minutes for the work session are separate from these minutes and they reflect that Alderman Sportsman was absent on this date with prior notice.

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
Dan Koch, Project Manager
City Attorney Jack Campbell
Assistant City Clerk Claudia Willhite
City Clerk Barbara Lance
William Quitmeier, Al McCormick, Ron Ortiz
Tom Hutsler, Virginia Ground, Paul Gault,
The Reverend Brian Ellison, Noelani Francis
Winnie Wang, Mike Butcher, Harry Sievers
Boy Scout Will Pertowski
Boy Scout Hunter Gould

MEDIA PRESENT:
Joe Gleason for Channel 2
Nancy Jack and Mark Vasto for The Luminary
Kim Bui for KC Star
Bill O'Malley for Platte Landmark

BOY SCOUTS

Boy Scout Will Pertowski came to the podium to introduce himself and stated he was attending for his communications merit badge. Boy Scout Hunter Gould of Troop 288 said he was there for his communications and citizenship in the community badge.

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE APRIL 5, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED 7-0.

Ordinance Re Canvass of April 5th Election

ALDERMAN FERGUSON MOVED THAT BILL 2209, AN ORDINANCE CANVASSING THE ELECTION RETURNS OF THE APRIL 5, 2005, MUNICIPAL ELECTION, BE APPROVED FOR FIRST READING, ALDERMAN FRIEDMAN SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2209 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING; ALDERMAN POOLE SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2209 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2189; ALDERMAN ATKINSON SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2209 was posted on 04/16/05.

Oath of Office Administered by City Clerk

City Clerk Barbara Lance administered the oath of office to newly elected Ward 1 Alderman Deborah Butcher and re-elected Ward 2 Alderman Dave Rittman and Ward 3 Alderman Marvin Ferguson. Ward 4 Alderman Marc Sportsman was unable to attend this meeting and will take his oath of office at a later date.

Mayor Dusenbery extended a special thank you to Alderman Poole for all the years of dedication and service he has given to the city; applause and a standing ovation followed. Alderman Poole said it was his pleasure and he left his seat to join the audience while newly elected Alderman Butcher took her seat on the board.

MAYOR'S REPORT

Municipal Election 2005

The mayor said that due to the high citizen interest level of agenda item 5C regarding Municipal Election 2005, she would like to begin the Mayor's report with this item. She then proceeded to read her letter to the Board of Aldermen, which she said was drafted with the assistance of others. (Note: This memo, along with all other written material related to Agenda Item 5C that was submitted for review at this board meeting, is attached to the official minutes on file.)

The mayor said she wanted to say a few words before reading the letter and she asked everyone to realize why they were there. We all love this city, she said, and we're all very passionate about this city and sometimes passion gets in the way of judgment. She said she knew that some people disagree with her opinion on this and she respected that. She also asked anyone feeling compelled to shout out from the back of the room to please step out and think about what they want to say before returning because there should be no reason for this meeting to get out of control. She stressed that this is not what we want the City of Parkville to be about because there are so many positive issues that we're working on that we need to come out as one on. She then read the attached letter aloud.

After reading the letter, she referred the board to the other documents in their packets related to this issue including a copy of the open letter that four current and two past Planning Commission members signed and the cover letter that was attached to it. She then asked the board for direction on what should be the consequences for the Planning Commission members who signed the open letter and how can the city prevent similar situations in the future. The mayor then read the following proposed options she had noted in her memo to the board:

1) Draft a letter to each Planning Commissioner and require each member to take a class in Ethics and Planning and Zoning
2) Request resignation of all Planning Commissioners who signed the "Open Letter"
3) Request resignation of all the current Planning Commission members and restructure the Planning Commission
4) As the Board otherwise sees appropriate

The mayor explained that what she meant about possibly restructuring the Planning Commission was that three or four years ago they went from nine to eleven members and perhaps it should be considered to return to nine members assigned by wards. She then stressed that this is just a suggestion for consideration and not an issue or an order; it's just a suggestion.

The mayor said she wanted next to open discussion by the board and then to the public. What she would like, she said was to keep the discussion focused on the issue at hand which was this advertisement sent out to citizens in Ward 1 and not to go off on a "he said - she said" direction. She then asked the board what was their view on the issue, reminding them that they (the board) had the vote.

Alderman Friedman said he did not interpret the events the way the mayor did and he said he did not see a breach of ethics there. He said that he believes it is the duty of every citizen to act if they find this situation; we're getting in a situation in this country where people campaigning wait until the last minute to put out stuff that requires other citizens to act quickly to counteract information that is untrue. So a group of people with a different set of ideas and information may need to put a situation straight. He said, he'd seen it happen other times in this county that people wait until the last minute to put out something, making it almost impossible to overshadow it.

Mayor Dusenbery said that this was one of those pieces going out at the last minute.

Alderman Friedman said no, this was in response to something and it did not say it was supporting anyone but it did say that it was counteracting a statement made by another candidate.

Mayor Dusenbery said she was most concerned about all of this because some people, who have served and honored our city on the Planning and Zoning Commission when they signed this, had no idea a cover letter was going to be attached and used as an advertisement for a candidate. Several of them, she said, did not know how their signatures were going to be used. This cover letter, she said is what makes this something that should be questioned because it did come out and support just one candidate. She asked for other board comments.

Alderman Rittman said he would limit his comments to just the relationship of the Planning Commission and the final piece, not the election as a hole. He said you have two candidates who have both worked very hard and he added that he'd had the pleasure of working with both of

them over the past years. He said that nothing that happens here tonight is going to change the outcome of the election; nor is this about that. He added that the voters have spoken and he looks forward to working with Deborah Butcher over the next period of time. He stated that he did feel the process in question did violate the Planning Commission bylaws, specifically Paragraph F10 and there are, he said, a number of other significant concerns.

Alderman Rittman said it is most unfortunate that we have to do this because Parkville is in an area of growth and healing; we want to move forward and focus on goals but we all took an oath as you heard tonight. With that, he said, comes the fiduciary responsibility to act on the process in terms of what happened, to be sure it doesn't happen again. He said one piece that particularly disturbed him was the hand-written note making reference to two other Planning and Zoning members, Marvin Ferguson and Charlie Kutz, indicating that they were not in town so they couldn't sign the document. Alderman Rittman said Mr. Kutz personally told him that he was never called although he was in town working all day but he wouldn't have signed it anyway because it was in violation of the Planning Commission bylaws. Mr. Rittman said these are some very serious concerns in terms of process. He then asked Alderman Ferguson his thoughts.

Alderman Ferguson said he wouldn't have signed it even if he'd been asked because the minutes speak for themselves. He said the minutes could have been included without the signatures of the people involved and the appearance of impropriety was the worst part of it. Mr. Ferguson recommended each of the board might have a session with the city attorney to review the bylaws and how they're supposed to function so this doesn't happen again.

The mayor said it had been brought to her attention by several people that perhaps all board members who serve city hall, including the Board of Aldermen, should take part in an ethics lesson. She also said she wants to see fair elections in the future - not saying that there was anything unfair with this - but that it seemed to pull some innocent people in and some of those people that signed didn't know there was going to be a cover letter attached to it.

Alderman Rittman said he wanted to point out that the documents at hand were distributed at the polls with certain portions allegedly yellow-highlighted further adding to the illusion of an elected city official providing that information to the voters as they walk through the polls. This is of particular concern when you consider that there were only 16 votes, representing a swing of 8 people. The goal here tonight, he said, is to make a difference for the community so this never happens again.

Alderman McCoy asked the board to remember that they worked very hard a year ago to get attendance at a special class on how to perform as a commissioner and alderman. He said even with a month and a half to two months advance notice they were unable to get everyone to attend so he has concerns about being able to get everyone to attend.

Mayor Dusenbery said attendance for the training session would go on record then and it will be taken into consideration at reappointment time.

Alderman Arnold asked for clarification that the mayor did not mean the former class already held.

The mayor said no, that she meant "starting from scratch" with the brand new ethics class and failure to attend will be a consideration for not reappointing.

Alderman Friedman suggested that an alternate date should be set for anyone who can't make the first date due to work scheduling.

The mayor agreed but said two options should be flexible enough. She went on to say that Planning and Zoning is an advisory committee whose job it is to look at things in black and white while following our statutes and zoning and then make an educated decision, without politics. She said we (the board) are an elected political body but Planning and Zoning has a different mission and set of rules.

Alderman Atkinson said that he'd had the honor of serving previously on the Planning and Zoning board with Chairman McCormick and others and they are doing an excellent job and it would be a disservice to the City if the Planning and Zoning Commission members who signed were lost.

The mayor said that would only happen if they chose to resign.

Alderman Atkinson said that he sees it as a political battle for a position on the Board of Aldermen and he doesn't believe that any of them would do it again.

The mayor agreed and said she was talking more about education for the board and the commission and a lesson in ethics wouldn't hurt anyone. She asked how the board felt about the idea of a workshop.

Alderman Friedman said he had no problem with the idea.

Alderman Rittman said there are other factors to this issue that need to be discussed and it's perhaps best to approach by dividing into categories. He said he had asked the City Attorney if it could be handled in Executive Session due to the sensitivity of the issue and the answer was no, so as difficult as this is, it must be covered now in open session. Mr. Rittman said we seem to have two levels – Planning Commissioners who feel they didn't see all the facts or in the case of Al McCormick, who signed a piece of blank piece of paper with text but no other items – it's all in your packets. He added that you have one particular individual who didn't sign it but who paid for it. This individual, he said, had access to the bylaws and documents, one of which is the staff report of 2002 that stated Dave Williams was the owner of the property.

The mayor interjected that she did not want to go into "He said, she said".

Alderman Rittman said he wanted to start with a recommendation that Jim Sfetko and Al McCormick receive a letter of reprimand and that they attend a mandatory ethics training session and that they be obligated to use those "learnings" and skill sets in any future meetings.

The mayor asked why Jim Sfetko was included in this.

Alderman Rittman said he was including Jim because he is the Campaign Treasurer for the Butcher campaign and a current member of the Planning Commission, whose name is on the bottom of the document as the person who paid for the mailing.

Alderman Arnold sad she thought that all campaign advertising is required to say who paid for it.

Alderman Rittman said the point is you had a violation of Paragraph F10 of the Planning Commission bylaws and Jim is identified on the document as the one who paid for it.

Alderman McCoy seconded the motion.

Alderman Butcher said she knows that the mayor doesn't want to hear "he said, she said" but she believes the citizens in our community have a vested interest in this so we need to hear from them. She said after she hears from the community she definitely has a number of issues she'd like to address to the board respectively. Some discussion ensued on this. Alderman Butcher then asked for clarification on when there would be public discussion if a motion has already been made and seconded.

Alderman Rittman said we have a process issue whether we're going to have a public hearing or not. The mayor said this is not a public hearing. Alderman Rittman went on to say that the board is just fulfilling its obligation to act in a fiduciary manner as representatives.

The mayor asked the board if it wouldn't be all right to hear from the citizens who came to speak. There were no objections. She then said it would be all right to hear comments from the audience as long as everyone remains calm and civil and focused on the issue. She also noted that we all have to work together on so many issues so it makes no sense to cause enemies this evening. She then asked anyone wanting to speak to give the Assistant City Clerk a name card and she reminded everyone that we have tons of other city business to get accomplished so please keep to the point and focus on the issue.

William Quitmeier, current member of the Parkville Planning and Zoning Commission and former mayor of Parkville, commented that Mayor Dusenbery said earlier in the meeting that everyone that goes before the Planning Commission deserves an unbiased fair shake and he feels that should apply to everyone who goes before the Board of Aldermen as well. Mr. Quitmeier said that he was very offended by the conclusions some of the board has made. He said that in the light of the ethics violation accusation, he contacted the City Attorney Jack Campbell who confirmed that there was no violation of the open meetings Sunshine Law and that no city money was used for the mailing. He said, according to Mike Green of the Missouri Ethics Commission, who said he could not talk specifically because he might hear an appeal, if we did not use city money then there was no violation of Missouri Ethics. Mr. Quitmeier said he also discussed this issue with Stuart Haynes of the Missouri Municipal League; and he confirmed there was no violation of the open meetings law, absolutely none. And, he said, if we did not spend city money then it was not a violation and this fact is absent from the report by the mayor; we have First Amendment Rights under the US Constitution – those are so pure. You guys keep talking about (Paragraph) F10; he said, but F10 is for a perspective idea; it says clearly that Planning and Zoning Commission members and staff members must insure that the presentation of information on behalf of any party to the Planning Commission occurs only at a scheduled hearing of the Planning Commission. So, he said, what they are talking about is that we as Planning Commission members are not supposed to make up our minds on an issue prior to the public hearing. We cannot express our opinion about an issue prior to it coming before us. We cannot hear private input of opinions on that, because we have to be a fair arbitrator of the evidence after we've heard it. The trouble is, he said, Alderman Rittman and Alderman McCoy, who are both supporters of Tom Hutsler, you never even called me to ask my opinion on it. You never wanted my side of the story and I think you've disqualified yourselves if there is any

public hearing because you've already made up your minds without hearing from us. We know we didn't violate any state law or any Parkville law because this says we're not supposed to discuss perspective meetings. You might have paragraph 6 of that F – to avoid appearance of conflict of interest and impropriety, Planning and Zoning members who may receive some private benefit from a public planning decision must not participate in that. We had nothing to benefit, he said, we were trying to set the record straight regarding untruths said about a meeting three years ago. Not a perspective meeting, he stressed but a meeting from three years ago and some candidate's supporter who was saying at the very last minute that their candidate came and thwarted an effort to build a tower. The minutes, he said, as Alderman Ferguson noted, bear that out, so what we've done is told the truth about a meeting held 3 years ago that is not a violation of Missouri Ethics or Missouri Sunshine Law and not a violation of the ordinances. Mr. Quitmeier said that he took offense that his ethics are being called into question by judgments of people. He commended Mayor Dusenbery for being "very gracious to talk to me several times, so you did inquire about that" but he said that Aldermen Rittman and McCoy, who made and seconded the motion tonight, should be disqualified from any public hearing if there is one. In closing, he began to say something about Alderman Rittman and McCoy being supporters of Tom Hutsler but Mayor Dusenbery cut him off to say that we are not going to do that. Mr. Quitmeier then thanked the board for their time.

Mayor Dusenbery said that it is was not the open letter at issue tonight, but what was attached to the letter that is in question because that is what gave the appearance of impropriety. We have to remain neutral, she said; the planning and zoning board needs to remain neutral. She warned the audience once again that there should be no shouting from the back of the room and only those who come to the podium can speak to the board. She then asked the clerk to be responsible for calling the order of names to address the board from the podium so there would not appear to be favoritism on her part.

Dave Williams said that he did not receive a copy of the last letter sent out by the Butcher campaign and throughout the whole campaign one of his business partners was blamed for trying to put in a cell tower. He said that he owns the property and the application for the cell tower had his name on it. As he proceeded to say more about the cell tower application, Mayor Dusenbery asked Mr. Williams to please keep to the issue. Mr. Williams resumed his explanation of details of the cell tower application in 2002, stating that this is the issue because people throughout the campaign people have been making comments without consulting him. Mayor Dusenbery tried several times to redirect Mr. Williams' discussion. When he began to talk about another cell tower, the mayor asked him to sit down.

Penny Sharp said she initially came only to thank Charlie Poole for his 14 years of dedication and service to Parkville and to congratulate Deborah Butcher on her new alderman seat. She said it seems that something she wrote is the issue here. And it's something, she said, in all honesty, although Jim's name was on it, was written by her. She said she paid the three dollars to get it printed and she paid for the postage to mail it out. She said she didn't know if this makes any difference, but she wanted everyone to know. She added that Mr. Hutsler had called her to say that he wasn't the developer requesting the cell tower and he was opposed to it. Mrs. Sharp said she told him that she did not say that he was. She added that Mr. Hutsler said that she was misrepresenting and maligning him and she answered that she did not mention his name. She said he also told her that he opposed the cell towers on that night but many remember differently.

Mayor Dusenbery asked Mrs. Sharp if she would keep to the topic.

She then said O.K. and directed her next remark to Mr. Rittman saying that he put out a host of materials to bolster his position that something wrong occurred. She then stated that many, including her, had not seen all the materials sent out. The mayor again reminded her that we must stick to the single piece of advertisement that is at issue. She agreed and then offered to turn to another element. She said she did want the record to show that of all the mailings sent out none of them were illegal and although some of them were nasty and mean, the record should show that you all received a copy of them so you can see what happened and what instigated this whole thing. Mrs. Sharp then read a quote by the mayor in her letter to the board, which states that it is inappropriate for any member or committee of the city to use their authority to endorse or appear to endorse a candidate. She then read Mr. Rittman's quote from the Luminary stating that the city needs to be neutral in the election process; she read: "we have to give the appearance of being neutral, not just conforming to the letter of the law; we took an oath". Mrs. Sharp then said that mistakes have been made by other people that appear far more biased than the letter signed by a few Planning Commissioners. Mrs. Sharp then read from minutes of the February 15th Board of Aldermen meeting in which Mayor Dusenbery invited Pauli Kendrick to come to the podium to introduce Fred Sanchez who was running for a seat on the Park Hill School Board.

Mrs. Sharp said she just wanted to know why is it that this is not wrong.

Mayor Dusenbery said that's because Barbara Lance asked me to do that. She then asked Mrs. Sharp not to do what she was doing. "O.K.", Mayor Dusenbery said, "I was just trying to do something that my city clerk asked."

The room became loud with multiple discussions and comments from all areas of the room and Chief Hudson stood up to introduce himself and advise all persons in attendance to follow the mayor's instruction to speak one at a time only and from the podium only. He reminded everyone that as the Jewel of the Northland they should behave as a city that others strive to emulate.

Mrs. Sharp said she just wanted to know why is it that this is not a mistake in the same manner. If the board is supposed to remain neutral, why is a candidate allowed to stand up here and say vote for me, she asked.

Mayor Dusenbery said that anyone else running for that school board election could have come forward to do that so there was no bias there. It was suggested to her in a note before the meeting that Mr. Sanchez was going to be in the audience and Pauli Kendrick who was a friend to many of us here was going to introduce him. It was more of a favor, she said.

Mrs. Sharp said it was a misstep, a mistake, just as some of these other things are. She ended her comments with an expression of appreciation for the dedication and service that the board members give, at times under difficult circumstances like this. She said she hoped to see the community work together without being disrespectful to each other and work together for positive results because what the board does here is going to impact the future for generations to come.

Ron Ortiz, a former Planning Commissioner said that he shares Mr. Quitmeier's ire over how this travesty has been handled. He said that Mr. Rittman and Mr. McCoy should be ashamed for

not asking them their side of the story before jumping to conclusions. He thanked the board for allowing him to read his brief prepared statement. He said he remembered when we understood that growth and commerce could be positive when done in a manner befitting all of the people of Parkville and not decision-making that favors a select few at the expense of what makes this city great. He said he remembered people trying to build up the community instead of tearing it down. He noted that the energies being wasted on this issue could be better applied elsewhere. He challenged the board to look at why they are here and to work for a legacy we can all be proud of.

Al McCormick said he was not there to discuss political position but to talk to the board briefly. He noted that the board has voted him in as Chairman of the Planning and Zoning Commission unanimously several times and he has appreciated that position. He said he was there to tell the board that he feels his name is on a document that it should not be on and he regrets that. Chairman McCormick stressed that he was there to speak on his behalf alone as one of the leaders they had chosen and he said he planned to visit with Mr. Hutsler some time in the future. He directed the board to his letter in their packets and said that whatever action the board decides to take, he will follow and respect.

Tom Hutsler said that it was difficult to speak without a prepared statement but in the best interest of the community he felt we should move off of this issue and onto the business of running our city. He noted that we've gone through some tough times in the past couple of months, and tonight. Mr. Hutsler said that on election night he wished congratulations to Deborah Butcher on her victory and he meant that. What's happened the past four weeks, he said, none of us can change; whether someone wanted a cell tower or not is immaterial. Those citizens who attended tonight are showing their concern for Parkville he said and he commended them for that. He then suggested that in the best interest of the city, Alderman Butcher and our other elected officials, we should move on. He said he just spoke with Mr. McCormick and he looked forward to working with him in the future. He said he also knew that Mr. Ortiz had resigned as a Planning Commission member and he would like to see him put back on the board, if that's possible. He said he knew that we can't right the trouble of the past few weeks but we can move forward and as Chief Hudson reminded everyone earlier, "We are the jewel of the Northland". He noted that he lost by 16 votes and was willing to live with that, adding that if he had lost by one vote would have been worse. He thanked everyone and said he hoped this helped clear things up.

Frank McCoy introduced himself as a present Planning Commission since leaving his post as former alderman for Ward 4. He said he wanted to remind everyone that he has tried to get the topic of ethics on the agenda for sometime now. He suggested we should all take a hard look at our ethics and requested an open discussion on the topic.

Alderman Deborah Butcher said she wanted to clarify an earlier statement made by Alderman Rittman for everyone in the room that she did not give Chairman McCormick a blank piece of paper to sign. Mrs. Butcher said she wanted to speak directly to the issue of the letter. She added that she agreed with Alderman Friedman that this last minute ugly campaigning is wrong. She said that what she did was a reaction to three pieces of untrue pieces of information that went out a few days before the end of the election. She said when her campaign committee recognized that the cell tower would become a campaign issue; they agreed the most reasonable thing to do was to verify it with the minutes.

Mayor Dusenbery interjected that she just wanted to say Alderman Ferguson had a great point, "You could have used the minutes without dragging these people's signature into it."

Alderman Butcher said that was where she was exactly where she was going and asked that she be allowed to discuss this since she is where all of this responsibility ends up. Mrs. Butcher said that all of you who received information during the campaign know lengthy multiple pages are not read. She said that every single one of the current commissioners who signed the letter clearly understood in her mind that the letter would be used in a downtown meeting and told them if she didn't need to use it to clarify the issue, she would never use it. She went on to say that so many issues were brought up during the campaign and as they were busy responding to beat a deadline, a mistake was made. Mayor Dusenbery asked Alderman Butcher to read what the notes said. She read "Marvin Ferguson and Charlie Kutz could not sign because they were out of town". She said that it was her working copy with hen scratch notes on it that was sent out in error and for that she wanted to apologize to Alderman Ferguson. The mayor asked Mrs. Butcher if she really tried to contact the two gentlemen. Alderman Butcher answered that she did not think that was the issue because she did not intend to send that out to the public.

Tom Hutsler said he wanted to make two brief points. He said those at the April 2002 Planning Commission meeting know not one person there that evening was in favor of a cell tower. He said that Deborah Butcher did speak against the cell tower as well as two or three other people from the Bluffs; a lot of people were there and no one wanted the cell tower. Mr. Hutsler said he didn't want to look at a cell tower in his backyard either. He stressed that with so many issues on the city's task list now he wanted to restate his position that it is in the best interest of the city that we leave this issue and move forward now, resolving it amicably for everyone.

Alderman Rittman offered to withdraw his earlier motion and restate it after this discussion. Alderman McCoy withdrew his second to that motion. Mr. Rittman said he wanted to start by saying Al McCormick has been with us many years and no one is more dedicated. Mr. Rittman said he doesn't know Jim but knows Penny well through prior work on Christmas on the River and respects her opinion though it differs from his.

Mayor Dusenbery asked if anyone has trouble with the idea of proceeding with arrangements for an ethics class that both groups, the Board of Aldermen and the Planning and Zoning Board would participate in. She also asked Sean Ackerson to take responsibility for making the arrangements. Mr. Ackerson agreed.

ALDERMAN FRIEDMAN MOVED THAT THE CITY WILL PUT IN PLACE MANDATORY INFORMATIONAL SEMINARS DIRECTED AT OUR CITY COMMITTEE POSITIONS INDIVIDUALLY, SUCH AS THE BOARD OF ALDERMEN, THE PLANNING AND ZONING COMMISSION AND THE COMMUNITY LAND AND RECREATION BOARD, TO INFORM PARTICIPANTS ON ETHICS OF BEING AN ELECTED, APPOINTED AND EMPLOYED CITY OFFICIAL SPECIFIC TO THE GROUP THE PARTICIPANT SERVES IN; ALDERMAN FERGUSON SECONDED; ALL AYE. MOTION PASSED 7-0.

ALDERMAN RITTMAN MOVED THAT THE CITY ATTORNEY JACK CAMPBELL IS INSTRUCTED TO DRAFT UP FOR BOARD REVIEW, AN ETHICS DIRECTIVE FOR ORDINANCE THAT WILL ADDRESS THE CONCERNS DISCUSSED AT THIS MEETING IN REGARD TO POLICIES AND PROCEDURES THAT REMAIN CONSISTENT WITH THE STATE OF MISSOURI AND ITS VARIOUS STATUTES AND CODES THEREOF; ALDERMAN McCOY SECONDED; ALL AYE. MOTION PASSED 7-0.

There was discussion regarding the many different opinions that have been heard in the last week and tonight regarding definitions of what is in the Planning and Zoning bylaws.

ALDERMAN RITTMAN MOVED TO THAT THE CITY ATTORNEY JACK CAMPBELL IS INSTRUCTED TO DRAFT AN OPINION LETTER THAT WILL PROVIDE COMMENTS AND SPECIFIC DEFINITIONS AND DIRECTIVES REGARDING THE BYLAWS FOR THE PLANNING AND ZONING COMMISSION AS IT RELATES TO WHAT A COMMISSIONER CAN AND CAN NOT DO RELATED TO ELECTIONS WHILE SERVING ON THE PLANNING AND ZONING COMMISSION; ALDERMAN McCOY SECONDED; ALL AYE. MOTION PASSED 7-0.

There was discussion on what a loss it would be to the city and the Planning Commission if Ron Ortiz does not rescind his resignation to the Planning Commission.

ALDERMAN FRIEDMAN MOVED THAT THE BOARD REFUSE PLANNING COMMISSIONER RON ORTIZ'S RESIGNATION IN THE HOPE THAT HE WILL RESCIND HIS RECENT RESIGNATION; ALDERMAN ATKINSON SECONDED; ALL AYE. MOTION PASSED 7-0.

Community Land & Recreation Board Member Nomination

The mayor explained that since winning the election for Ward 1 alderman, Alderman Deborah Butcher is vacating her position on the Community Land and Recreation Board. The mayor nominated Mary Martin of 801A West Street to fill the resulting vacancy.

Emergency Services Update

The mayor announced that Metropolitan Ambulance Services Trust (MAST) will make a presentation to the board at the May 3rd meeting. She said that the Northland Regional Ambulance District (NORAD) is expected to present at the second board meeting in May. She also said that she has worked with Platte County Commissioner Betty Knight to establish an ambulance district and a request has been made to waive the "contiguous policy" requirement so that we have negotiation power. She may be asking for a letter from the board regarding the ambulance district plan.

Planning Commission Appointments for 2005

ALDERMAN MCCOY MADE A MOTION TO POSTPONE ANY ACTION REGARDING THE PLANNING COMMISSION APPOINTMENTS FOR 2005 TO A FUTURE BOARD MEETING AND TO POSTPONE ANY DISCUSSION OF POSSIBLY CHANGING THE NUMBER ON THE PLANNING COMMISSIONERS ON THE PLANNING AND ZONING BOARD; ALDERMAN RITTMAN SECONDED; ALL AYE. MOTION CARRIED 7-0

CITY ADMINISTRATOR'S REPORT

Policy Report on Releasing of Checks

City Administrator Joe Turner reviewed his policy report covering options for addressing concerns regarding the city's check releasing policy.

ALDERMAN McCOY MOVED TO APPROVE THAT THE CITY SHALL NOT ISSUE OR RELEASE ANY CHECKS UNTIL THE BOARD OF ALDERMEN APPROVES THE CHECK ON A BILL-PAYING ORDINANCE, UNLESS THE CHECK IS FOR ONE OF THE FOLLOWING LISTED ESSENTIAL ACTIVITIES: ELECTRIC BILL, GAS BILL, VEHICLE GAS BILL, WATER BILL, PHONE BILL, CELL PHONE BILL, PAGER BILL, INTERNET/CHANNEL 2 BILL; ALDERMAN FERGUSON SECONDED; ALL AYE. MOTION CARRIED 7-0.

Memo to Board re Brenda Hansel

Mayor Dusenbery read two staff memos that were drafted at City Administrator's request, one from Jeff Rupp and one from Cindy Liberty, (copies are attached to the official minutes). These memos provide some history on the chain of events related to the Brenda Hansel accident claim. The mayor then explained that she inherited the Brenda Hansel accident folder upon taking office and after the new city administrator was hired they had several discussions regarding this. The mayor said she felt the city had let this woman down and the action of a check going to Brenda Hansel was goodwill and was not wrong. We fixed the problem of the street, she said, but did nothing to come to the aid of this poor woman who had been injured. She added that no one in City Hall wanted to even turn in this poor woman's insurance claim until it was handed over to her. When it came time to request the check, the mayor said she had a nice conversation with Alderman Ferguson who felt in the long run, as an attorney, we were just settling this case and asking her to sign a release. Policy, she said, allows the City Administrator and Mayor up to $5,000 they are at liberty to relinquish. She said she did not feel anything was mishandled here and she did not blame Joe Turner or Justin Kuder; it was what we needed to do for goodwill for our citizens.

Alderman Arnold said she was offended when the mayor said our own employees did not want to do anything about this. It was a changing of the guard, Mrs. Arnold said, and whoever might have become mayor would have had this wind up on their desk and to tell us that no one wanted to do anything about this and you saved us, is wrong to all of our employees. They were trying to go the right way. Perhaps Ms. Hansel did deserve this, but we have no police report, Alderman Arnold said, and she stressed that her concern is that it showed up on the bill-paying ordinance at the last meeting only to find out it had already been given to Ms. Hansel three weeks prior. Mrs. Arnold said she would like to be told about such situations and she has mentioned to the board before that they all need to be involved in knowing what is going on. Then she asked if it was so important, why nothing was said about it to the board. Mrs. Arnold then asked Jeff Rupp for clarification on how many times he had contacted the insurance company. She said when the city decides to pay an insurance claim that is denied by our insurance company, we all need to know about it.

The mayor asked Jeff Rupp to let the city attorney answer Mrs. Arnold's question. City Attorney Jack Campbell said this accident happened December 4, 2003 and it should have been submitted to the insurance company by the City Administrator at or near the time of the accident. How much this denial means, he said, is questionable because the insurance company has the date of incident as May 11, 2004 and they didn't conduct any investigation regarding it because they had no information to go on. Some cities, he added, have such claims filed by the public works department so there may not always be an actual police report. He suggested that other than to set some policies in place, which has been done, so this won't be a problem again, there really isn't much more to say.

Alderman Arnold said she just wanted to make the record correct and do it right the next time. She said when Mr. Ferguson was given three checks to sign – two utility checks and one Brenda Hansel check and afterwards putting it on the bill-paying ordinance; that's what's bothering me. She said what she is stating is that she wanted it out in public and on record.

Alderman Rittman said that he supports the mayor in getting the release signed because in his business experience that is a critical piece in dealing with accidents that occur on your business property. He added that we (the board) should have been informed but it's now resolved; the release is signed and it could have been so much more. He also recommended that the claim be resubmitted to the insurance company.

Chief Hudson said he wanted to state in Ms. Liberty's defense that when we lost our insurance coordinator, she stepped up and took it over as she has many times, and in many situations, before because she is an excellent employee. He explained that Ms. Liberty received the claim four months after the fact with no documentation whatsoever and she appropriately asked him for direction on how to proceed. He said he wanted to point out that it wasn't that she didn't want to help anyone; it was that she didn't have anything to help anyone with. Chief Hudson said that since he has no authority to pay bills, he advised her to take it to the Interim Mayor. He added that Pat Hawver was gone at that time and there was no city administrator. He said the police department normally does process police reports for such injuries.

Alderman Atkinson said he understood Mr. Rittman's position and getting the release of liability is good, no question, but as an insurance professional he feels if our insurance company denied it, we have no business paying medical claims. Joe Turner has fixed the policy, he said, so that's not a problem and he expressed hope that the board will not be in this position in the future; we pay a lot of premium dollars to our insurance company to defend us if we do catch suit so we need to consider each situation on its merits.

Mayor Dusenbery agreed that each situation should be looked at individually. She said the fact that it was a cross between two administrations had a lot to do with how things happened.

Former Alderman Charlie Poole said he wanted to point out that it was 2003 when this accident happened and a year and a half later, it gets paid and he had no knowledge of this bill at any time. There was a medical issue and a possible lawsuit to this city, he said, and there should have been board discussion on it; it should never have been paid the way it was paid. A year and a half later, he said, "She has never approached the city, that I know of" or said anything to anyone to ask if she could have her money. So, he said, I have to ask how she came to talk to anyone on this board or this mayor to say, "I'd like to have my money." Mr. Poole asked if she talked to anyone there on the board to ask that question.

Mayor Dusenbery said she received a call from Brenda Hansel because she knew we had her file because she gave it to us; so she asked where we stood and said that all she had left was $900 worth of bills.

Alderman Arnold asked if this was after she became mayor.

The mayor answered yes that it was after she was elected. The mayor said we sat on this for a long time not hearing from her so when we did get a phone call asking what was going on and

what the city could do for her, she discussed it with Joe Turner and decided to put it down as goodwill.

Charlie Poole said he thinks it's nice to have goodwill and he understands it but when we have the issues we have and we spend close to $1,000 for something we don't have to, it was done wrong; it was inappropriate and it has a funny air about it.

Mayor Dusenbery said that's exactly why she wanted this read out loud because it doesn't have a smell; it's all honesty: a woman fell down in our street and we're handling it. We fixed the road, she said, but nobody wanted to take responsibility to take care of this poor woman's medical bills; and you know she's a citizen of Parkville and we should treat our citizens better than that.

Alderman Atkinson said that is the last message you want to send out – that if you fall in Parkville and the insurance denies it, we'll pay your medical bill. He stressed again that is the last message you want to send out.

The mayor said unless you would have brought this up and made an issue of it

Alderman Arnold said we couldn't because we didn't know about it.

Mr. Poole said that was his point; no one knew about it and Alderman Ferguson only learned of it when he was asked to sign the check.

Alderman Rittman said that he supported the mayor in getting the release signed because it was a process issue and now the city has no liability. We've changed the city policy now and the message has been received that the board should have known about it but at the same token, it's been handled and the city no longer has that liability. He said he agreed with Alderman Atkinson that we should to look at each case individually.

Alderman McCoy said it's already been pointed out that the mayor and city administrator have the authority to settle things or spend up to $5,000 so if we want to pick any particular instance and say no, they should have come to us, then we need to change that policy or we'll see everything coming before the board.

Parkville resident, Virginia Ground, came to the podium, to thank the mayor for this act of good will that was extended to Brenda Hansel. Mrs. Ground said she wanted to remind the board that Ms. Hansel answered phone for our volunteer fire department for many years and was conscientious in her duties to make sure the phones were covered before she would leave to go anywhere. She added that Ms. Hansel's father served as the Chief of the Volunteer Fire Department without pay for many years.

Memo re Roundabout Tour April 27th

Mr. Turner explained that there would be a lot of added traffic and activity at the roundabout on 45 Hwy by the National on April 27th. He referred the board to the information in their packets regarding the study of roundabouts being conducted by the Kansas Department of Transportation.

C/A Bill to Approve Contract with First National Merchant Solutions

ALDERMAN FERGUSON MOVED THAT C/A BILL 142, AN ORDINANCE AUTHORIZING THE CONTRACT PURCHASE AND PARKVILLE MUNICIPAL COURT USE OF A CREDIT/DEBIT CARD MACHINE FROM FIRST NATIONAL MERCHANT SOLUTIONS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT C/A BILL 142 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 142 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 142; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

C/A BILL142 was posted on 4/16/05.

Request for Direction re City Credit Card

Collector Justin Kuder reviewed the policy report seeking approval from the board to proceed with securing a city credit card for city-related purchases made by staff. He described examples of many recurring situations where city employees have to use their own credit cards for work-related expenses and necessary purchases.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST TO SECURE A CITY CREDIT CARD FROM A LOCAL BANK; ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED 7-0.

Request for Direction re Changing Phone Rate Structure w/SWB and for Naming SBC as Long Distance Provider

Mr. Kuder explained that an average savings of approximately $175 per month could be achieved by following staff and Financial Committee recommendation to change the telephone rate plan structure from Local Metered Rates to the Custom Biz Saver Plan. Mr. Kuder also explained how naming SBC as the city's long distance provider, utilizing the Business Domestic Saver Solutions plan could result in an additional monthly savings of $57 beginning in May 2005. The board commended Mr. Kuder for the initiative he demonstrated to research this possible way for the city to save some money.

ALDERMAN FERGUSON MOVED TO APPROVE THE REQUEST TO CHANGE THE CITY'S PHONE RATE STRUCTURE AS RECOMMENDED AND TO APPROVE NAMING SBC AS LONG DISTANCE PROVIDER; ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED 7-0.

COMMUNITY DEVELOPMENT

Community Development Director Sean Ackerson explained that due to the anticipated length of tonight's meeting, some last minute requests had been received to table certain community development agenda items. Consequently, items 7A and 7B regarding the 6th Plat of Parkville Commons and vacation of certain sanitary and utility easements have been tabled until the next board meeting.

There also was a request from POPNA to table review of their request for a moratorium on development until the May 3rd meeting. Mayor Dusenbery noted that there are many pieces involved with this request so to fully weigh the feasibility of this, she requested that a work session be scheduled before the next board meeting.

Request for approval of a sign permit for Parkville Presbyterian Church

The Reverend Brian Ellison from Parkville Presbyterian Church was available with Noelani Francis from Mantel Teter Architects to answer any questions the board had regarding the request from the church for approval for a proposed sign for a permitted non-residential use in a residential district. Following brief discussion, a motion to approve was made.

ALDERMAN RITTMAN MOVED TO APPROVE THE REQUEST FOR SIGN APPROVAL AS SUBMITTED; ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED 7-0.

Request for approval of a change in use from retail to office in a B-4 PCD for Parkville Animal Wellness at the Greens at Crooked Road

Mr. Ackerson reviewed the policy report regarding this request from Parkville Animal Wellness for a change in use from retail to office in a B-4 Planned Commercial District. He explained that the location will be 6444 and 6446 NW Crooked Road and the request is made to allow for an animal wellness center. Based on the submitted application and supporting information, he said, staff recommends approval of the proposed change in use subject to required noise and odor mitigation and issuance of all required permits and licenses.

ALDERMAN RITTMAN MOVED TO APPROVE THE REQUEST FOR A CHANGE USE FROM RETAIL TO OFFICE IN A B-4 PCD, WITH STAFF RECOMMENDATIONS INCLUDED; ALDERMAN FERGUSON SECONDED; ALL AYE. MOTION CARRIED 7-0.

C/A Bill to Approve A Contract with Bucher, Willis & Ratliff Corporation

ALDERMAN FERGUSON MOVED THAT BILL C/A 143, AN ORDINANCE AUTHORIZING A CONTRACT WITH BUCHER, WILLIS & RATLIFF CORPORATION FOR PLANNING SERVICES FOR PHASE II OF THE PARKVILLE MASTER PLAN UPDATE, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 143, BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 143 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 143; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill C/A 1 43 was posted on 4/16/05.

Master Plan Update

Mr. Ackerson provided a brief Master Plan update and asked for the board's feedback about holding the next Master Plan Workshop on May 10th following the 5:30 p.m. Planning Commission meeting. He said that since the agenda is anticipated to be light, they could expect the workshop to begin by 7 p.m. and end by 9:00.

PUBLIC WORKS

Public Works Director Jeff Rupp reviewed his policy report to the board on serious erosion problems and subsequent emergency repairs necessary in the Rush Creek area. Following brief discussion, the following ordinances were passed.

C/A Bill to Approve A Contract with JMAR Underground Construction

ALDERMAN FERGUSON MOVED THAT BILL C/A 144, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JMAR UNDERGROUND CONSTRUCTION, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 144, BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 144 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 144; ALDERMAN FRIEDMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill C/A 144 was posted on 4/16/05.

C/A Bill to Approve a Contract with Brush Reduction Services

ALDERMAN FERGUSON MOVED THAT BILL C/A 145, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JMAR UNDERGROUND CONSTRUCTION, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 145, BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 145 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 145; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill C/A 145 was posted on 4/16/05.

C/A Bill to Approve An Agreement with Platte County Public Water Supply District 1 to Provide Metered Water Service to the Main Waste Water Treatment Plant.

Mr. Rupp then reviewed his policy report regarding the Agreement with Platte County Public Water Supply District 1. Brief discussion followed.

ALDERMAN FERGUSON MOVED THAT BILL C/A 146, AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE PUBLIC WATER SUPPLY DISTRICT NO. 1 OF PLATTE COUNTY, MISSOURI, TO PROVIDE METERED WATER SERVICE TO THE MAIN WASTE WATER TREATMENT PLANT, BE APPROVED FOR FIRST READING; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 146, BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 146 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 146; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill C/A 146 was posted on 4/16/05.

POLICE DEPARTMENT REPORT

Chief Bill Hudson said that his report was in the packets. The board thanked Chief Hudson for his intervention earlier in the meeting to help keep order in the room.

ACCOUNTS PAYABLE A-764

ALDERMAN FERGUSON MOVED THAT BILL A-764, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-764 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-764 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-764; ALDERMAN POOLE SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill A-764 was posted on4/16/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – The mayor reported that on March 22nd, a Regional Mayors meeting was held at Nick and Jakes Restaurant at Parkville Commons and a representative from MAST was there to give a Regional Ambulance Service Update.

Chamber of Commerce/Events – Mrs. Butcher said Parkville Mini Golf is hosting the First Annual Parkville Uphill Challenge Golf Tournament on Thursday, April 21st, 5:30 – 8:00 p.m. and April 22 from 7:30 a.m. – 9:00 the Chamber's Business over Breakfast will be held at Papa Frank's Restaurant.

Channel 2 and Website – Mr. Atkinson reported that Channel 2 staff are busy getting the bugs worked out on the new computer recently purchased to help meet master plan goals.

Financial Report – Mr. Ferguson referred the board to the Financial Report for February 2005. Brief discussion followed during which the balance sheet was reviewed and expenses now being processed on an accrual basis.

ALDERMAN FERGUSON MOVED TO APPROVE THE FINANCIAL REPORT FOR FEBRUARY 2005 AS SUBMITTED; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION PASSED 7-0.

Main Street Parkville – No report.

MARC Smoke-free Communities issue – No report.

Nature Sanctuary - Mr. McCoy reported that on April 16th, Jim Reed led a Wildflower hike with 9 participants and held a Work Day on April 9th. This Work Day was shared with ten National Honor Students from Park Hill South, their sponsor and seven Parkville Nature Sanctuary Committee members. Among other accomplishments, together they cut and chipped honeysuckle along the PawPaw Trail; built a fence around the back part of the entrance garden and cleaned out the Butterfly Garden.

Community Land and Recreation Board – Mrs. Arnold thanked Pam Edwards for the great spread of homemade treats she provided for the Arbor Day Celebration and Bonnie Green for the daffodils planted. Mrs. Arnold was asked if this new board will be responsible for the banner approvals in the future and she said they will.

Planning – Mr. Ferguson said the Planning Commission met last Tuesday night and that was covered in the Community Development report.

ADJOURNMENT

ALDERMAN FRIEDMAN MOVED THAT THE MEETING ADJOURN; ALDERMAN RITTMAN SECONDED, ALL AYES; MOTION CARRIED 7-0.

The meeting adjourned at approximately 10:23 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 5/12/05

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
April 27, 2005

NOTE: Re-elected Alderman Marc Sportsman was sworn in before this session started.

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 7:00 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- NOT PRESENT, WITH PRIOR NOTICE
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
Community Development Director Sean Ackerson
City Clerk Barbara Lance
Mike Horine & Anna Jaffe for Curious Eye Productions re Channel 2
For POPNA: (Parkville Original Population Neighborhood Association)
POPNA President Steve Huey
POPNA resident Kevin Bufton
POPNA resident Debbie Herbert

MEDIA PRESENT: Nancy Jack and Mark Vasto for Parkville Luminary
P. Kim Bui for Kansas City Star

CHANNEL 2 UPDATE

Ms. Jaffe said they have worked very hard to try to stabilize Channel 2. They are constantly putting out brush fires, and they encounter technical issues on a weekly basis. Live broadcasts are a constant challenge. Problems include color shifting and cameras that don't work. She enumerated the purchases they made that have come in under budget. To try to improve the quality of the operation, replacement of aging equipment is needed, and they will need another $1,500 over budgeted funds. The report distributed by Curious Eye is attached to these minutes.

It was decided to place this item on the agenda for the May 3, 2005, meeting for action.

POPNA REQUEST FOR MORATORIUM ON DEVELOPMENT AND DEMOLITION

Mayor Dusenbery said no decisions are to be made tonight on POPNA's request for a moratorium on development and demolition. This was to be purely informational meeting. During a Master Plan meeting in 2004, there was discussion about historic preservation.

In the packets for tonight's meeting there was a draft request for a moratorium.

Mr. Huey explained that a historic district could be anything you want it to be, from a block with Historic District signs at each end to an involved program with multiple requirements. He showed a map with the proposed area for the moratorium. He said the purpose of the moratorium would be to protect the historic integrity of the area until Historic District guidelines had been established. He didn't think the moratorium should be established unless the City is going to agree to the Historic District.

Guidelines for Participation in *Missouri Certified Local Government Program* and material prepared by POPNA titled *Historic District Discussion for 4/27/05* were distributed and are attached to these minutes.

ALDERMAN SPORTSMAN MOVED TO ADJOURN; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 7-0.

Submitted by

City Clerk Barbara J. Lance - 5-10-05

Enc: Curious Eye report
Missouri Certified Local Government Program
Historic District Discussion for 4/27/05

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
May 3, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 6:00 p.m. in the Administrative Conference Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Attorney Jack Campbell
City Administrator Joe Turner
Police Chief Bill Hudson
Public Works Director Jeff Rupp
Community Development Director Sean Ackerson
Project Manager Dan Koch
Rick Kuhl of Williams Spurgeon Kuhl & Freshnock
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite
MEDIA: Nancy Jack for Parkville Luminary

EXECUTIVE SESSION

ALDERMAN FRIEDMAN MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS REAL ESTATE AND LITIGATION UNDER AUTHORITY OF RSMo 610.021(1) and (2); ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

Ms. Jack left the room.

Discussion ensued.

ALDERMAN FRIEDMAN MOVED TO RETURN TO THE WORK SESSION; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

Ms. Jack returned to the room.

City Hall Roof. Mr. Turner reported that the roof is leaking again. He had a bid to reroof the building for $33,990. If we decide to redo the roof we'll get three estimates. Mr. Rittman said if we're going to add on to the building, then the cost of redoing the roof becomes extraneous.

Mr. Koch said he got three estimates on appraisals for City Hall. The cheapest was $1,750.

Facts about present City Hall. Mr. Turner said he had Mr. Koch put together a fact sheet about City Hall. It is attached to these minutes. Mr. Turner said he talked to Chief Hudson and Mr. Ackerson about moving all storage into the caves and renovating the basement. This might be a short-term solution.

City Hall Options: Mr. Turner outlined the options for City Hall:

1. Repair and update present City Hall.

2. Repair and update present City Hall, and move Police and Court to another location.

3. Expand present City Hall at a cost of $3.1 to $3.2 million. It would cost $4.5 million to build a new facility.

4. Lease space at Park University aboveground and build a new building.

5. Lease space at Park University underground.

6. Keep Police and Court in present City Hall building and move the rest of the operation to another location.

7. Move to a new City Hall per proposal not yet presented by unnamed builder. (It was later reported that a second unnamed builder might approach the City with a proposal.)

8. Build at an alternative location not identified. Three were suggested by a commercial realtor. One is not in the city.

Discussion ensued, and Items 5 and 8 of the City Hall options were deleted. Item 4 was left but with a question mark.

Regarding Items 2 and 6, Mayor Dusenbery asked how those present felt about dividing the city into more than one facility. Mr. Campbell said Lee's Summit's Police Department is separate from its City Hall, which is downtown. They are both great buildings.

There was discussion of a law enforcement tax to build a new Police/Court facility, or to build or expand those facilities in connection with the Administrative Department.

There was discussion of Item 7, which involves creative financing. Mr. Turner said that means the mortgage payments would be lower in the first five years, and then gradually increase as the city grows. The trouble with that is service costs will be rising at the same time.

Mr. Sportsman said that Items 1 and 2 seem the most realistic options, not including the new proposals which they haven't seen yet. They could then go back to the voters. Mr. Friedman said he thought we could go back to the voters, and said Mr. Sportsman did a great job in presenting the facts to the voters last time. The reality of the situation, Mr. Friedman said, is that we can't do the job for the one million dollars the voters approved.

The feasibility of combining a new law enforcement tax with the money available from the Capital Improvement Tax Levy was discussed. Chief Hudson pointed out that when you put everyone in the same building with the same HVAC system, that's one cost for everyone. Mayor Dusenbery said she would talk to the City's investment counselor, Janet Garms, about that. Mr. Rittman pointed out that nothing is assured about taxes at this point.

Mr. Rittman asked Mr. Kuhl if we didn't relocate and used the present structure without moving any walls, how much would we save? Discussion ensued. Mr. Rittman said the answer may not be immediately available.

Mayor Dusenbery talked about the possibility of the I-435 area getting a "big box" business out there, and the ensuing sales tax revenue.

Mr. Friedman asked what it would cost to keep functioning while renovations are going on? Mr. Turner said we could rent space in the underground at Park University on a temporary basis.

Mayor Dusenbery said we need to get both offers (Item 7) on the table before the next meeting. Mr. Turner said the one prospective landlord has not spoken to him yet, only to Mr. Ackerson and Mr. Rupp. Mr. Rittman said we should get every idea and think through all of them.

Mayor Dusenbery said she would leave at 5:30 a.m. the next day to go to Jefferson City with Mr. Rupp to speak with the Missouri Clean Water Commission. Mr. Rupp said it has been a long process for the permit for the Sewer Department. They (he and the mayor) are going to the highest appeal. The State is trying to force limits on us that we don't think are reasonable. Engineers told them there's not a plant built today that can meet the ammonia requirements. Many lawsuits are stacking up. The State is trying to adopt the criteria we're going for. But now the City has to go for a variance until the State can adopt new criteria.

ALDERMAN ATKINSON MOVED TO ADJOURN THE WORK SESSION; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

The work session was adjourned at 6:50 p.m.

Submitted by City Clerk Barbara J. Lance Barbara J. Lance
5/6/05

REGULAR MEETING
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
May 3, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 7:00 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Attorney Jack Campbell
City Administrator Joe Turner
Police Chief Bill Hudson
Public Works Director Jeff Rupp
Community Development Director Sean Ackerson
Project Manager Dan Koch
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite

MEDIA: Nancy Jack for Parkville Luminary
Resident John Miller for Friends of Parkville Animal Shelter
Resident Tom Hutsler for Main Street Parkville Assn. re Parkville Bike Night
Doug Hooten, MAST (Metropolitan Ambulance Service Trust)
Jason White, MAST
Dave Bingham, Sluggers founder
Andy Powers, Parkville Sluggers coach
Clifford Turner and Larry Louk, Selective Site Consultants (re cell tower)
Resident George Kaneaster speaking against cell tower
Grayson Price of River North for Parkville Commons

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE APRIL 19, 2005, WORK SESSION; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

The minutes of the April 19th Board of Aldermen meeting will be presented for consideration at the May 17th meeting, along with the minutes of the April 27th work session and the minutes of this meeting.

FRIENDS OF PARKVILLE ANIMAL SHELTER AUCTION

Mr. Miller said the auction brought in $18,193. To that figure $10,000 in matching funds were added, bringing the total to $28,193. From that sum they will deduct very minimal expenses, probably under $100. He thanked the City for the use of Farmers Market and the Train Depot.

MODEL A DAY

Mr. Koch said Model A Day coordinator Jim Spawn couldn't be present and asked him to make the requests for Model A Day, attached to these minutes. The request includes a banner. The day includes a pancake breakfast, a parade of flappers, and parking along Main Street. Mr. Koch said in the future these requests will go to the Community Land & Recreation Board, but that committee is not quite set up to handle these requests as yet.

Discussion ensued on the parade, which had not been known to staff beforehand. Chief Hudson said even though the parade would start at 2nd, he would have to bring in several officers to block various streets. When employees are brought in when they're off-duty, they are compensated with equal compensatory time off, unless the time period they work is less than two hours, in which case they are credited with two hours. He mentioned also that crime is up 100% from last year. He also said that he has already allocated extra officers to help guide the Model A's out of town. It takes about 1-1/2 hours for them to exit.

Mrs. Butcher said she thought this was such a good event to have in Parkville that she would do what she could to get volunteers, including her husband, to block the streets. The chief thanked her, but said there is a liability issue with volunteers. Mrs. Butcher said then she would do her best to have the flappers in Pocket Park rather than parading on Main Street.

ALDERMAN McCOY MOVED TO APPROVE THE REQUEST WITHOUT THE PARADE UNLESS CHIEF HUDSON CAN WORK OUT A COMPROMISE; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 8-0.

The chief said he would try to work something out. He did ask that in future all elements of events be disclosed from the beginning.

PARKVILLE BIKE NIGHT

Mr. Hutsler asked for a liquor license for the Main Street Parkville Association to sell beer every Tuesday night from May through September for Parkville Bike Night, when motorcycle owners will be invited to join them at English Landing Center. North Kansas City Beverage (Budweiser) will be a sponsor. They won't need a banner. They are hoping for 300-800 bikers each Tuesday. They will hire an off-duty Parkville police officer from 4-10, the hours of the event. They'll have a live band, Ruckus, and refreshments.

Mrs. Arnold asked if they had volunteers for this. Mr. Hutsler said yes, they do have Main Street volunteers; they didn't have signed pieces of paper yet, because they wanted to make sure they had permission to have the event first.

They have a signed piece of paper from local restaurants (Yoshiko, Power Plant, Stone Canyon, Café Cedar and Blue Agave) supporting this event. Subway wasn't asked to sign, Mr. Hutsler said, because beer is not served there. They ought to do well with their sandwiches, however, with so many people coming into the area, Mr. Hutsler said.

Mr. Campbell said other bike nights are sponsored by private entities, with all the activities on their properties, and the liability is theirs. He asked who is actually getting the license here, and who has liability. Mr. Hutsler said MSPA is a subsidiary of the Parkville Community Development Commission. Angelo Gangai of MSPA has worked the details out with Siobhann Williams of the PCDC. They have also changed their liability insurance to include the City of Parkville.

Amplified music was discussed, and it was agreed the band would not play after 9 p.m., and beer sales would be cut off then as well.

Discussion ensued about a trial period.

Ms. Jack rose to speak about the noise issue. She lives on Main Street, just above East, and she said whichever road motorcyclists use to get to downtown the noise will be irritating.

Mr. Friedman said he couldn't vote for it on an every-week basis, but could if it were once a month.

ALDERMAN ATKINSON MOVED THAT A PICNIC LICENSE TO PERMIT THE MAIN STREET PARKVILLE ASSOCIATION TO SELL BEER EVERY TUESDAY NIGHT IN MAY IN ENGLISH LANDING CENTER, BE ISSUED, WITH THE STIPULATION THAT MSPA MUST HIRE AN OFF-DUTY PARKVILLE POLICEMAN FROM 4-10 P.M.; ALDERMAN ARNOLD SECONDED; ALL AYE EXCEPT ALDERMAN FRIEDMAN, WHO VOTED NAY. MOTION CARRIED 7-1.

CHANNEL 2 FUNDING

Mr. Turner went over the documents issued at the work session on April 27th by Curious Eye Productions, and the updated documents distributed that night. He said Channel 2 needs an additional $1,500 to complete the repairs and updates needed.

ALDERMAN RITTMAN MOVED TO ALLOW AN EXPENDITURE OF UP TO $1,500 FOR ADDITIONAL EQUIPMENT FOR CHANNEL 2; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

It was reported that Channel 2 will have to be down for a short time to effect these changes. It will be posted on Channel 2 that the station will be down from May 18th until the first Tuesday in August.

Mr. Rittman said it should be noted that the additional funds will permit the purchase of new cameras and the installation of the new computer on-line.

MAST

Doug Hooten, executive director, and Jason White, associate director of MAST, were present. They are asking for a $36,500 subsidy from the City of Parkville. Mr. White has been working with the mayor and with Missouri State Senator Charlie Shields to change state law to allow ambulance districts to include non-contiguous entities. The mayor said this would allow an ambulance district to be created from interested local cities and Platte County's unincorporated areas. Mr. White said the passage of this legislation will give mayors and county commissioners an option. He has been working with Senator Shields' office on language for new legislation, and he distributed what he thought was really close to the final language. Missouri State Representative Susan Phillips was asked to introduce this on the House floor.

Mr. White said they have the blessing of the EMS Advisory Council. The ambulance industry is okay with this adjustment. MAST's lawyers, Lathrop & Gage, worked on the language. The new legislation would amount to about a .09 to .12 cent property tax addition. The legislation is being added to a bill which already had a number of riders added. Mayor Dusenbery thanked Mr. White for his hard work on this.

Mr. Hooten said the information given to them in their packets was the same as that given at the recent Mayors Meeting at Nick & Jake's. He added that the figure of .09 to .12 given by Mr. White was very favorable; in northern Platte County the rate is .28.

Mr. Hooten said typically their services are contracted out, but presently they are operating the service themselves. He talked about the improvement in their service and financial status since he took over the operation of MAST three months ago, but said that gas and insurance price increases have gone up appreciably to threaten that financial status.

Mr. Rittman told him their information gave a low figure for Parkville's population, and he wondered whether it is current. Mr. Hooten said that was a 2003-2004 number.

Mr. Rittman said MAST bills to Parkville customers have a 71-78% payment rate, compared to much lower figures elsewhere.

Mr. Rittman and Mr. Hooten talked about response rates. Mr. Rittman said the City might be willing to pay the subsidy if the response times were lowered from the present ones, which run up to 13-14 minutes. Mr. Hooten's explanation was that they could comply with any response rate time the City wants if the City is willing to pay for it. We could have an ambulance stationed in Parkville if we could afford to pay for it. Mr. Hooten would be glad to work with us on any aspect of service, he said.

Mr. Atkinson reminded the audience that people are not suffering and dying because MAST's response times are not as fast as we would want them to be. Both the Parkville Police Department

and Southern Platte Fire Protection District include "first responders," which means they are trained to give immediate service on medical calls.

Mr. Rittman asked that the response times MAST gave at the March 22nd Mayors Meeting at Nick & Jake's be included in these minutes. Mr. Hooten said they will send them to City Hall, along with the latest board minutes which show updated response times.

Mr. Atkinson said if MAST and the City can't work something out, we'll continue to get ambulance service for a year after written notice is given.

Mr. Rittman asked Mr. Hooten to come back with some numbers for faster response times. Mr. Hooten said if you have enough money you can do anything.

MAYOR'S REPORT

Economic Development Committee membership appointments ordinance.

ALDERMAN FERGUSON MOVED THAT BILL 2210, AMENDING THE ECONOMIC DEVELOPMENT ORDINANCE TO PROVIDE FOR A DIFFERENT METHOD OF APPOINTING MEMBERS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2210 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2210 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2190; ALDERMAN FRIEDMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2210 was posted 4/27/05.

Appointing Economic Development Committee members. Mayor Dusenbery said she and Alderman Sportsman have been working on this but don't have a list ready. Mr. Sportsman said they have talked to a number of people, but don't have a final list for the Board's approval.

Appointing Planning Commission members. Mayor Dusenbery and Mr. Ackerson have been working on this. The mayor said she would like to get back to nine members because there are not enough seats at the dais for eleven. Attendance went down when we went to 11, she said; she thought it was because members figured it would be easier to get a quorum with more members. She also reported that former member Ron Ortiz contacted her to ask her to please accept his resignation from the Planning Commission.

Realignment of the commission was also discussed. When additional members were added the system where a certain number of membership terms expired every year or two was skewed. Also, representation of the entire city is no longer equal. Presently there are five members from Ward 1,

three members from Ward 3, one ex-officio member who lives in Ward 3, and no members from Ward 2 or Ward 4. Mr. Atkinson said he would like to see someone from Ward 4 on the commission.

Mr. Campbell said when the Conflict of Interest ordinance came up in this meeting he would talk about ethics. The Planning and Zoning bylaws are adopted by the Planning Commission, so the Board needs to work with that body to get changes made. He hoped that Mr. Ferguson would work with Chairman Al McCormick on this.

Mr. Rittman said the Planning Commission works for the Board of Aldermen. There has to be at least a minimal expectation of their service. Mayor Dusenbery said she would like to work on the bylaws and then we need to bring Mr. McCormick, Mr. Ferguson and herself together and make changes. Mr. Rittman said he wanted the Board of Aldermen to monitor attendance of Planning Commission members, and to take attendance, late arrivals and early leaving into consideration when renewals are made. Mr. Ackerson said attendance is not covered in the Planning Commission bylaws, other than to state that if you miss more than three meetings in a row without being excused you're off the commission.

ALDERMAN McCOY MOVED TO REDUCE THE NUMBER OF PLANNING COMMISSIONERS FROM ELEVEN TO NINE; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 8-0.

NOTE: An amendment to the Planning Code to include the above change will be presented to the Board in the near future.

There was discussion about reappointment of those Planning Commission members. City Clerk Lance pointed out that, under rules passed a few years ago, they will not be able to serve unless and until they are reappointed.

Mr. Ackerson said he didn't think there were any action items on next week's Planning Commission agenda.

Mayor Dusenbery suggested tabling the nominations for reappointment until the May 17th meeting. Mr. Rittman wants all Board members to have the Planning Commissioners' attendance records before that meeting.

Mr. Rittman said 40% absenteeism is not acceptable. Mayor Dusenbery agreed, and said they need to work with Mr. Campbell.

Mr. Ackerson said he would plan a meeting with Mayor Dusenbery, Mr. Ferguson, Mr. McCormick, Mr. Rittman and Mr. McCoy as soon as possible.

ALDERMAN McCOY MOVED TO TABLE PLANNING COMMISSION APPOINTMENTS UNTIL MAY 17TH; ALDERMAN ATKINSON SECONDED; MOTION CARRIED 8-0.

Steamboat Arabia Museum. Mayor Dusenbery asked for a vote on whether to continue to work toward bringing the Arabia to Parkville. She said she and Mrs. Lance met with Dr. Beverly Byers-Pevitts, president of Park University, who was not optimistic about placing it on the campus. Mrs. Lance reported that she has been in contact with the Hawley family, owners of the Arabia, and through them was able to make an appointment with a member of the staff of the Greater Kansas City Community Foundation, which has expressed interest in helping the Arabia move to a new location. Mayor Dusenbery, Mr. Sportsman and Mrs. Lance will meet with George Bittner May 9th.

ALDERMAN McCOY MOVED CONTINUE THE POSSIBILITY OF BRINGING THE ARABIA TO PARKVILLE; ALDERMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

Mrs. Lance said Dr. Byers-Pevitts had indicated the university would not enter into a foundation with the Arabia, and suggested the City enter into such an agreement. She asked aldermen whether that is an option they would like to pursue, and if so should she ask for a legal opinion from Mr. Campbell. The consensus was not to pursue this idea.

CITY ADMINISTRATOR'S REPORT

Bill authorizing agreement with Parkville Chamber of Commerce for its use of a room at the Train Depot. Mr. Turner reviewed the terms of the agreement. The consensus was very favorable, and Mr. Rittman suggested that the annual rental fee of $100 be waived. It was agreed to strike it out of the contract. Mr. Ferguson said we got a $190,000 grant to make it a railroad museum, and Mr. Friedman said it would be good to have someone there to watch over artifacts. Mr. Rittman asked if we would need space there if we needed to move some of our employees during renovation of City Hall. Mr. Turner said we would still have the meeting room (originally the baggage room). Mrs. Lance told Mr. Ferguson that the Chamber president and her husband are railroad buffs, and Mayor Dusenbery added that she and her husband are, as well. It was agreed it would be a good idea to have railroad exhibits at the depot, and the agreement with the Chamber stresses the Chamber employee will help accomplish that goal.

ALDERMAN FERGUSON MOVED THAT BILL 2211, AUTHORIZING AN AGREEMENT WITH THE CHAMBER FOR ITS USE OF THE WEST ROOM OF THE TRAIN DEPOT, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2211 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2211 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2191; ALDERMAN FRIEDMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2211 was posted 4/27/05.

Sluggers' use of Grigsby Field. Mr. Friedman said the Sluggers have invested a tremendous amount of money in the field, and it has become a tremendous benefit to the downtown area.

Giving them an exclusive agreement protects the field they're investing in. They support a Little League team. They would also like exclusive use of the other field and are willing to put effort into restoring it. They will not exclude Little League and other ball players from that area but want to control who uses it and ensure they maintain it.

Mrs. Arnold said she didn't like the part about their having exclusive rights over the small field. Mayor Dusenbery agreed, and said the erosion is so bad on Field #1 (the field at the corner of McAfee and South Main Streets) is so bad. She feels uncomfortable giving up what little field they have left. Mr. Friedman said he didn't believe the field is in jeopardy. He said Field #3 (the little field) is pretty unusable, and they are not excluding anybody. They intend to have little people utilizing that facility.

Mr. Bingham and Mr. Powers came to the podium. Mr. Bingham said their intent is not to exclude anyone but to control the field. They spend about $15,000 annually to maintain it. They can elevate the field to a point where it is more playable.

Mayor Dusenbery asked what if kids want to have a pickup game down there? Mr. Bingham said it is wide open, unless Sluggers are playing there.

Mr. Friedman talked about advertising on the field, saying when they have a game they would put up temporary advertising just for the period of the game and then take it down. That will help them raise the money they need.

Mr. Sportsman asked Mr. Friedman if he would support Park University if they want to do the same thing when they have soccer games. Mr. Friedman said the Board agreed to allow them to put something in the artificial turf on their field. He would have no objection to their putting up ads before the games and taking them down after.

To clarify this discussion about ball fields, it was noted that:

> Ballfield #1 is bounded on the north by McAfee Drive, on the south by Rush Creek, on the west by So. Main Street, and on the east by the Park Department office.
>
> Grigsby Field, formerly called Ballfield #2, is bounded on the north by Rush Creek, on the south by the Missouri River, on the west by So. Main Street, and on the east by Ballfield #3.
>
> Ballfield #3 is actually the remnant of the field bounded on the north by Rush Creek, on the south by the Missouri River, on the west by So. Main Street, and on the east by the Waddell A-Frame Bridge.

Mr. Bingham said they want to go in and line the field. It is not usable at this point for their practice team.

Mayor Dusenbery said last year they had kids who wanted to play a little baseball. The park is for residents. We want our kids to have a pickup game if they want to, she said. Mr. Bingham said

they would be more than willing to let kids play. Mr. Rittman suggested allowing the Sluggers to administer the schedule for the field, which would give them oversight.

Mr. Bingham said the Sluggers would also like to develop something for the fans, like a party deck, or putting a tent down there and having a group come in. They'll ask for permission to serve food and liquor in there for groups. Mr. McCoy said he'd like to see a plan before agreeing to something. Mayor Dusenbery said all they're doing tonight is directing staff to proceed with an agreement.

ALDERMAN FRIEDMAN MOVED TO DIRECT STAFF TO PREPARE AN AGREEMENT WITH THE SLUGGERS FOR THE ITEMS MENTIONED ABOVE; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

Cell towers and ballfield lights. The Sluggers do not have lights on this ball field. Mr. Friedman asked if we could get lights in exchange for a cell phone tower.

Mr. Clifford Turner came to the podium. He said cell coverage needs to be improved in the downtown area. Now a cell call is apt to go across the river to Kansas rather than to a local 9-1-1. He is representing Cingular. He was joined by his boss, Larry Louk, Mr. Louk said the picture aldermen were given was of a cell tower/flagpole at 122nd and Quivira Streets in Overland Park.

Mayor Dusenbery asked whether Cingular would retain the revenue from a second carrier on the pole. Mr. Turner said he thought that would be negotiable, and Mr. Louk said everything in the proposed contract is negotiable. Mrs. Butcher asked the size of the communications equipment building; Mr. Louk said 12' x 20'. The mayor asked if the tower could go somewhere else, like by the sewer plant? Mr. Turner said that's a possibility.

Mr. Sportsman asked how tall the communications building has to be for floodplain requirements. Mr. Louk said it depends. If you're coming north on I-635 and going north by Argosy Casino, there is one of those buildings on a platform above the floodplain.

Mr. Sportsman said he was very much in favor of a tower in that area, and thought we should authorize the mayor and city administrator to negotiate a contract; then the Board should discuss further where the funds will go.

Mr. Louk said what they're proposing there provides space for only two supplemental carriers. It depends on how many spaces you provide for them on the poles.

Mr. Rittman said if you dial 9-1-1 from City Hall that call does not go automatically to the Missouri system, it goes to Kansas City, Kansas. Then they have to transfer it back, which takes more time. He said the safety feature alone is worth pursuing. Mr. Louk said each tower is served by a land line and your phone may be picking up a tower across the river.

Mayor Dusenbery asked if we would get the money for the tower up front and how much. Mr. Turner talked about a five-year term. We would get 15% every five years. Financials will be something to negotiate.

Discussion ensued on whether the City would get its return with the lights, or in proceeds to go into the general fund. The mayor said there might be more funds that could come from this which could be used for other needs.

ALDERMAN RITTMAN MOVED TO GO FORWARD WITH THE REVIEW AT THIS POINT AND TO CONSIDER PLACING THE TOWER AT THE APPROXIMATE LOCATION SHOWN; ALDERMAN FRIEDMAN SECONDED.

ALDERMAN RITTMAN WITHDREW HIS MOTION SO DISCUSSION COULD PRECEDE THE VOTE; ALDERMAN FRIEDMAN WITHDREW HIS SECOND.

Resident George Kaneaster said this issue ought to be dropped right now and the person who brought it up should resign from the Board right now. Mr. Kaneaster said he is a new resident, but the Board is going to hear a lot out of him if they don't straighten up and stop trying to be a dictator.

Mr. Hutsler rose to discuss the issue, characterizing it as a safety issue. He reminded everyone that Dave Williams had come to the Planning Commission with a cell tower proposal in 2002. This tower is about 100' east of that one. He thought anyone who is going to be affected by this should attend this meeting and be heard (the matter will be brought before the Board at a later date). He said he loves baseball, but the money would pave approximately 8,000 linear feet of sidewalks. The City needs new sidewalks and sidewalk repair.

Mr. Friedman said they're trying to use the lighted ballfield to bring more people to town to spend money. These visitors would frequent restaurants and shops, which would bring us tax dollars for sidewalks, etc.

ALDERMAN RITTMAN MOVED TO AUTHORIZE THE MAYOR AND CITY ADMINISTRATOR TO MOVE FORWARD TO PREPARE A CONTRACT WITH CINGULAR FOR REVIEW AND NEGOTIATION FOR A CAMOUFLAGED CELL TOWER NEAR THE RIVER; ALDERMAN JACK FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

Mayor Dusenbery said they would have a public hearing once they get the information.

Picture of the flagpole/cell tower at 122nd & Quivira is attached to these minutes.

Contract with Ida Lake to manage Farmers Market for 2005 season. Mr. Turner said there was $1,500 in this year's Farmers' Market budget, so it was agreed to change the weekly pay for Mrs. Lake from $40 to $50.

ALDERMAN FERGUSON MOVED THAT BILL 2212, RENEWING THE EMPLOYMENT OF IDA LAKE AS MANAGER OF THE FARMERS MARKET AT A SALARY OF $50 WEEKLY FOR THE 2005 SEASON, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2212 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2212 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2192; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2212 was posted 4/27/05.

Sales Tax report. Mr. Turner had included in his report a sales tax report. He said he will be supplying it on a monthly basis. We will get revenue from the TIF when it gets above the sales tax before the TIF was created, he said, and for anything above that we get 50-50.

COMMUNITY DEVELOPMENT DEPARTMENT

Parkville Commons 6th Plat. Mr. Ackerson noted that River North representative Grayson Price was present to answer any questions on Parkville Commons ordinances.

ALDERMAN FERGUSON MOVED THAT BILL 2213, APPROVAL OF THE FINAL PLAT OF PARKVILLE COMMONS 6TH PLAT WITH ACCEPTANCE OF PROPOSED EASEMENTS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2213 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2213 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2193, ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2213 was posted 5/3/05.

ALDERMAN FERGUSON MOVED THAT BILL 2214, VACATING AN EASEMENT ON LOT 5, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2214 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2214 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2194; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2214 was posted 5/3/05.

ALDERMAN FERGUSON MOVED THAT BILL 2215, VACATING EASEMENTS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2215 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2215 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2195; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2215 was posted 5/3/05.

ALDERMAN FERGUSON MOVED THAT BILL 2216, VACATION OF EASEMENT IN LOT 7, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2216 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2216 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2196; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2216 was posted 5/3/05.

Change of plan for car wash in Parkville Commons. Mr. Ackerson went over the changes from the original plan.

ALDERMAN ATKINSON MOVED TO APPROVE THE CHANGE SUBJECT TO:

1. Determination by the Board that the proposed use is consistent with other uses permitted in the B-4 District;
2. Determination by the Board that the appearance is consistent with the rest of Parkville Commons;
3. Determination by the Board that impact, if any, will be appropriately mitigated;
4. The applicant's submittal of copies of all future maintenance records for the sand/oil separator, including records from the Missouri State-authorized waste generator indicating how and where the waste was disposed of in a legal disposal facility;
5. Submittal of final drainage details, including summary calculations, and verification that the detention basin downstream is adequately sized to collect any increase in

runoff from the carwash or can be improved by the applicant to handle such increase;

6. Runoff from the northeast portion of the site (flowing to 63rd Street) shall not exceed the current stormwater system capacity or create adverse downstream impacts;
7. All vehicles shall be dry before leaving the site unless alternate on-site drainage collection is provided to ensure dripping does not contribute to icing of the streets or drives in the winter; and
8. Any other conditions of approval determined to be necessary by the Board of Aldermen.

ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

Moratorium requested in area of POPNA (Parkville Original Plat Neighborhood Association). Mr. Ackerson said a meeting has been tentatively scheduled to discuss this matter publicly; a State representative may be present. POPNA will try to get documentation on the subject of creating an historic district to the Community Development Department before that.

Master Plan. A meeting on this subject will be held on Tuesday, May 24th, immediately after conclusion of the Board of Zoning Adjustments meeting.

Ethics Session. Mr. Ackerson will be e-mailing or faxing information to the Board of Aldermen. It will include material on the role of the Planning Commission, the Board of Zoning Adjustments and the Board of Aldermen.

Potentially this will be a goal-setting session for the Board. One thing

COMMITTEE REPORTS

Ambulance. Been covered.
Chamber of Commerce/Events. No report.
Community Land & Recreation Board. No report.
Channel 2. No report.
Economic Development Committee. No report.
Farmers Market. Mr. Friedman said the Market opened last weekend and the booths were practically full.
Financial Committee. None this meeting.
Main Street Parkville Association. Already covered.
Nature Sanctuary. Mr. McCoy said there was a meeting April 25th of the Academic Services Task Force, which is charged with possibly building a wilderness center in Parkville. There are 23 on the force, four from Parkville and the Nature Sanctuary, others from Park University, the Park Hill School District, the Missouri Department of Conservation and Platte County Parks.
Planning. Mr. Ferguson said there would be a meeting the following Tuesday unless Mr. Ackerson decided to cancel it. (It was subsequently canceled for lack of business.)

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of June 21, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
May 17, 2005

Mayor Dusenbery called the meeting to order at 6:00 p.m. in the Administrative Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	-	Present
Ward 1 Alderman Deborah Butcher	-	Present
Ward 2 Alderman David McCoy	-	Present
Ward 2 Alderman David Rittman	-	Present
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Present
Ward 4 Alderman Marc Sportsman	-	Present
Ward 4 Alderman Brian Atkinson	-	Present

ALDERMAN McCOY MOVED TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS REAL ESTATE UNDER AUTHORITY OF RSMo 610.021 (1), ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED.

AT APPROXIMATELY 7:09 P.M., ALDERMAN SPORTSMAN MOVED TO RETURN TO OPEN SESSION; ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED.

The regular board meeting started at approximately 7:12 p.m. with attendance noted as above and below.

ALSO PRESENT:
City Administrator Joe Turner
Police Officer Kevin Davis
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
Dan Koch, Project Manager
City Attorney Jack Campbell
Bob Schmidt and Phil Holland from Hunt Martin Materials LLC
Chris Vukas, MARC
Tom Hutsler, Harry Sievers, Winnie Wang
Assistant City Clerk Claudia Willhite
Boy Scout Paul Jensen

MEDIA PRESENT:
Joe Gleason for Channel 2
Nancy Jack for Luminary
Kim Bui for KC Star
Bill O'Malley for Platte Landmark

BOY SCOUT

Boy Scout Paul Jensen from Troop 495 came to the podium to introduce himself and stated he was attending for his citizenship in community badge.

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE APRIL 19TH, 2005 BOARD OF ALDERMEN MEETING AS CORRECTED; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

ALDERMAN McCOY MOVED TO APPROVE THE MINUTES OF THE APRIL 27TH, 2005 WORK SESSION AS PUBLISHED; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

ALDERMAN RITTMAN MOVED TO APPROVE THE MINUTES OF THE MAY 3RD, 2005 WORK SESSION AND MAY 3RD BOARD OF ALDERMEN MEETING WITH THREE SPECIFIC CORRECTIONS AS NOTED IN THESE MINUTES; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 8-0.

Note: At Alderman Rittman's request, the three corrections referred to in the approval of the May 3rd BA minutes are as follows: (1) add an attachment that was missing from Southern Platte Fire Protection District showing MAST response times for November 2004; (2) add clarification to the fact that Alderman Rittman's motion, seconded by Alderman Friedman, to go forward with review and consideration of a cell tower was withdrawn for procedural reasons because further public discussion was requested; and (3) further clarify in those minutes that Resident George Kaneaster's comment that followed had nothing to do with the preceding motion that had been made and withdrawn.

CITIZEN INPUT

FIREWORKS DISPLAY

ALDERMAN RITTMAN MOVED TO APPROVE THE REQUEST FROM PRO FIREWORKS FOR APPROVAL FOR A 5-MINUTE FIREWORKS DISPLAY ON MAY 23RD FOR A WEDDING BEING HELD AT THE NATIONAL; ALDERMAN ARNOLD SECONDED, ALL AYE; MOTION CARRIED 8-0.

UPDATE FROM HUNT MARTIN MATERIALS (FORMERLY MARTIN MARIETTA)

Phil Holland, Operations Manager, from Hunt Martin Materials attended, with other Hunt Martin Materials management staff, to provide update and report that there were no significant operational changes since their joint venture was completed at the end of December 2004. Discussion followed regarding the fact that the State of Missouri has no regulations on ground vibration although Kansas has a 1.0 regulation. Mr. Holland said their goal is not to exceed .5. He said their highest reading in March was .4. He noted that atmospheric conditions will always be a factor and that the body is a sensitive seismograph. Alderman Rittman suggested that a seismograph should be placed at Riss Dam for added safety. Alderman Sportsman suggested better utilization of Channel 2. Mr. Schmidt said they would be glad to do that and to make future presentations after annual meetings with residents. The mayor asked that they return to the board prior to getting close to any residential neighborhoods because there often are phone calls from concerned citizens regarding the blasting noise. They offered to provide additional education to the citizens in the area regarding the true noise level measurements on the blasting that Hunt Martin Materials is doing and the minimal potential for any resulting foundation problems. All agreed that improved communication with residents and ongoing public information distributed in a variety of formats could prevent costly misconceptions and concerns for the community.

TOM HUTSLER RE PICNIC LIQUOR LICENSE FOR BIKE NIGHT.

Mr. Hutsler announced to the board that the Main Street Association had decided they didn't need the picnic liquor license for Bike Night that had been requested and approved at the last board meeting. He stated that they have determined the area restaurants can handle that need.

ALDERMAN ATKINSON MOVED TO WITHDRAW APPROVAL FOR A PICNIC LIQUOR LICENSE FOR BIKE NIGHT; ALDERMAN ARNOLD SECONDED, ALL AYE, MOTION CARRIED 8-0.

MAYOR'S REPORT

Announcements

Mayor Dusenbery announced that the city is entertaining proposals regarding possible location of a new city hall. She said that information packets will be available at the front desk and interested parties should contact the city with proposals by June 3rd.

The Mayor said there was a Request for Approval for Amended Agenda which adds an Update from City Attorney Jack Campbell under Mayor's Report and which adds, under Public Works, an Ordinance Amending Ordinance 2182 Condemning Fee Interest to Certain Tracts of Land for Location of City Waste Treatment Plant Sludge Application Area.

ALDERMAN RITTMAN MOVED TO APPROVE THE AMENDMENT TO AGENDA OF MAY 17, 2005; ALDERMAN ARNOLD SECONDED; ALL AYE, MOTION CARRIED 8-0.

ORDINANCE AMENDING ORDINANCE 2182.

City Attorney Jack Campbell reviewed this ordinance with the board and explained that it serves to add more detail to the legal description of the Ordinance 2182.

ALDERMAN FERGUSON MOVED THAT BILL 2217, AN ORDINANCE AMENDING ORDINANCE 2182 AND CONDEMNING THE FEE INTEREST TO CERTAIN TRACTS OF LAND FOR THE LOCATION OF A CITY WASTE TREATMENT PLANT SLUDGE APPLICATION AREA AND PROVIDING FOR THE PAYMENT OF JUST COMPENSATION THEREFOR AND DIRECTING THAT THE CONDEMNATION PROCEEDINGS AGAINST THE OWNERS BE FILED, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2217 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2217 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2197; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2217 was posted on 5/13/05.

Update to the Board on Planning Commission Bylaws and Ethics Ordinance Draft

City Attorney Jack Campbell explained to the board that he and Sean Ackerson have been working with Al McCormick, the Chairman of the Planning and Zoning Commission, on the bylaws governing the Commission. He then distributed the latest version of the Ethics Ordinance he has drafted and he stated that this version goes above and beyond State of Missouri requirements and Missouri Municipal League recommendations. He added that it also calls for the creation of a 5-member Ethics Commission. Mr. Campbell said he hoped the board will be ready to vote on this ordinance at the next meeting.

Mayor Dusenbery said that due to heavy demands on everyone's schedules at this time, she would like to ask that everyone review this draft and direct any questions and/or comments by email to Sean Ackerson, who will then forward all responses together to Jack Campbell for processing.

Economic Development Committee Nominations.

Alderman Sportsman said the candidates nominated to serve with him on the new Economic Development Committee are Debbie Hopkins, President of the Parkville Chamber of Commerce; H.B. Turner, President of Heatron Company; Roger Hershey, Vice President and General Counsel for Park University; and Jim Allen, Managing Director of The National. Mr. Sportsman said one more position yet to be filled and their first order of business is to contact Pete Fullerton with Platte County Economic Development to learn of their current priorities.

ALDERMAN FRIEDMAN MOVED TO ACCEPT THE PROPOSED NOMINATIONS TO THE ECONOMIC DEVELOPMENT COMMITTEE; ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION PASSED 8-0.

Northland Regional Ambulance District.

A presentation was made by the Northland Regional Ambulance District (NORAD) Executive Director William Bishop regarding potential emergency services they could provide to the City of Parkville. Currently, he said, NORAD, has no coverage in Parkville. A copy of his presentation is attached to these minutes.

Memo re Sewer Plant and Hwy. 45

The mayor reviewed her memo to the board providing update on the Missouri Department of Natural Resources ammonia discharge limits and the widening of Highway 45. A copy is attached to these minutes.

MARC Request for Resolution of Support

Sean Ackerson explained the value of this Mid-America Regional Council (MARC) water quality resolution to the City of Parkville as it supports efforts to develop critical regional water quality protection policy and planning framework. Chris Vukas from MARC was available to answer any questions from the board. Brief discussion followed.

ALDERMAN FRIEDMAN MOVED TO DIRECT THE MAYOR TO SIGN THE RESOLUTION SUPPORTING MARC'S EFFORTS TO DEVELOP REGIONAL WATER QUALITY PROTECTION POLICY AND PLANNING FRAMEWORK; ALDERMAN McCOY SECONDED; ALL AYE, MOTION CARRIED 8-0. *Note: The number assigned to this resolution is 05-02-05.*

CITY ADMINISTRATOR'S REPORT

Bill to Authorize Employment of Cheryl Schmalz as Court Clerk

Justin Kuder was available to answer any questions regarding the bill to authorize employment of Cheryl Schmalz as Court Clerk.

ALDERMAN FERGUSON MOVED THAT BILL 2218, AN ORDINANCE AUTHORIZING THE EMPLOYMENT OF CHERYL SCHMALZ AS COURT CLERK BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2218 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2218 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2198; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2218 was posted on 5/13/05.

Request for Direction on Insurance Premium Increase.

Justin Kuder reviewed his policy report regarding the request for board direction regarding renewal of the city's current UnitedHealthcare and Delta Dental insurance plans. Mr. Kuder explained that the 2005 budget was set with a possible 9% increase anticipated for UnitedHealthcare and that the increase this year came in at 4.8%. Brief discussion followed regarding options and budget impact scenarios. Alderman Rittman recommended that Mr. Kuder ask the insurance company what enhancements to the plan accompany the proposed increase in rates. Alderman Atkinson stated that this is a good rate and the city should be careful not to be tagged with a teaser rate offered by a new carrier that might later impose a higher percentage increase.

ALDERMAN McCOY MOVED TO PROCEED WITH STAFF RECOMMENDED OPTION 2 WHICH WILL HAVE THE CITY INCREASE ITS CONTRIBUTION AMOUNTS TO $555 MEDICAL AND THE AMOUNT OF THE EMPLOYEE-ONLY PREMIUM FOR DENTAL, WITH THE CAVEAT THAT STAFF WILL NEGOTIATE WITH BOTH PLANS FOR WHAT PLAN ENHANCEMENTS WILL ACCOMPANY THE PROPOSED RATE INCREASES; ALDERMAN FRIEDMAN SECONDED; ALL AYE, MOTION CARRIES 8-0.

PUBLIC WORKS

RESOLUTION DECLARING INTENT OF CITY TO ISSUE BONDS.

Public Works Director Jeff Rupp reviewed the policy report regarding the request for resolution declaring intent of city to issue bonds for financing of sewer lines within the Brush Creek drainage area. Janet Garms of Kutak Rock LLP and Developer Richard Kopp were available to further explain the proposed project and answer any questions from the board.

ALDERMAN SPORTSMAN MOVED THAT RESOLUTION # 05-01-05 DECLARING THE INTENT OF THE CITY OF PARKVILLE TO ISSUE BONDS FOR THE FINANCING OF CONSTRUCTION OF SEWER LINES WITHIN THE BRUSH CREEK DRAINAGE AREA BE APPROVED; ALDERMAN FERGUSON SECONDED; ALL AYE, MOTION CARRIED 8-0.

C/A BILL AUTHORIZING AN AGREEMENT WITH COLEMAN EQUIPMENT INC.

Jeff Rupp reviewed the policy report accompanying this contract ordinance. He explained that this piece of equipment (a tractor/mower) was in the 2005 budget for the amount of $7,000 and he requests that the board approve to proceed with this contract as planned and to approve the second payment from the 2006 budget of $4,251.66 as submitted in his report.

ALDERMAN FERGUSON MOVED THAT BILL C/A 147, AN ORDINANCE AUTHORIZING AN AGREEMENT WITH COLEMAN EQUIPMENT INC., FOR LEASE/PURCHASE OF A TRACTOR MOWER, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 147 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 147 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 147. ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

C/A Bill 147 was posted on 5/13/05.

POLICE DEPARTMENT

Officer Kevin Davis reported that the Parkville Police department is preparing for applicant testing of 12 candidates competing for two positions they hope to fill by the next board meeting.

ACCOUNTS PAYABLE A-766

ALDERMAN FERGUSON MOVED THAT BILL A-766, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-766 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-766 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-766; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill A-766 was posted on 5/13/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – Alderman Rittman provided some general follow-up information on MAST run times and area ambulance activity reports he has requested and received. Mayor Dusenbery asked Mr. Rittman to lead this adhoc ambulance committee from here forward and to be the board representative to provide updates under committee reports on the agenda. She added that she will continue to provide any legislative updates available. Mr. Rittman gave the clerk a request for the District 7 "Response Times" reports for January, February and March of 2005 (just recently received from MAST) be copied and attached to these minutes.

Chamber of Commerce/Events – Mrs. Butcher reported that the Chamber of Commerce has been working on decisions regarding signage and furniture for the new office they will be setting up in the Train Depot. She also provided update on the Model A Appreciation Day activities scheduled for May 28th.

Channel 2 and Website – Mr. Atkinson reported that starting tomorrow Channel 2 will be down until approximately June 1st or 2nd while Anna Jaffe and Mike Horine are working to rebuild the Channel 2 format. Anna said that they have logged over 100 hours of time in May already on this project and they are only about half way through it but the outcome will be worth it. She said these improvements are important for Channel 2 and results of this upgrade immediately visible as soon as the station is back up. Alderman Atkinson said he wants to discuss funding options with the city administrator regarding any funds that might be available to help offset the added hours Anna and Mike have been putting in. Appreciation was extended to Alderman Jack Friedman for his time and skill in helping install the microphone switch boxes at each board member's station.

Financial Report – Mr. Ferguson referred the board to the Financial Report for March 2005.

ALDERMAN FERGUSON MOVED TO APPROVE THE FINANCIAL REPORT FOR MARCH 2005 AS SUBMITTED; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION PASSED 8-0.

Main Street Parkville – No further report.

MARC Smoke-free Communities issue – No report.

Nature Sanctuary - Mr. McCoy reported that, among other activities, Jim Reed conducted a Nature Exhibit at the Liberty Home Depot in exchange for 48 bluebird box kits that will be used in the PNS Nature Day Camps in June. Other activities included hikes led and ongoing trail and prairie maintenance planting and weeding.

Community Land and Recreation Board – Mrs. Arnold reported that this board is scheduled to meet at 7 p.m. on May 18, 2005.

Planning – Mr. Ferguson reported that the last Planning and Zoning Commission meeting was cancelled for lack of agenda items and the next one is scheduled for June 6th.

MISCELLANEOUS ITEMS FROM THE BOARD

Alderman McCoy reported that the Arbor Day celebration in Adams Park last Friday was a great event and to honor Parkville's Tree City status, Kansas City Power and Light (KCPL) donated 5 trees and 3 lilac bushes that were planted that day in Adams Park. Mayor Dusenbery concurred that we want to thank KCPL for the trees and bushes donated and she invited everyone to drive by Adams Park to see them.

ADJOURNMENT

ALDERMAN SPORTSMAN MOVED THAT THE MEETING ADJOURN; ALDERMAN FERGUSON SECONDED, ALL AYES; MOTION CARRIED 8-0.

The meeting adjourned at approximately 10:10 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 06/09/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of July 5, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
June 7, 2005

Mayor Dusenbery called the meeting to order at 6:00 p.m. in the Administrative Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	-	Present
Ward 1 Alderman Deborah Butcher	-	Present
Ward 2 Alderman David McCoy	-	Arrived at 6:05 p.m.
Ward 2 Alderman David Rittman	-	Present
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Present
Ward 4 Alderman Marc Sportsman	-	Present
Ward 4 Alderman Brian Atkinson	-	Absent with prior notice

ALDERMAN FRIEDMAN MOVED TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS LITIGATION AND REAL ESTATE UNDER AUTHORITY OF RSMo 610.021(1) AND (2) ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION CARRIED.

AT APPROXIMATELY 7:10 P.M., ALDERMAN SPORTSMAN MOVED TO RETURN TO OPEN SESSION; ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED.

The regular board meeting started at approximately 7:16 p.m. with attendance noted as above and below.

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
Dan Koch, Project Manager
City Attorney Jack Campbell
Tom Hutsler, Harry Sievers
Assistant City Clerk Claudia Willhite
4 Boy Scouts: Myles Musselman, Nicholas Fehner, Cameron Jones and Jach Harrington

MEDIA PRESENT:
Joe Gleason for Channel 2
Nancy Jack for Luminary
Kim Bui for KC Star
Bill O'Malley for Platte Landmark

Mayor Dusenbery announced that in the Executive Session prior to this meeting, the following two motions were made and passed.

ALDERMAN RITTMAN MOVED TO AUTHORIZE CITY ADMINISTRATOR JOE TURNER TO CONTRACT WITH AN OUTSIDE PROFESSIONAL CONSULTING FIRM TO COMPARE CITY HALL PROPOSALS FROM THREE FIRMS; ALDERMAN McCOY SECONDED; ALL AYE; MOTION PASSED 7-0.

ALDERMAN McCOY MOVED TO AUTHORIZE CITY ADMINISTRATOR JOE TURNER TO MOVE FORWARD WITH ARRANGEMENTS FOR AN APPRAISAL OF THE CURRENT CITY HALL, TO BE DONE AT THE APPROPRIATE TIME BEFORE CLOSING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION PASSED 7-0.

BOY SCOUTS

Life Scouts Myles Musselman, Nicholas Fehner and Jack Harrington from Troop 180 in Gladstone introduced themselves and stated they were attending for their communications merit badges. Cameron Jones from Troop 314 in Platte Woods said he was attending for his communications merit badge and he is also a life scout.

REVIEW OF MINUTES

Mayor Dusenbery noted a Summary of Action Items from the May 17th meeting was in the packets and the full minutes for May 17th will be approved at the June 7th board meeting.

CITIZEN INPUT

Model A Appreciation Day Report

Jim Spawn distributed an Event Summary to the Board on the success of the Model A Appreciation Day held May 28th. A copy is attached to these minutes. Mr. Spawn thanked staff who all worked so hard to help make it a success and he especially commended Butch Lovell for his dedicated assistance that day. Alderman McCoy asked if they planned to return next year. Mr. Spawn said they enjoy holding it here in Parkville and hope to return next year.

Café Cedar request for temporary caterer's/liquor permit for bike night.

Mayor Dusenbery asked for clarification of the area being requested for this permit because it looked like it might affect other businesses in the area. Since there was no one there to represent Café Cedar, Tom Hutsler who owns the property leased to Café Cedar addressed the board from the podium and offered additional information on this request. Brief discussion followed. The mayor said she would prefer that, if this request is approved, it will be with confirmation of 100% approval by the surrounding merchants.

Alderman Sportsman asked Mr. Hutsler to show the board exactly on the map, (provided with the written request), where they would be setting up.

ALDERMAN SPORTSMAN MOVED TO TABLE THIS REQUEST FROM CAFÉ CEDAR FOR A TEMPORARY CATERER'S/LIQUOR PERMIT FOR BIKE NIGHT UNTIL THE BOARD OR STAFF HAVE TIME TO HEAR FROM SURROUNDING BUSINESSES THAT THIS DECK WON'T INTERFERE WITH THEIR OPPORTUNITY TO DO BUSINESS; ALDERMAN FRIEDMAN SECONDED, ALL AYE, MOTION CARRIED 7-0.

MAYOR'S REPORT

Emergency Services Update

Mayor Dusenbery referred the board to ambulance/emergency services information in the packets. She announced that on Thursday morning at 9 a.m., she and Alderman Rittman will be meeting at City Hall with MAST representatives to review remaining questions the city has regarding their ambulance service.

Newsletter

The mayor reported that it's time to start working on the next newsletter and she has asked Barbara Lance to begin this task. Alderman Arnold asked about the target date for articles and when it will go to press. After brief discussion, the mayor said that on or near the first week in August will be best and she asked anyone with articles or topic suggestions to contact Barbara Lance.

National League of Cities 2005 Expo

The mayor asked that the board consider information they've received about the agenda for the National League of Cities "Congress of Cities and Expositions" that will be held in December of this year in Charlotte. The mayor said that we need to look at our budget for how many and who should attend from the City of Parkville.

Other Updates

Mayor Dusenbery commented on what a great weekend it was for Parkville with the Trails Day celebration on Saturday and the grand opening celebration for the Salvation Army Homeless Shelter, which we are very proud to have here in Parkville.

CITY ADMINISTRATOR'S REPORT

City Administrator Joe Turner asked Project Manager Dan Koch to provide update to the board on the Auto Horn System regulations and what steps the city needs to take next. He reported that the decibel level requirement has now changed from 110 to 92 on the decibel scale and from ¼ mile away to 15 –20 seconds before arrival at the intersection. Mayor Dusenbery said it would help to see some type of graphic provided at the next meeting illustrating these changes. Mr. Koch said he would work on compiling that information for the next meeting.

Financing Contract with Curious Eye Productions

Mr. Turner reviewed the financing options and budget impact for the contract with Curious Eye Productions.

ALDERMAN MCCOY MOVED TO ACCEPT STAFF RECOMMENDATION TO USE PROJECTED BUDGET SURPLUS FROM HEALTH INSURANCE TO PAY FOR FINANCING $12,000 CONTRACT WITH CURIOUS EYE FOR JULY TO DECEMBER 2005; AND, PAY $2,000 FROM CITY HALL BUILDING IMPROVEMENTS FOR THE UNANTICIPATED LABOR EXPENSE; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

Sales Tax Reports

Joe Turner reviewed sales tax reports. Alderman McCoy requested that additional columns be inserted in the future to show cumulative actual versus cumulative budget figures.

Additional Funding for Old Parkville Cemetery

Mr. Turner reviewed his policy report regarding this request for approval for funds to cover additional maintenance fees for the Old Parkville Cemetery. He also noted that next year this line item in the 2006 budget will include sufficient funding for this need.

ALDERMAN FRIEDMAN MOVED TO APPROVE THE REQUEST TO PAY AN ADDITIONAL $1,300 NEEDED FOR MAINTENANCE OF THE OLD PARKVILLE CEMETERY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION PASSED 7-0.

Update to the Board Ethics Ordinance Draft

City Attorney Jack Campbell reviewed with the board the latest version of the Ethics Ordinance, especially noting the new additions to Section 6 regarding Conflicts of Interest. Mr. Campbell extended appreciation to Community Development Director Sean Ackerson for his assistance on this ordinance. Mr. Campbell noted that the State of Missouri does not have strong conflict of interest laws but provisions in this new ordinance make that language clear. The goal now, he said, is for this to be on the next meeting agenda as an action item.

Memo re Goal-Setting for Board of Aldermen

Mr. Turner reviewed the goal-setting retreat scheduled for July 5th. He explained that the expectation is for Retreat to begin at 5 p.m. and at 7 p.m. there will be a break to hold an abbreviated regular Board Meeting to cover any urgent items that can't wait until July 19th. After the Board Meeting adjourns, the goal-setting retreat will resume.

PUBLIC WORKS DEPARTMENT

Public Works Director Jeff Rupp reviewed the policy report for this contract with McConnell and Associates to construct the proposed White Alloe parking lot, funded by 2004 Capital Improvement funds.

C/A Bill to Authorize Contract with McConnell & Associates for White Alloe Parking Lot

ALDERMAN FERGUSON MOVED THAT C/A BILL 148, AN ORDINANCE AUTHORIZING AN AGREEMENT WITH McCONNELL & ASSOCIATES FOR WHITE ALLOE CREEK PARKING LOT IMPROVEMENTS, BE APPROVED FOR FIRST READING, ALDERMAN FRIEDMAN SECONDED; ALL AYE, MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT C/A BILL 148 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT C/A BILL 148 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 148; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

C/A Bill 148 was posted on 6/03/05.

POLICE DEPARTMENT

Bills to Authorize Employment of Two New Police Officers: Noah Weigler and Travis Hampton

Chief Hudson was available to answer any questions the board may have regarding two hiring ordinances to fill police officer vacancies. The proposed new hires are Noah Weigler and Travis Hampton.

ALDERMAN FERGUSON MOVED THAT BILL 2219, AN ORDINANCE AUTHORIZING THE EMPLOYMENT OF NOAH WEIGLER AS POLICE OFFICER BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2219 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2219 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2199; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2219 was posted on 6/03/05.

ALDERMAN FERGUSON MOVED THAT BILL 2220, AN ORDINANCE AUTHORIZING THE EMPLOYMENT OF TRAVIS HAMPTON AS POLICE OFFICER BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2220 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2220 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2200; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2220 was posted on 6/03/05.

ACCOUNTS PAYABLE A-767

ALDERMAN FERGUSON MOVED THAT BILL A-767, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-767 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-767 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-767; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill A-767 was posted on6/03/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – Mr. Rittman had a few updates he wanted to share from recent exchanges of information with MAST. He noted that we now see that MAST has 2 categories of emergencies: Life-threatening or Non-life-threatening. Their statistics reflect their response times for life-threatening average 8 minutes and 59 seconds, and for non-threatening the response times average 12 minutes and 59 seconds. Mr. Rittman said a minor request made to North Platte for additional information is pending and further update on this will be reported as soon as it's known.

Chamber of Commerce/Events – Mrs. Butcher reported that the Chamber of Commerce After Hours will be held at Parkville Floral on June 16th from 5-7 p.m. with a drawing held for a dozen roses.

Channel 2 and Website – No report.

Financial Report – No report.

Main Street Parkville – Mr. Rittman reported the next Main Street Association meeting will be June 14th at 9 a.m. at Stone Canyon. Mayor Dusenbery said Christmas lights should be discussed since this needs to be resolved soon.

MARC Smoke-free Communities issue – Mayor Dusenbery asked if anyone on the board would volunteer to cover this topic since we should continue to be apprised on MARC's handling of this issue. Alderman Friedman said he would make every effort to attend the MARC meetings and report back to the board.

Nature Sanctuary - Mr. McCoy reported that, among other activities, Jim Reed is busy with a full enrollment for the PNS Nature Day Camps in June. Other activities include a number of workdays scheduled to help maintain and chip the trails.

Community Land and Recreation Board – Mrs. Arnold reported that CLARB has approved a Beautification Grant submitted by Janet Canseco for Pinecrest; electric pedestals have been approved for the ELP; and Paul Gross from the Veterans of Foreign Wars has been working with them regarding the Vietnam Wall event scheduled for August 18th – 20th. Discussion of the naming of the shelters being rebuilt this summer ensued. Mr. Sportsman asked if we could solicit input form families who have contributed so much regarding the names planned for the new shelters in ELP. Mrs. Arnold said the CLARB had concerns about how they could choose just two families to honor when so many families in Parkville have contributed so much for the betterment of the community. Mr. Sportsman said he would rather identify only 2 or 3 individuals or families than none. Mrs. Arnold noted that Harry Sievers had suggested military heroes from Parkville might be more appropriate and there had been a number of other proposals regarding names. Mr. Rupp said actually any final decision on the naming of the shelters would have to be deferred until the 15-year plan if set and they have had time to re-identify every use for the park and facility. Mr. Sportsman said he has no problem with delaying the vote as long as the topic is still in play.

Planning – Already covered through Community Development.

Economic Development – Mr. Sportsman reported that the Economic Development Committee is off and running. They recently met with Pete Fullerton of the Platte County EDC, who was extremely cooperative and supportive with offers for education assistance and frequent communication to facilitate this new committee's success. Mayor Dusenbery asked if the EDC might consider attendance at the 2006 International Shopping Center Convention. She said that officials from the City of Riverside recently attended the 2005 Convention and they are aggressively pursuing development in this area.

MISCELLANEOUS ITEMS FROM THE BOARD

Alderman Butcher said she requested to be placed on the agenda to present new information to the board regarding the Riverfront Cell Tower issue and to ask the board to take more time to review this prior to any final decision being made. A copy of her detailed report to the board is attached to these minutes. Following discussion of the new information submitted which included a picture Mrs. Butcher took with a suburban vehicle parked in front to better show the scale of size of the proposed tower, it was agreed that whether or not, and where, to put a tower is a separate issue from how any proceeds from approval of a cell tower would be spent or diverted. Mr. Hutsler

suggested that this topic warrants a public hearing so all citizens can be informed and participate in the process. Mayor Dusenbery said she agreed but we are still in the investigative stage of this discussion and far from the point where a public hearing is warranted.

ADJOURNMENT

ALDERMAN FERGUSON MOVED THAT THE MEETING ADJOURN; ALDERMAN SPORTSMAN SECONDED, ALL AYE; MOTION CARRIED 8-0.

The meeting adjourned at approximately 9:52 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 06/19/05

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
June 21, 2005

These minutes should be regarded as a draft until they are approved at the next meeting.

The meeting was preceded by a POPNA (Parkville Original Neighborhood Association) meeting from 6:00 to 6:40 meeting in the Board Room, and by an executive session to discuss real estate and litigation in the Administrative Conference Area, under authority of RSMo 610.021 (1) and (2), from 6:45 to 7:30 p.m.

CALL TO ORDER

Mayor Pro Tem called the meeting to order at 7:40, announcing that Mayor Kathy Dusenbery was unable to attend because of illness. He said there was nothing to report coming out of executive session. All aldermen were present for the executive session, plus City Administrator Joe Turner, City Attorney Jack Campbell, Director of Public Works Jeff Rupp, Community Development Director Sean Ackerson, Project Manager Dan Koch, and Assistant City Clerk Claudia Willhite.

ROLL CALL

Ward 1 Alderman Jack Friedman - present
Ward 1 Alderman Deborah Butcher - present
Ward 2 Alderman David McCoy - present
Ward 2 Alderman Dave Rittman - present
Ward 3 Alderman Marvin Ferguson - present
Ward 3 Alderman Linda Arnold - present
Ward 4 Alderman Marc Sportsman - present
Ward 4 Alderman Brian Atkinson - present

ALSO PRESENT: All above
Senior Building Inspector Paul Giarratana
Officer Eric Sligar and Mrs. Sligar
City Clerk Barbara Lance
Ward 1 Residents:
Maria Sprague
Jeff Jones
Steve Huey for POPNA
Tom Hutsler
Gary Worden
Steve and Karen Rapp
Virginia and George Kaneaster
Evelyn States

Jim Brooks
Other residents
JoAnn Radetic, Missouri DNR, Historic Preservation Office
MEDIA PRESENT: Nancy Jack for Parkville Luminary
Martha Zirschky for Platte Dispatch
Kim Bui for Kansas City Star
Bill O'Malley for Platte Landmark

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF MAY 17th AS PUBLISHED; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

Minutes of June 7th will be considered at the next meeting.

PROMOTION OF OFFICER ERIC SLIGAR TO SERGEANT

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL 2221, PROMOTION OF ERIC SLIGAR TO SERGEANT, FOR FIRST READING; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL 2221 ON FIRST READING AND PASS IT TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL 2221 ON SECOND READING TO BECOME ORDINANCE 2201; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2221 was posted June 18, 2005.

RESOLUTION REGARDING POPNA REQUEST

Mr. Friedman said POPNA has shown it wouldn't cost the City anything to become a Certified Local Government (CLG) nor any money to withdraw from that status. He believed this would be a good start to put together a proposal that would preserve the ambience and the feel of old town Parkville.

ALDERMAN FRIEDMAN MOVED TO SUPPORT THE CONTINUED STUDY AND INVESTIGATION INTO THIS MATTER.

Mr. Sportsman said before they entertained a motion it would be good to hear from others who felt strongly for or against the proposal.

Mr. Rittman said he'd like to hear from those living in the 160 homes designated as being within the POPNA area who haven't been heard yet. He'd like to know that the majority of those people are in favor of moving forward on this. Mr. Friedman said efforts have been made to contact every one of those people, and many of them were present. .

Mr. Atkinson asked about the appeals process. Mr. Friedman said that would be in the proposal to be presented to the Board of Aldermen.

Mr. Ferguson stressed that this vote tonight didn't mean this was going to happen or not happen, but just whether or not to proceed with research and study of the issue.

Speaking in favor of the resolution to move forward on this issue were the following residents: Maria Sprague; Karen Rapp (who is not sure whether her home is in the designated district); Gary Worden, who is in favor of more study within the context of the Master Plan, and asked that the present codes be enforced.

Speaking against moving forward were the following: Jeff Jones, resident of the POPNA area, and Pat Fogarty, who owns rental property in the area.

Mr. Rittman wanted to know more about the Certified Local Government program and if that's what residents really want. The resolution does not say "for further review," he said, but indicates it's supporting CLG status. He wanted further information on that aspect. Mr. Friedman said the proposal is to find out more about CLG, and it's unfair to ask the people who are working on this to provide additional effort without having the City's support (i.e., as laid out in the suggested resolution).

Mr. Sportsman said on the surface he's for the CLG, but doesn't know enough about it. He supports more research, but not going ahead with the CLG at this point. He wants to know more about the City's involvement and the amount of staff time this program would necessitate.

Mr. Atkinson echoed Mr. Sportsman's feelings, and mentioned again the appeals process and the defense process and expense.

QUESTIONS:

Annette Hagen, owner of rental property at 500 East Street, asked if everyone in the designated area had to belong to POPNA. Mrs. Butcher asked Mr. Ackerson to share the property owners' list with POPNA. Ms. Hagen asked for a survey of those in the area to learn how each of them feels. She asked if homeowners took issue with some of the guidelines and the matter ended up in court, where does the money come from to defend the issue?

Mr. Sportsman asked how commissioners for the Certified Local Government would be elected. Ms. Radetic said generally the ordinance establishing the CLG would state that a

certain number of commissioners would be appointed by the mayor and approved by the Board of Aldermen.

Mr. Jones suggested sending out flyers that could be returned telling property owners' feelings about the matter.

Mrs. Butcher said something needs to be done to prevent replacing historic homes which are destroyed (by fire, etc.). with modern dwellings. She spoke in favor of the motion to move forward. She said people in The Bluffs told her what happens in this area has an effect on their property as well.

Mr. Sportsman asked why some cities had considered but decided against becoming CLG cities. Ms. Radetic said they decided not to pursue it. Thirty-seven cities are certified. One community became decertified because its Preservation Commission stopped meeting and no new commissioners were appointed. The city just decided to let it go. Now they're re-applying. As for the communities that looked into it and didn't choose to do it, they just decided that what they were already doing was fine.

Mr. Ackerson said they were spending staff time on this, and put some items in front of them to find out the level of support. He said the meeting on the 31st focused on whether we should support "it" or not, without defining "it."

ALDERMAN McCOY MOVED TO SUPPORT FURTHER STUDY, TO SPECIFICALLY ADDRESS SOME OF THE QUESTIONS RAISED HERE TONIGHT, AND THAT THE PROGRAM BE MORE SPECIFICALLY DEFINED; ALDERMAN RITTMAN SECONDED; MOTION CARRIED 7-1, WITH MR. FRIEDMAN VOTING NO.

TEMPORARY CATERING LIQUOR LICENSE

This license was to allow Café Cedar to set up about seven tables on the existing red brick area to the north and northwest of its building for outdoor service on Tuesday nights through the end of September. Mr. Hutsler stepped forward to explain the request, as there was no representative of Café Cedar present.

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

UPDATE ON JULY 4TH EVENT.

Mr. Hutsler gave an update of the events from June 30th-July 4th, attached hereto.

BOY SCOUT

Grant Gould of Troop #1433 came forward and said he is working on his Communications Merit Badge, required for Eagle Scout status.

RUSH CREEK EROSION

John Groathaus, Section Chief for Plan Formulation for the United States Army Corps of Engineers, was introduced by Mr. Rupp. He said the problem is extreme lateral erosion on Rush Creek, now working up White Alloe Creek as well. A copy of Mr. Rupp's memo detailing the problem and the proposed solution is attached to these minutes. He said the money would come out of the 2004 Capital Improvements Tax Levy.

ALDERMAN SPORTSMAN MOVED THAT THE TREASURER BE DIRECTED TO EARMARK THE SUM OF $724,000 FOR THIS PROJECT; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

MAYOR'S REPORT

Mayor Pro Tem Ferguson read the proclamation authorizing resident Carolyn Elwess to sound her cannon on any occasion for which permission had been granted by the chief of police.

ALDERMAN FRIEDMAN MOVED TO APPROVE THE PROCLAMATION; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

Discussion regarding the American Legion's offer to rent restroom facilities to the City for visitors was tabled.

CITY ADMINISTRATOR'S REPORT

Retreat for Elected Officials and Department Heads. Mr. Turner said the retreat will be held around the Board of Aldermen meeting on July 5th, from 5-9 p.m. with a recess at 7 p.m. to address emergency items on the agenda for the regular meeting. He asked aldermen to consider the ordinance contracting with MARC (Mid-America Regional Council) to facilitate this retreat.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL C/A 149, AUTHORIZING A CONTRACT WITH MARC FOR FACILITATION OF A RETREAT, FOR FIRST READING; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 149 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 149 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 149; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill C/A 149 was posted 6/18/05.

City Administrators Meeting in Minnesota. Mr. Turner asked permission to attend this conference in September. Cost would be $1,689.

ALDERMAN McCOY MOVED TO APPROVE JOE TURNER'S ATTENDANCE AT THE SEPTEMBER MEETING IN MINNESOTA; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

AMENDMENT OF ETHICS ORDINANCE

Mr. Campbell noted this ordinance came before the Board at the last meeting. He made the following points:

- The matter of attendance will be addressed in a separate ordinance. Mr. Ackerson is working on it. It will modify a different section of the Municipal Code and be applicable to all boards, commissions and committees of the city.

- This ordinance makes additions to the Ethics Ordinance previously addressed in the Planning Commission bylaws. This ordinance is applicable to all boards, commissions and committees of the city.

- Aldermen in a 4th-class city cannot be recalled. Members of the Planning Commission or the Board of Zoning Adjustments may be removed after a hearing before the Board of Aldermen.

Mr. Atkinson asked about meetings discussing the new rules, and Mr. Ackerson said he had a record on a DVD which would be made available for those who missed the meetings.

ALDERMAN McCOY MOVED TO APPROVE FOR FIRST READING BY TITLE ONLY BILL 2222, AN ORDINANCE TO CREATE A CODE OF ETHICS TO ESTABLISH A MUNICIPAL OFFICIALS ETHICS COMMISSION, TO REAFFIRM A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS AND EMPLOYEES AS FIRST ESTABLISHED BY ORDINANCE NO. 1238 AND REAFFIRMED BY ORDINANCES 1338, 1451, 1528, 1604, 1669, 1744, 1897, 2010, 2074, AND REPEALING EACH OF THE NAMED ORDINANCES AS A RESULT OF INCORPORATING IN THIS ORDINANCE ALL PROVISIONS RELATING TO DISCLOSURE OF CONFLICTS OF INTEREST; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL 2222 ON FIRST READING AND PASS IT TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED TO APPROVE BILL 2222 ON SECOND READING TO BECOME ORDINANCE 2202; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2222 was posted 6/18/05.

Adopting 2003 Building Codes. Mr. Giarratana said they had two meetings to which they invited the public and builders. He explained changes in the codes.

ALDERMAN SPORTSMAN MOVED THAT BILL 2223, ADOPTING THE 2003 INTERNATIONAL FAMILY OF BUILDING CODES, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2223 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2223 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2203; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2223 was posted 6/18/05.

Christmas Lights. Mr. Giarratana reported on the findings of the Community Development Department regarding downtown Christmas lights. A memo from Director Sean Ackerson is attached to these minutes. Much discussion ensued, with input from Main Street representative Tom Hutsler and from Parkville businessman Gary Worden. The consensus was to turn off the lights now. Further discussion will be held.

Appointments to Planning Commission and Board of Zoning Adjustments.

ALDERMAN ATKINSON MOVED TO TABLE THESE ITEMS UNTIL THE JULY 5th MEETING; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

Amending text to Title IV of the Parkville Municipal Code.

ALDERMAN FRIEDMAN MOVED THAT BILL 2224, AMENDING TEXT IN TITLE 4 OF THE PARKVILLE MUNICIPAL CODE, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2224 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2224 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2204; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 8-0.

Bill 2224 was posted 6/18/05.

Exterior changes to The Skillet, Parkville Chicken & Fish House.

ALDERMAN FRIEDMAN MOVED THAT THE REQUEST TO MAKE CHANGES TO THE EXTERIOR OF THE SKILLET AT 2 SECOND STREET BE APPROVED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

Approval of alternate parking plan for Lot 19 in the Bell Road Industrial Park. Much discussion ensued on this request, focusing on what would happen if a subsequent tenant wanted to move in there and the parking was inadequate. Property owner Pat Kelly and prospective tenant Michael Wray, owner of Rad Sources Imaging Technologies, were present. Mr. Wray explained the nature of the business and why minimal parking is needed. Mr. Kelly said he fully understood that he would not be able to move a business with additional parking needs into the building.

The document provided by the Community Development Department, including diagrams, is enclosed.

ALDERMAN ATKINSON MOVED TO APPROVE THE ALTERNATE PARKING PLAN CONTINGENT UPON THE FACT THAT THE OWNER OF THE PROPERTY WILL HAVE TO RETURN TO THE BOARD OF ALDERMEN FOR ANY NEW OCCUPANCY, WHICH SHALL BE SUBJECT TO THE LIMITATIONS IMPOSED BY THIS PLAN; ALDERMAN ARNOLD SECONDED; MOTION CARRIED 7-1, WITH ALDERMAN McCOY VOTING NO.

Vacation of utility easement at Parkville Self-Storage.

ALDERMAN FRIEDMAN MOVED THAT BILL 2225, VACATING A UTILITY EASEMENT AT PARKVILLE SELF-STORAGE, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2225 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2225 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2205; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2225 was posted 6/18/05.

Vacation of sanitary sewer easement in 4th Plat of The National.

ALDERMAN FRIEDMAN MOVED THAT BILL 2226, VACATING A SANITARY SEWER EASEMENT IN THE 4TH PLAT OF THE NATIONAL, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2226 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL 2226 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2206; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill 2226 was posted 6/18/05.

Approval of sign permit for HealthSouth in Parkville Commons.

ALDERMAN ATKINSON MOVED THAT SIGNAGE FOR HEALTHSOUTH IN PARKVILLE COMMONS BE APPROVED AS SUBMITTED; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 8-0.

Contract with Buford Survey for survey of trail in English Landing Park. Mr. Rupp had enclosed a memo reporting that Burlington Northern & Santa Fe has raised the possibility of laying a second track through English Landing Park. He asked the Board to approve a contract to survey the land to see what problems might arise.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 150, CONTRACTING WITH BUFORD SURVEY FOR A SURVEY OF THE PARK TRAIL IN ENGLISH LANDING PARK, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 150 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 150 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 150; ARNOLD SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 8-0.

Bill C/A 150 was posted 6/18/05.

White Alloe parking lot project. Mr. Rupp said the cul-de-sac at the terminus of the parking lot is oversized and nearly encroaches the top of the White Alloe creek bank. His memo with diagram shows the problem. He suggested reducing the size of the cul-de-sac to 39" radius.

ALDERMAN ATKINSON MOVED TO REDUCE THE RADIUS OF THE CUL-DE-SAC AT THE WHITE ALLOE PARKING LOT TO 39"; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

Paving of alley between 4th and 5th Streets. Mr. Rupp said this had needed doing for several years but had been removed from the priority list each year. He thought if it were combined with a job being done it would cost less. A similar job is in progress.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 151, CONTRACTING WITH McCONNELL & ASSOCIATES TO PAVE THE ALLEY BETWEEN 4TH & 5TH STREETS, BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 151 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL C/A 151 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 151; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 8-0.

Bill C/A 151 was posted 6/18/05.

update on forming our own ambulance district. Mr. Rittman said the legislature passed the measure but it had not been signed yet.

CHANNEL 2: Mr. Atkinson said the computer was up and running.

CLARB: Mrs. Arnold said next meeting she will have a detailed report on Jazzfest. She thanked the police and all others who helped.

FARMERS MARKET: Mr. Friedman said it's going well, and encouraged everyone to go down and patronize the market.

MAIN STREET: Already covered.

MARC SMOKING ISSUE: No report.

ALDERMAN SPORTSMAN MOVED TO ADJOURN; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 8-0.

The meeting was adjourned at 10:45 p.m.

Submitted by Barbara J. Lance
City Clerk Barbara J. Lance - 6/29/05

Claudia S. Willhite
Assistant City Clerk Claudia S. Willhite - 6/29/05

Ordinances passed at this meeting:

2201 promoting Eric Sligar to police sergeant
2202 creating a Code of Ethics and amending earlier Ethics Ordinance
2203 adopting 2003 Building Codes
2204 amending text in Title IV of the Parkville Municipal Code
2205 vacating utility easement at Parkville Self-Storage
2206 vacating sanitary sewer easement in 4th Plat of The National

C/A 149, contracting with MARC to facilitate retreat
C/A 150 contracting with Buford Survey for survey of trail in English Landing Park
C/A 151 contracting with McConnell & Associates to pave alley between 4th & 5th

A-768 to pay listed salaries and accounts

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Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of July 19, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
July 5, 2005

Mayor Dusenbery called the meeting to order at 7:05 p.m. in the Train Depot.

ROLL CALL

Ward 1 Alderman Jack Friedman	-	Absent with prior notice
Ward 1 Alderman Deborah Butcher	-	Present
Ward 2 Alderman David McCoy	-	Present
Ward 2 Alderman David Rittman	-	Absent with prior notice
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Present
Ward 4 Alderman Marc Sportsman	-	Present
Ward 4 Alderman Brian Atkinson	-	Absent with prior notice

ALSO PRESENT: City Administrator Joe Turner
Community Development Director Sean Ackerson
Assistant City Clerk Claudia Willhite

MEDIA PRESENT: Nancy Jack for Luminary
Marty Zirschky for Platte Dispatch

Assistant City Clerk Claudia Willhite said Alderman Atkinson had asked her to relay his apologies to the board as he had previously expected to be able to attend tonight's meeting but he was called out of town on an emergency to address tornado and hail damages in southeast Kansas.

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE JUNE 7, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 5-0.

ALDERMAN McCOY MOVED TO APPROVE THE MINUTES OF THE JUNE 21, 2005 WORK SESSION AS PUBLISHED; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 5-0.

ALDERMAN SPORTSMAN MOVED TO APPROVE THE MINUTES OF THE JUNE 21, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 5-0.

CITY ADMINISTRATOR'S REPORT

City Administrator Joe Turner reviewed information in the packet regarding the National League of Cities Annual Meeting scheduled for December 6th – 10th, 2005 in Charlotte, North Carolina. He said that he has attended many of these meetings and found them to be very beneficial, especially for sharing information and solutions with cities struggling with many of the same

challenges and problems we might think are unique to Parkville. The approximate cost per person to attend is $1,702. The deadline for early registration, he said, is September 15th, but the sooner we can submit reservations for attendance, the better the accommodations.

COMMUNITY DEVELOPMENT

Community Development Director Sean Ackerson introduced three applications for sign permits in a B-4 district. He explained that these sign requests are coming to the board because of their location in a B-4 district, which has no established sign regulations. He noted that staff recommends any approval of B-4 signs be made subject to installation of a timer or other automated turnoff and maximum of 5:00 a.m. to midnight.

Sign permit for Backyard Bash (B-4)

Following brief discussion on the sign permit requested by Backyard Bash (a barbeque supply store):

ALDERMAN ARNOLD MOVED TO APPROVE THE SIGN PERMIT FOR BACKYARD BASH AS SUBMITTED AND WITH STAFF RECOMMENDATIONS FOR ILLUMINATION; ALDERMAN SPORTSMAN SECONDED; ALL AYE, MOTION CARRIED 5-0.

Sign permit for Sports Rehabilitation (B-4)

Following detailed discussion on the sign approvals requested by Sports Rehabilitation:

ALDERMAN McCOY MOVED TO APPROVE ONLY SIGN NUMBERS 1, 4 AND 5 OF THE 5 SIGNS REQUESTED ON THE APPLICATION FROM SPORTS REHABILITATION AND TO INCLUDE STAFF RECOMMENDATIONS FOR ILLUMINATION; ALDERMAN ARNOLD SECONDED; ALL AYE, MOTION CARRIED 5-0.

Sign permit for Parkville Animal Wellness (B-4)

Following brief discussion on the sign permit requested by Parkville Animal Wellness:

ALDERMAN McCOY MOVED TO APPROVE THE SIGN PERMIT FOR PARKVILLE ANIMAL WELLNESS AS SUBMITTED AND SUBJECT TO STAFF RECOMMENDATIONS FOR ILLUMINATION; ALDERMAN SPORTSMAN SECONDED; ALL AYE, MOTION CARRIED 5-0.

Planning Commission Appointments

Sean Ackerson reviewed the policy report regarding 2005 Planning Commission appointments, explaining that terms for two commissioners expired in May 2005 and need to be reappointed or otherwise filled. Per Section 498.010 of the Parkville Municipal Code, he said, all appointments are made by the mayor and approved by the Board of Aldermen and anyone appointed must be a citizen of Parkville. Mayor Dusenbery stressed that this is an important board and we need to consider what's best for the city. Mr. Ackerson pointed out that Planning Commission Chairman Al McCormick has said that both of the commissioners whose terms have just expired, Dr. Harold Brown and Mr. Gary Stumbo, have served well and he'd be happy to see them reappointed.

Significant discussion followed regarding better rotation/staggering of terms, skill sets and ward representation. Mayor Dusenbery asked for the will of the board.

ALDERMAN McCOY MOVED TO REAPPOINT DR. HAROLD BROWN FOR A FOUR-YEAR PLANNING COMMISSION TERM TO EXPIRE IN MAY 2009 AND TO TEMPORARILY POSTPONE APPOINTING THE REMAINING VACANT PLANNING COMMISSION POSITION; ALDERMAN FERGUSON SECONDED; ALDERMEN SPORTSMAN, FERGUSON, AND McCOY VOTED AYE; ALDERMEN ARNOLD AND BUTCHER VOTED NAY; MOTION PASSED 3-2.

Alderman McCoy said he felt this would grant the additional time needed for consideration on how to best fill the remaining open position.

Aldermen Arnold and Alderman Butcher said they did not object to reappointing Dr. Brown but they saw no reason not to proceed with reappointment of Mr. Stumbo at the same time.

Board of Zoning Adjustments Appointments

Following brief discussion on the 2005 Board of Zoning Adjustments appointments:

ALDERMAN SPORTSMAN MOVED TO REAPPOINT MR. MARK SHERWOOD AND MR. DAVID HOUSE TO FOUR-YEAR TERMS TO EXPIRE IN MAY 2009; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION PASSED 5-0.

ACCOUNTS PAYABLE A-769

ALDERMAN FERGUSON MOVED THAT BILL A-769, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-769 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-769 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-769; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 5-0.

Bill A-769 was posted on6/30/05.

ADJOURNMENT

ALDERMAN FERGUSON MOVED THAT THE MEETING ADJOURN; ALDERMAN ARNOLD SECONDED, ALL AYE; MOTION CARRIED 5-0.

The meeting adjourned at approximately 8:05 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 07/07/05

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
July 19, 2005

NOTE: These minutes shall be considered a draft until approved at the next Board of Aldermen meeting.

The meeting was convened in the Administrative Conference Area at 6:40 p.m. The following were present:

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- ABSENT with prior notice
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- ABSENT with prior notice
Ward 3 Alderman Linda Arnold	- ABSENT with prior notice
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: Mayor Kathy Dusenbery
City Administrator Joe Turner
Public Works Director Jeff Rupp
Assistant City Clerk Claudia Willhite

ALDERMAN FRIEDMAN MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL UNDER THE AUTHORITY OF RSMo 610.021(3); ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-O.

Discussion ensued.

ALDERMAN FRIEDMAN MOVED TO RETURN TO OPEN SESSION IN THE BOARD ROOM; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 5-0.

The meeting reconvened in the Board Room at 6:57 p.m. with all above present except Ms. Willhite.

ALSO PRESENT: Community Development Director Sean Ackerson
Project Manager Dan Koch
Police Lieutenant John Moyer
City Clerk Barbara Lance
Helene Miller, urban forester with MO Department of Conservation
Rick McDowell for Kwik Kar Wash
Jim Bowers of White Goss Bowers for Apex Plaza
Gregg Knauer, resident and proposed Planning Commission member
Harry Sievers, resident

MEDIA PRESENT: Nancy Jack, Parkville Luminary
Marte Zirschky, Platte Dispatch

Kim Bui, Kansas City Star
Bill O'Malley, Platte Landmark
Mike Horine and Anna Jaffe for Channel 2

Mayor Dusenbery said there was nothing to report coming out of executive session.

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED THAT THE MINUTES OF JULY 5th BE APPROVED AS PUBLISHED; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

PLANNING COMMISSION VACANCY

Mayor Dusenbery nominated Gregg Knauer to the Planning Commission and referred to his resume, which was included in the packets. Mr. Knauer said he would like to participate. His background is in planning. He is not an engineer but has worked with engineering firms for the last 25 years.

ALDERMAN FRIEDMAN MOVED TO APPROVE THE MAYOR'S NOMINATION OF GREGG KNAUER TO THE PLANNING COMMISSION FOR A TERM TO EXPIRE IN MAY, 2009; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

DEPARTMENT OF CONSERVATION TRIM GRANT

Ms. Miller said the City did a tree inventory, planted 11 trees and removed one, and did a citywide mailing on trees, spending about $13,000 on these efforts. She presented the City with a check for $10,000. The mayor thanked her.

MAYOR'S REPORT

Public Restrooms Downtown. The mayor said she had an offer from the American Legion to let the public use their restrooms for a fee of $250 a month, with the rent not to begin until January. She said she would write to other downtown business owners to get their opinion on this, and to see if any of them would like to bid on this service.

MoDOT at Neighborhood Coalition Meeting. Mayor Dusenbery said four representatives from the Missouri Department of Transportation came to a meeting in June to answer questions from residents. Harry Sievers will keep us updated on their efforts to respond to our concerns.

CITY ADMINISTRATOR'S REPORT

National League of Cities Meeting in Charlotte, North Carolina. Mr. Turner said these meetings are well attended and very worthwhile – he participated in many when he was at Atchison, Kansas. Discussion ensued, and the consensus was that he and Mayor Dusenbery should attend.

ALDERMAN ATKINSON MOVED TO AUTHORIZE THE EXPENDITURE OF $3,404 FOR THE CITY ADMINISTRATOR AND THE MAYOR TO ATTEND THE NATIONAL LEAGUE OF

CITIES MEETING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

Missouri Municipal League Conference September 11-14. Mr. Turner asked aldermen who wish to attend this meeting to contact him. Mayor Dusenbery urged as many as could go to do so.

COMMUNITY DEVELOPMENT

Signs for Kwik Kar Wash. Much discussion ensued. The following points were made:

1. The proposed wall signs are consistent with the signs on Nick & Jake's tower. (Nick & Jake's restaurant is also located in Parkville Commons.) The wall signs are also consistent with those allowed in other commercial zoning districts. (Parkville Commons is in B-4, planned business, zoning, which has no sign zoning regulations.) The directional signs and the monument (menu) signs are not consistent with other signs in the Commons or signs permitted in other commercial zoning districts. Staff has recommended changes to the directional signs and the Board will need to make a policy decision on the monument signs. The signs have been approved by developer River North. The lighting will be on a timer and the Community Development Department recommends that it go off at midnight per Board policy.

2. Mr. Sportsman was concerned about the number of signs and it was decided to keep them at a minimum unless the need arose to increase them.

3. Mr. Rittman said nothing in their approval that night should be construed as approving the roof, a monument sign, or the text of signs as shown in the drawings submitted with the application (i.e., there is no lube operation -- services are limited to car washing and detailing).

4. Size of directional signs will be reduced to three square feet, and the height to 2.5 square feet.

5. Lights must be on a timer and may be illuminated between 5:00 a.m. and midnight.

ALDERMAN ATKINSON MOVED TO APPROVE THE WALL SIGNS PRESENTED IN AGENDA ITEM 7-A-1, SUBJECT TO STAFF RECOMMENDED CONDITIONS; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

ALDERMAN SPORTSMAN MOVED TO APPROVE #1 AND #3 OF THE DIRECTIONAL SIGNS SHOWN ON ITEM 7-A-2; SUBJECT TO STAFF RECOMMENDED CONDITIONS; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED
5-0.

ALDERMAN SPORTSMAN MOVED TO APPROVE SIGNS #5 AND #7 IN ITEM 7-A-3; SUBJECT TO STAFF RECOMMENDED CONDITIONS; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 5-0.

Documents attached to the sign application are on file in the Community Development Department.

Update on holiday lights. Mr. Ackerson said Paul Giarratana is working on this issue and will get back to them August 2nd. Mayor Dusenbery said we are going to have to work out a way to light downtown for Christmas on the River. Mr. Ackerson estimated repair costs to fix existing light systems at $10,000. Mr. Turner said they are presently working on the 2006 budget.

Application for amended preliminary plans for Apex Plaza Phase 1. Mr. Ackerson reminded everyone that this development had been discussed previously; the site was rezoned in 2003, and a preliminary plan was approved as part of the zoning. Materials included with this agenda item are on file in the Community Development Department. Mr. Bowers pointed out they had changed the proposed medical building to a bank building, which would be used for a branch of the Bank of America. Entry to the site was discussed, and the possibility of MoDOT approval of a signal instead of a roundabout. Mr. Ackerson noted that no action could be taken to approve because an ordinance was required. Mayor Dusenbery said they couldn't go any further with it that night.

ALDERMAN ATKINSON MOVED TO TABLE THIS UNTIL THE NEXT MEETING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

Mr. Atkinson said he thought River North, the developers of Parkville Commons across the street, ought to see these plans.

PUBLIC WORKS

DSL service for Streets and Parks Departments. Mr. Rupp explained the need for both the Streets and Parks Departments to have DSL service because of the increased volume of e-mails with attachments. It is proposed the cost for this service be split between them.

ALDERMAN RITTMAN MOVED TO APPROVE THE ARRANGEMENT FOR THE STREETS AND THE PARKS DEPARTMENT TO SPLIT THE COST FOR DSL SERVICE; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 5-0.

Park pedestals. Pedestals have been ordered and will be installed in the weeks to come.

Tractor mowers. Mr. Rupp said there are a couple of pieces of equipment which are beyond repair. He said we could sell them for scrap metal or just trash them.

ALDERMAN RITTMAN MOVED TO TRASH THESE PIECES OF EQUIPMENT. There was general agreement. Mr. Friedman said North Kansas City Iron would pick them up for free.

POLICE

Lt. Moyer said Chief Bill Hudson's report had been distributed. There has been about a 15% increase in activity over the last year. Mr. Rittman said he understood the rate of closure had gone up as well. Lt. Moyer said yes, a lot of those cases have now gone to the prosecutor.

Mayor Dusenbery noted the Neighborhood Coalition would meet Thursday, and Lt. Moyer would report on safety and neighborhood watch programs. Alderman Friedman would sit in with this group. Residents Stacy Pulse and Alana Mullin would like to start neighborhood watches.

Mayor Dusenbery said it had been a heavy court week. In the case of former Officer Richard Cullen, he was acquitted of improper actions during a car stop. Former court clerk Louella Smith pled guilty to felony stealing.

OTHER BUSINESS

Mr. Friedman thanked the many friends and neighbors who have shown their support during this time of change in his life and in the lives of his family. He said over fifty people came to visit him in the hospital. He thanked everyone and said what a wonderful community this is to live in.

ACCOUNTS PAYABLE

ALDERMAN FRIEDMAN MOVED THAT BILL A-770, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL A-770 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FRIEDMAN MOVED THAT BILL A-770 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-770; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 5-0.

Bill A-770 was posted 7/15/05.

COMMITTEE REPORTS

Ambulance. Mayor Dusenbery said a Southern Platte Fire Protection District report for June, 2005, was included in the meeting packets.

Chamber of Commerce/Events. Mrs. Butcher said the Chamber's monthly Business After Hours event would be held at the Bank of America on Barry Road.

Channel 2 Committee. Mayor Dusenbery said she had received many compliments about the new Channel 2 look. There is more training to be done on the new equipment so that somebody on staff can do updates on Channel 2. She asked about the DVD. Channel 2 Committee member Barbara

Lance said the changes (removing the Papa Frank's coverage and replacing it with The Skillet - Parkville Chicken & Fish footage) were done. The committee would meet later in the week to discuss the price of the DVDs, notify sponsors, and place an order.

Community Land & Recreation Board. Mr. Rupp said this committee reviewed two event applications. Both were tabled. They will be replacing the Parks ordinance with one with new information. Final revisions will hopefully be made at the next CLARB meeting and then it will come to the Board of Aldermen. Then they will move into a 15-year plan. They hope to have the Board of Aldermen adopt the Events Manual to be placed on file in the city clerk's office. Mrs. Butcher added that CLARB member Jim Brooks is getting close to completion of the manual.

Economic Development. Mr. Sportsman said sometime in late August he hopes to convene the first Economic Development Committee meeting, introducing various aspects of economic development to the committee so they will have a better understanding of tools used in these efforts. There is one member yet to be approached. City staff members are attending Platte County Sewer District meetings to talk about plans going on out west in the annexed area. They are also visiting with landowners out there. Some of these landowners have taken a pro-active stance on development. Mr. Sportsman has attended Chamber of Commerce functions and had a chance to meet some local business people. He will try to attend as many of these as he can. Mayor Dusenbery said she really appreciates his efforts.

Farmers Market. Mr. Friedman said the market was "jam-packed" last weekend. Many vendors sold out early. Wednesday afternoon was very busy also.

Main Street Parkville Association. Mr. Rittman said they met the previous Tuesday afternoon to discuss the 4th of July. They estimated there were 20,000 people in town. He asked if there were any law enforcement issues. Lt. Moyer said no. Financially, Mr. Rittman said, they came in $1,500 short. The Beer Festival fund-raiser is actually coming in in good shape.

MARC Smoke-free community issues. Mr. Friedman said he will be doing more research on this.

Nature Sanctuary. No report.

Planning. No report.

ALDERMAN FRIEDMAN MOVED TO ADJOURN; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 5-0.

Meeting was adjourned at 8:25 p.m.

Submitted by Barbara Lance

City Clerk Barbara J. Lance - 7/28/05

Barbara Lance 8-18-05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of August 16, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
August 2, 2005

Mayor Dusenbery called the meeting to order at 7:10 p.m. in the Board Room.

ROLL CALL

Ward 1 Alderman Jack Friedman	-	Absent with prior notice
Ward 1 Alderman Deborah Butcher	-	Present
Ward 2 Alderman David McCoy	-	Present
Ward 2 Alderman David Rittman	-	Present
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Present
Ward 4 Alderman Marc Sportsman	-	Present
Ward 4 Alderman Brian Atkinson	-	Present

ALSO PRESENT:
City Administrator Joe Turner
Chief Bill Hudson
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
Collector Justin Kuder
Project Manager Dan Koch
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite

MEDIA PRESENT:
Nancy Jack for Luminary
Marty Zirschky for Platte Dispatch
Kim Bui for Kansas City Star

Mayor Dusenbery announced that the APEX development proposal has been requested by the applicant to be taken off the agenda and placed on either the next board meeting agenda in August or the first board meeting in September.

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE JULY 19, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 7-0.

CITIZEN INPUT

Bill Grigsby re Wizards World Cup Finals

Mr. Grigsby announced that the Wizards World Cup Soccer Finals would be held at Park University on August 3rd at 7 pm. He encouraged everyone to come and support the Wizards as they challenge the Des Moines, Iowa team in the playoffs. Mr. Grigsby also said he wanted to tell everyone that at a

Crime commission meeting on August 1st, he heard high praises for our Parkville Police department and the respect that area law enforcement officials hold for Chief Hudson is to be commended. He also said we are extremely lucky to have him here in Parkville. Then he and the board thanked Chief Hudson and his department for all they do to help keep our community a safe place to live and visit.

Mayor Dusenbery reminded everyone that Bill Grigsby was recently honored at the July 4th festivities as the first inductee into the "Parkville Navy" and she thanked "Admiral Grigsby" for his comments.

Request from The National

ALDERMAN ATKINSON MOVED TO APPROVE THE REQUEST FROM THE NATIONAL FOR APPROVAL TO HOLD A FIREWORKS DISPLAY AT THE NATIONAL ON SEPTEMBER 4TH, PUT ON BY NIGHT MAGIC FIREWORKS; ALDERMAN SPORTSMAN SECONDED; ALL AYE. MOTION PASSED 7-0.

2004 Audit Presentation

Mr. Bruce Culley, reviewed the 2004 Audit draft and associated management letter. A copy of which is on file with the City Collector. Highlights of the balance sheet and the summary of capitol assets were discussed as well as designated versus restricted expenditures. Mr. Culley noted some of his recommendations for improvement would be to initiate a purchase order system; development of a procedure and policy manual; ongoing training for the City Collector due to changes in government accounting; increased cross training between the City Treasurer and City Collector positions; and entering the sewer and storm water assets on the books. Alderman Sportsman asked if the Municipal Court's encode system is up and running now and training complete. Mr. Culley answered yes but he would like to see an increase in monthly balancing. Mr. Culley said that on the whole he felt what needed to be done to correct management issues noted in last year's report have been accomplished.

ALDERMAN RITTMAN MOVED TO AMEND HIS PREVIOUS MOTION TO ACCEPT THE 2004 AUDIT AS SUBMITTED, TO INCLUDE A REQUEST MADE BY ALDERMAN McCOY TO CHANGE THE TERM "RESTRICTED EXPENDITURES" ON PAGE 17 TO READ INSTEAD "UNRESTRICTED DESIGNATED EXPENDITURES"; ALDERMAN FERGUSON SECONDED; ALL AYE. MOTION PASSED 7-0.

Parkville Rotary re Proposed Gift

Newly elected Parkville Rotary President Sandi Schmude and Parkville Project Director Neil Davidson reviewed the Rotary Club's proposed gift to the City of Parkville in honor of the Rotary's 60th birthday. The Rotary would like to donate an old style Public Clock that would be 10 feet 9 inches tall and internally lighted. Mr. Davidson explained that they would want the Rotary Club principles inscribed on the clock, especially their motto: "Service above self".

ALDERMAN ATKINSON MOVED TO MOVE FORWARD WITH ACCEPTING THE PROPOSED GIFT FROM THE ROTARY CLUB OF PARKVILLE WITH FINAL DETAILS SUCH AS PLACEMENT TO BE DETERMINED AT A LATER DATE; ALDERMAN ARNOLD SECONDED; ALL AYE. MOTION PASSED 6-0.

Alderman Rittman said he chose to abstain from this vote due to his membership in the Rotary Club.

Main Street re July 4th Event Report

Mr. Tom Hutsler reported on behalf of the Main Street Association regarding the financial reports for the Brewfest and the July 4th celebration. He said the Brewfest financial report includes payment for one security officer but since the July 4th event did not include liquor, no security was required. They did, however, he said, hire John Conrad on his own time to monitor the river from his boat.

Request for Amendment to Parkville Days 2005 Application

Mr. Hutsler asked the board for approval to amend the application for the 2005 Parkville Days event to include a carnival. He said that $1,000 of the proceeds would go to sponsor new playground equipment, in honor of a former mayor, pending PCDC approval. Alderman Arnold expressed concern regarding assurances given last year that Main Street would not ask again to hold two carnivals in one year and yet at the last minute again they are requesting to add a carnival to Parkville Days. Alderman Butcher read some varied feedback she received from her ward when she asked their feelings about the carnival issue. Mr. Hutsler commented on the condition of the field and explained plans for repairing the field after Parkville Days and, if approved, the carnival. Mayor Dusenbery said she wanted it on the record that this would be the last time any carnival will be held on "Ball field 1" per a discussion she had with the carnival owner for safety issues and concerns. Discussion ensued regarding location, timing with the Vietnam Wall event and safety concerns. Mr. Hutsler said the carnival won't come in until after the Vietnam Wall has closed down and left on Monday. Mike Ginther, President of the Bluffs Neighborhood Association, asked how they will handle the parking overflow. He reported that extensive damage was done to landscaping on Crooked Road and West Street where cars were inappropriately parking. Chief Hudson said that if they park where it's a safety hazard, the police can ticket for that even if it's not posted. Chief Hudson said that he did not have a problem with Mr. Ginther's request about taping off or placing cones where parking causes a safety hazard. Mayor Dusenbery asked staff to work on drafting an ordinance as soon a possible that will address this recurring issue.

ALDERMAN McCOY MOVED TO APPROVE THE REQUEST FOR AMENDMENT TO THE PARKVILLE DAYS 2005 APPLICATION TO ALLOW FOR THE CARNIVAL TO COME IN ON AUGUST 22ND AFTER THE VIETNAM WALL EVENT HAS LEFT; ALDERMAN FERGUSON SECONDED; ALL AYE EXCEPT ALDERMAN ARNOLD; MOTION PASSED 6-1.

Amendment to the Agenda

Mayor Dusenbery noticed that an agenda item she'd requested, consideration of naming the stage in E.L.P. for Maxine McKeon, was missing from the agenda.

ALDERMAN ATKINSON MOVED TO APPROVE AN AMENDMENT TO THE AGENDA TO INCLUDE THIS ITEM; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION PASSED 7-0.

Mayor Dusenbery said this is Maxine's 30th year to host the Jr. Miss and Mr. Parkville Pageant. Marty Zirschky said that Maxine had asked her to be sure to let everyone know how much she appreciates this lovely stage to have to use for the pageants.

Following brief discussion:

ALDERMAN SPORTSMAN MOVED TO APPROVE NAMING OF THE STAGE IN E.L.P. IN HONOR OF MAXINE McKEON; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION PASSED 7-0.

Mr. Hutsler said he also wanted to express appreciation to the KC Padres who volunteered to do clean-up duty after the July 4th festivities and did a great job of it.

Alderman Sportsman asked for the status of the discussion regarding naming of the primary shelters in English Landing Park. Mr. Rupp said it is on the agenda for the next Community Land and Recreation Board meeting scheduled for August 10th at 7 p.m. and Mr. Sportsman was invited to attend.

MAYOR'S REPORT

The mayor's calendar for August (as of July 28th) was included in the packets for reference. Mayor Dusenbery said it changes of course from day to day but part of the reason for including it was so if any aldermen saw a meeting listed that they would also like to attend, they will be aware of it and can make arrangements to do so.

CITY ADMINISTRATOR'S REPORT

Bill Repealing and Reestablishing Ethics Ordinance

City Administrator Joe Turner asked City Clerk Barbara Lance to explain to the board the grammatical corrections to the Ethics Ordinance that prompted the need to repeal the previous ordinance. A copy of Mrs. Lance's memo explaining in detail the redlined corrections to the previous ordinance are attached to the official minutes of this meeting on file.

ALDERMAN FERGUSON MOVED THAT BILL 2227, AN ORDINANCE TO CREATE A CODE OF ETHICS, TO ESTABLISH A MUNICIPAL OFFICIALS ETHICS COMMISSION, TO REAFFIRM A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS AND EMPLOYEES AS FIRST ESTABLISHED BE ORDINANCE NO. 1238 AND REAFFIRMED BY ORDINANCES 1338, 1451, 1528, 1604, 1669, 1744, 1897, 2010, 2074, 2202 AND REPEALING EACH OF THE NAMED ORDINANCES AS A RESULT OF INCORPORATING IN THIS ORDINANCE ALL PROVISIONS RELATING TO DISCLOSURE OF CONFLICTS OF INTEREST BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2227 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2227 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2207; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2227 was posted on 8/01/05.

Bill to Add New Chapter 165 on Expectations for Public Officials

Joe Turner asked Community Development Director Sean Ackerson to address any questions regarding the proposed Ordinance to add a new Chapter 165 to the Municipal Code, addressing expectations for public officials. Alderman Butcher asked how this would address absence due to illness. Mr. Ackerson explained how the "prior notice" and "discussion with the board" factors would apply. He noted that the Board of Zoning Adjustment was only

exempted from the attendance requirement due to the fact their meetings are not regularly scheduled and they may at times only meet three times a year.

ALDERMAN FERGUSON MOVED THAT BILL 2228, AN ORDINANCE CREATING A TEXT AMENDMENT TO TITLE I OF THE PARKVILLE MUNICIPAL CODE TO CREATE A NEW CHAPTER 165, REQUIREMENTS FOR APPOINTED OFFICIALS, ESTABLISHING ATENDANCE AND NOTICE OF ABSENCE REQUIREMENTS, PROCUDURES FOR SUSPENSION OF SERVICE IF REQUIREMENTS ARE NOT MET, AND EXPECTATIONS FOR COMMITMENT OF SERVICE AND INFORMED PARTICIPATION IN MEETINGS BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2228 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2228 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2208; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2228 was posted on 8/01/05.

Sales Tax Report

City Administrator Joe Turner reviewed the draft sales tax report and noted a mistake on page two that he will correct and resubmit to the board. He added that the same mistake was made on the Transportation Tax Report. Alderman McCoy requested that future reports include a column to reflect accumulation over and under budget.

Task List

Mr. Turner noted that on his updated task list provided in the packets, he has changed a few of the due dates. Alderman Rittman requested that the streetlight on Crooked Road be added to the task list.

COMMUNITY DEVELOPMENT

Sign permit for Roxanne's Café

Following brief discussion on the sign permit requested by Roxanne's Café:

ALDERMAN ATKINSON MOVED TO APPROVE THE SIGN PERMIT FOR ROXANNE'S CAFÉ AS SUBMITTED AND WITH STAFF RECOMMENDATIONS FOR ILLUMINATION; ALDERMAN ARNOLD SECONDED; ALL AYE, MOTION CARRIED 7-0.

Holiday Lights

Following detailed discussion on the holiday lights and distribution of a letter from Angelo Gangai regarding coverage of the costs for operating the holiday lights (a copy of which is attached to the official minutes on file:

ALDERMAN RITTMAN MOVED TO APPROVE FOR STAFF TO MOVE FORWARD WITH NEGOTIATIONS WITH FOUR STAR ELECTRICIANS FOR THE REPAIR AND REPLACEMENT OF THE CITY'S HOLIDAY LIGHT PANELS PER THE DESIGNATED SPECIFICATIONS; ALDERMAN ARNOLD SECONDED; ALL AYE, MOTION CARRIED 7-0.

Mr. Ackerson then updated the board on cooperation granted from Platte County regarding removal of signs that are in violation of code.

PUBLIC WORKS

Project Manager Dan Koch updated the board on the 50 new parking spaces expected to be completed within two weeks, weather permitting.

Bill to Accept Lewis Street and Clark Avenue in Parkville Commons

ALDERMAN FERGUSON MOVED THAT BILL 2229 AN ORDINANCE ACCEPTING CERTAIN STREETS AND SEWERS IN CERTAIN PLATS OF PARKVILLE COMMONS BE APPROVED FOR FIRST READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2229 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2229 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2209; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2229 was posted on 8/01/05.

POLICE DEPARTMENT

Chief Hudson thanked Mr. Grigsby for his kind words. He reported that things have been fairly quiet. He said this week marks the 41st Anniversary of service in law enforcement for Detective Ron Canaday and although not all of those years have been with the City of Parkville, we are glad he's here now. The board extended "Congratulations" to Detective Canaday.

ACCOUNTS PAYABLE A-771

ALDERMAN FERGUSON MOVED THAT BILL A-771, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-771 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-771 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-771; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill A-771 was posted on7/29/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – Mayor Dusenbery reported that she and Platte County Commissioner Knight are working with County Attorney Bob Shaw to try to get this issue placed on the 2006 ballot. She expects to have further update on that next month.

Chamber of Commerce/Events – No report.

Channel 2 and Website – No report.

Farmer's Market – Mayor Dusenbery reported on behalf of Mr. Friedman that the Farmer's Market is enjoying a good season and she encouraged everyone to attend for the fun and the fresh produce.

Financial Report – Mr. Ferguson reviewed the June financial and 6-month report. City Collector Justin Kuder was available to answer any questions from the board.

ALDERMAN FERGUSON MOVED TO APPROVE THE JUNE AND 6-MONTH FINANCIAL REPORTS AS SUBMITTED; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION PASSED 7-0.

Main Street Parkville – Alderman Rittman reported that most of this report was previously covered. He said the next meeting would be 9 a.m. on August 9th at the Power Plant.

MARC Smoke-free Communities issue – No report.

Nature Sanctuary - Mr. McCoy reported that Jim Reed would host a Stream Team water quality testing on August 13th.

Community Land and Recreation Board – No report.

Planning – Mr. Ferguson reported that the last Planning Commission meeting was cancelled due to lack of agenda items and the next meeting will be held on August 9th at 5:30 p.m.

Economic Development – Meetings with the Platte County Sewer district are ongoing and continue.

ADJOURNMENT

ALDERMAN ATKINSON MOVED THAT THE MEETING ADJOURN; ALDERMAN SPORTSMAN SECONDED, ALL AYE; MOTION CARRIED 7-0.

The meeting adjourned at approximately 9:07 p.m.

Submitted by: Claudia Willhite

Assistant City Clerk Claudia Willhite, 08/11/05

NOTE: These minutes should be considered "a draft only" until they have been approved at the next meeting of the Parkville Board of Aldermen.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
August 16, 2005

CALL TO ORDER

The meeting was called to order by Mayor Kathryn A. Dusenbery at 6:30 p.m. in the Administrative Conference Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	- ABSENT BECAUSE OF ILLNESS
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman Dave Rittman	- LATE WITH PRIOR NOTICE, ARRIVED AT 7:35 .
Ward 2 Alderman David McCoy	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Director of Public Works Jeff Rupp
Project Manager Dan Koch
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite
Jim Allen and Tony Borchers for River North (Parkville Commons)

Aldermen went into executive session to discuss litigation and real estate (a separate set of minutes was kept for this session). Aldermen returned to open session at 7 p.m. in the Board Room.

ALSO PRESENT: Police Sergeant Kevin Davis
Mr. and Mrs. George Wilcoxson re speed on Highway 9
Janet Garms of Kutak Rock LLP re Resolution 08-02-05
Siobhann Williams and Gale Bay for Taste of Parkville
Jay Norco, North Hills Engineering
Tom Hutsler and Maxine McKeon for Parkville Days
Jay Mathiesen for Backyard Bash

	Seth Reece and Doug Henslik for Walgreen's
MEDIA PRESENT:	Nancy Jack for Parkville Luminary
	Martha Zirschky for Platte Dispatch
	Kim Bui for KC Star
	Bill O'Malley for Platte Landmark
	Mike Horine and Anna Jaffe for Channel 2

REVIEW OF MINUTES OF AUGUST 2, 2005

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES AS CORRECTED IN THE E-MAIL RECEIVED FROM ASSISTANT CITY CLERK CLAUDIA WILLHITE (A MOTION TO APPROVE REQUEST FOR AMENDMENT TO THE PARKVILLE DAYS 2005 APPLICATION TO ALLOW THE CARNIVAL TO COME IN ON AUGUST 22nd AFTER THE VIETNAM WALL REPLICA HAS LEFT) SHOULD BE CHANGED TO REFLECT APPROVAL BY VOTE OF 6-1 RATHER THAN 7-0; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 6-0.

AMENDED AGENDA

ALDERMAN ATKINSON MOVED TO APPROVE THE AMENDED AGENDA; ALDERMAN McCOY SECONDED; MOTION CARRIED 6-0.

CITIZEN INPUT

Speed on Highway 9. Mrs. Wilcoxson thanked Alderman Arnold for her support for this effort. This effort has been brought to City staff, she said, and they contacted the Missouri Department of Transportation (MoDOT). A copy of that agency's response to Public Works Director Jeff Rupp's request to have the speed limit lowered was provided to the Wilcoxsons; it said they had reviewed the matter and found the speed to be appropriate for the circumstances. A copy of MoDOT's pamphlet, "ESTABLISHING SPEED LIMITS - a case of MAJORITY RULE," was also enclosed.

Mrs. Wilcoxson had circulated a petition among her neighbors trying to get the speed limit lowered, but a copy of the petition was not provided to City Hall. She said they'd like the City and the Platte County Commissioners to join them in asking the State of Missouri for another traffic study, this one focusing on the hazards, and to explore problem-solving measures.

Mayor Dusenbery thanked her for coming. She noted this was, of course, MoDOT's jurisdiction. City officials and staff met with them. She said the next time they came to City Hall she would invite the Wilcoxsons to be here. She said she would try to get the speed board here so that people can be made aware of how fast they're going. She also said that area is a "target area" and it is policed whenever possible; some time is given to it on each shift.

Liquor Licenses for Taste of Parkville. Siobhann Williams, chairman of this year's "Taste of Parkville," was present to request use of the Farmers Market for Thursday, September 15th, a picnic license for PCDC (Parkville Community Development Corporation), and off-premise licenses for Wines by Jennifer and Power Plant Restaurant.

ALDERMAN SPORTSMAN MOVED TO ALLOW USE OF THE FARMERS MARKET AND LIQUOR LICENSES AS REQUESTED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 6-0.

Backyard Bash Grand Opening Party. Jay Mathiesen, owner of Backyard Bash, asked for approval of a grand opening event on Saturday, September 3rd, from 11 a.m. to 4 p.m. River North, the developer, approved the application with the exception of the inflatable jumping station. The Platte County Health Department approved it, and the Parkville Police Department has no objections. Neighboring businesses have no objections.

ALDERMAN SPORTSMAN MOVED TO APPROVE THE BACKYARD BASH ON SEPTEMBER 3, 2005; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 6-0.

Parkville Days 2005. Mr. Hutsler announced that the grand marshal for the parade will be Maxine McKeon, who has been doing the Little Miss and Little Mr. contests during Parkville Days for 30 years.

Mrs. McKeon thanked all those responsible for putting steps on either side of the flatcar stage, which she finds really much safer for the children. She said emcees for this year's event will be Miss Missouri USA and Miss Kansas USA.

MAYOR'S REPORT

Resolution supporting Northland Trails Vision. This resolution supports the Northland Trails Vision, a joint venture of Platte and Clay Counties, and includes the recently completed Southern Pass along the Tom Watson Parkway. A copy is attached to the original of these minutes. The plan is filed in the Community Development Office and may be reviewed there during office hours.

ALDERMAN FERGUSON MOVED TO AUTHORIZE THE MAYOR TO SIGN RESOLUTION 08-01-05, SUPPORTING THE NORTHLAND TRAILS VISION; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

Trash Hauling and Recycling Discussion. Mayor Dusenbery said these issues would be the subject of general discussion by the public at an open meeting of the Neighborhood Coalition, to be held Thursday, August 25th, at noon. It would be a bring-your-own-lunch event. Everyone is invited to attend and participate.

Platte County Economic Development Council.

ALDERMAN FERGUSON MOVED THAT BILL C/A 152, CONTRACTING WITH THE PLATTE COUNTY ECONOMIC DEVELOPMENT COUNCIL FOR ECONOMIC DEVELOPMENT SERVICES, BE APPROVED FOR FIRST READING; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 152 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 152 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 152; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill C/A 152 was posted 8/12/05.

CITY ADMINISTRATOR'S REPORT

Resolution of Intent for new City Hall. Mr. Turner said the Board contracted with Williams Spurgeon Kuhl & Freshnock on October 19, 2004, to perform a Special Needs Analysis study. The study revealed that the City's needs exceeded its ability to expand the present City Hall, and negotiations with River North have begun to relocate to Parkville Commons. Mr. Turner's Policy Report is attached to the original of these minutes.

ALDERMAN RITTMAN ARRIVED AT 7:35 P.M.

Ms. Garms explained the resolution to go forward with the negotiations with River North. Annual payments for the new City Hall would be $195,000.

Payment of the annual lease was discussed. Mr. Turner said all the funds are in balance. Some capital improvements will have to be delayed for a year or two, but we probably won't see any noticeable change. He has added 15% to the budget for gasoline increases.

ALDERMAN SPORTSMAN MOVED TO AUTHORIZE THE MAYOR TO SIGN THE RESOLUTION OF INTENT, RESOLUTION NO. 08-02-05; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Mr. Turner said he would be on vacation the following week.

He said he didn't like putting things on the agenda so quickly, but we just received a notice from the County that our 2005 tax levy figures were due in their office within a very short period.

ALDERMAN FERGUSON MOVED THAT BILL 2230, ESTABLISHING THE 2005 TAX LEVY AND REAL AND PERSONAL PROPERTY, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2230 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2230 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2210; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill 2230 was posted 8/12/05.

COMMUNITY DEVELOPMENT DIRECTOR'S REPORT

Change of Use Request for 404 East Street in Old Town District. Mr. Ackerson said Norleigh Stanley, owner of this property, which was most recently used for "Fruit by Design," was asking to use it for general office, retail and service uses as permitted by OTD regulations.

ALDERMAN FERGUSON MOVED TO APPROVE THE CHANGE OF USE REQUEST FOR 404 EAST STREET; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Revised Site Plan for Walgreen's in Parkville Commons. Mr. Ackerson said the preliminary plans for this site did not allow for a pharmacy, but the Planning Commission recommended approval, saying the use is consistent with other uses in this development.

The mayor asked that some ascetic improvement be made on the east side of the proposed building, the side which will face the entrance to Mid-Continent Public Library. She also expressed a need for it to be a 24-hour pharmacy.

Mr. Henslik said they would do everything they can to encourage a 24-hour operation.

ALDERMAN ATKINSON MOVED TO APPROVE THE SITE PLAN FOR WALGREEN'S WITH THE PROVISION THAT THEY FOLLOW THE STAFF RECOMMENDATIONS IN THE APPLICATION SUMMARY (ON FILE IN THE COMMUNITY DEVELOPMENT DEPARTMENT); ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

PUBLIC WORKS DIRECTOR'S REPORT

Part-time City Engineer. Mr. Rupp talked about the position of part-time city engineer, reminding aldermen that the original plan was to hire one, but that was not feasible, so they

want to contract with North Hills Engineering, a company owned by Jay Norco, the engineer they wanted to hire in the first place.

Mr. Rittman asked about liability insurance to be carried by North Hills, and Mr. Rupp said it matches our present engineering contract. Discussion ensued, and Mayor Dusenbery suggested we include a specific amount in future contracts. She suggested we put this on an upcoming agenda.

ALDERMAN FERGUSON MOVED THAT BILL C/A 153, CONTRACTING WITH NORTH HILLS ENGINEERING FOR ENGINEERING SERVICES, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 153 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 153 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 153; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill C/A 153 was posted 8/12/05.

Grinder pump request in River Hills Estates. Mr. Koch said several multi-level homes were built on bluffs in River Hills Estates, necessitating the use of grinder pumps. We've granted two so far, and this is the third request, at 10430 Riverview Point. Mr. Rupp said he didn't think there would be further requests. Discussion ensued on requiring them to use Midwest Environmental, which services the grinder pumps at Riss Lake, so we would be dealing with the same entity for both subdivisions.

ALDERMAN SPORTSMAN MOVED TO APPROVE THE REQUEST FOR A GRINDER PUMP AT 10430 RIVERVIEW POINT WITH THE PROVISION THAT THEY CONTRACT WITH MIDWEST ENVIRONMENTAL; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Mayor Dusenbery said a letter would be going out to all citizens in Riss Lake. Mr. Rupp said we're taking steps with regard to the bioxide tank. Bioxide is a chemical that treats the odor. The amount varies according to temperature. With the buildout in Riss Lake we have been able to keep up with the problem while using less bioxide. There was an underground bioxide tank which was found to be leaking. We flooded the area to dilute the chemical, and are restoring the area. We then abandoned this tank and established a tank aboveground so we could monitor it more easily. We'll fence and landscape that area. A copy of the letter to Riss Lake residents is attached to the original of these minutes. Mr. McCoy said they were told that bioxide would not be required when the subdivision was all built out. Mr. Rupp said it's just his opinion that bioxide would be needed indefinitely, but

he would defer to the judgment of our new engineer. Mr. Norco said he thinks there will always be a need for bioxide, but they are working on ways to minimize this cost.

Mr. Rittman asked if there were plans to remove the old tank. Mr. Rupp said he thought the law allows us to fill it with sand-like material and leave it in place. Mr. Rittman said that would be totally acceptable.

POLICE REPORT

Lt. Moyer said the police report had been distributed; he was willing to answer any questions. There were none.

ACCOUNTS PAYABLE

ALDERMAN FERGUSON MOVED TO APPROVE BILL A-772, TO PAY LISTED SALARIES AND ACCOUNTS, FOR FIRST READING; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-772 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-772 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-772; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill A-772 was posted 8/12/05.

COMMITTEE REPORTS

Ambulance District. Mayor Dusenbery is awaiting word from Platte County Commissioner Betty Knight about the next meeting. Mr. Rittman said MAST (Metropolitan Ambulance Services Trust) has moved an ambulance to Monticello, two miles closer to Parkville.

Chamber of Commerce/Events. Mrs. Butcher said the Chamber had several events scheduled, on August 18th a Business After Hours at Nick & Jake's, and on August 19th a Business Over Breakfast at the South Platte Fire Protection District, Station #1, in downtown Parkville. The Chamber is hosting receptions at the depot when the Vietnam Wall comes to town August 18th-21st. On September 7th at 5 p.m. there will be a ribbon-cutting to celebrate the Chamber's move to the Train Depot.

Mrs. Butcher asked that Alderman Arnold report on events (other than Chamber events) after this. Mrs. Arnold agreed. Mrs. Butcher will start briefing the Board of Aldermen on tourism activities. She said since we signed the marketing contract with the Platte County Visitors Bureau and the State last year tourist activity has gone up 358%; that is verifiable

throughout the county. Parkville activities are now being published in State and national magazines. Cheryl Thorp, PCVB director, is putting together figures on this.

Mr. Sportsman asked Mrs. Butcher if she could e-mail activity notices and reports to him, and she said yes, she would e-mail them to all aldermen.

Channel 2. Mr. Atkinson said we have been putting together a list of those who want the DVD's produced by Curious Eye. We can't get the volume price unless we order 1,000. We pre-sold 392, and PCDC agreed to take 400 for resale. Mr. Sportsman, as head of the new Economic Development Committee, asked aldermen to buy 200 for the City, noting he believes it to be an outstanding marketing tool. The city clerk asked for guidance on distributing them, and he suggested 5-10 be kept at City Hall to lend to citizens and others. Mrs. Butcher suggested making some available to groups who come through on tours. She also asked that a list of events be featured on Channel 2.

CLARB. Mrs. Arnold complimented Parks Director John Conrad on sending out letters when we have festivals. She said CLARB said the owners of Volvo cars could park them on Ball Field #1, on Main Street, and in the White Alloe Parking lot during the Volvo Meet on September 17th. She said there was a letter from CLARB Chairman Jim Brooks in the back of the aldermen's meeting packets – it is about naming structures in the park. Mr. Rupp said CLARB would like to leave things the way they are. They did a lot of research. Ultimately it all comes back to the Board of Aldermen.

Mr. Rupp said CLARB recommends naming the new park (at the entrance to Pinecrest) Gateway Park. This will require an ordinance.

The Taste of Parkville in the Farmers Market September 15th was approved.

CLARB member Cory Miller presented to that board a request from the Miller family for approval to make improvements to the Pocket Park. These improvements would be a gift from Joe, Jack and Jim Miller and their wives and children in honor of parents Jack and Alma Miller, who pioneered innovations, new businesses and public safety measures in the city.

Loralee Bradley applied to use a shelter and the trail in English Landing Park to benefit the Wegeners' Granulomatosis Association, to be held Saturday, October 8, 2005. This was approved with the stipulation that there would be no collections on that day.

Parks Director John Conrad reported to CLARB that the new grills were in for the shelters, and the upgrading of Shelter #2 would be put off until the end of August. There will be some delays in installing the electrical pedestals. He noted the park could use more benches in the new playground area, and donations would be welcome.

CLARB recommended approval of the new City Parks Ordinance and of the new Events Guidelines. They voted to support the Trails System (approved by the Board of Aldermen at this meeting). Mrs. Arnold noted that CLARB is a very hard-working board, and thanked Mr. Rupp for reporting on their actions at the last meeting.

Mr. Rupp said they meet on the second Wednesday of every month at 7 p.m. in the Board Room. He said this board has been given a little more authority than former boards. At the next meeting Helene Miller will explain about trees.

Economic Development. No report.

Farmers Market. Mayor Dusenbery said there's lots of produce coming in.

Main Street. Mr. Rittman noted Tom Hutsler had already reported.

Nature Sanctuary. Mr. McCoy said he and Director Jim Reed, working with volunteers, got the highest water quality level ever from the White Alloe Creek.

Planning. Mr. Ferguson said they had a meeting last Tuesday, and they voted on some of the issues tonight. There would be a special meeting August 23rd. Mr. Ackerson noted it would be at the train depot, and they would discuss a zoning issue for the depot.

ALDERMAN ATKINSON MOVED TO ADJOURN.; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

The meeting adjourned at 9 p.m.

Submitted by Barbara J. Lance

City Clerk Barbara J. Lance - 8/30/05

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
September 6, 2005

CALL TO ORDER

Mayor Dusenbery called the meeting to order at 6:34 p.m. in the Board Chambers. The clerk called roll and explained that Alderman Friedman was unable to attend due to illness and Alderman Rittman was absent with prior notice.

ROLL CALL

Ward 1 Alderman Jack Friedman	-Absent due to illness
Ward 1 Alderman Deborah Butcher	-Present
Ward 2 Alderman David McCoy	-Arrived at 6:37 p.m.
Ward 2 Alderman David Rittman	-Absent with prior notice
Ward 3 Alderman Marvin Ferguson	-Present
Ward 3 Alderman Linda Arnold	-Present
Ward 4 Alderman Marc Sportsman	-Present
Ward 4 Alderman Brian Atkinson	-Present

ALSO PRESENT: City Administrator Joe Turner
Community Development Director Sean Ackerson
Assistant City Clerk Claudia Willhite
Jim Bowers and Keith Billick for the APEX developement
Residents: Harry Sievers, Regina Moore, Gordon Carlson, Charles Moore, Stacy Pulse
Numerous interested citizens were also in attendance in the audience

MEDIA PRESENT: Nancy Jack, Parkville Luminary
Kim Bui, Kansas City Star
Bill O'Malley, Platte Landmark

Community Development Director Sean Ackerson introduced Attorney Jim Bowers who was attending on behalf of the applicant APEX Inc. Mr. Bowers provided a brief history of the APEX development process, which first began in 2001.

Mayor Dusenbery noted that it is just the amended plan on the agenda for discussion at this work session.

Mr. Bowers explained that the original plan reviewed three different development sites: medical, bank and retail/office-medical. He said that due to Bank of America's request for a smaller space than previously anticipated, APEX has amended their original plan.

Alderman Arnold asked how much difference in distance to residences does the new plan offer? Mr. Bowers said previously they expected 30 feet from the property line to the backside of the buildings and now it will be 84 feet to the new building.

City Clerk Barbara Lance pointed out that when the board originally approved the rezoning, the preliminary plan was attached but not approved at that time so this is not amended but simply a preliminary plan.

Alderman Sportsman asked if the new plan differs in building height. Mr. Bowers said no, the height is approximately the same.

Mayor Dusenbery asked if these buildings would actually be lower because of taking out the bluff. Mr. Bowers asked Keith Billick for confirmation. The reply was yes, it will be lower and they added that this plan would also well exceed the 34 spaces parking requirement.

Mr. Bowers noted that at this stage, the decision to use a roundabout or a top light intersection has not been determined at this time. Mayor Dusenbery noted that the Missouri Department of Transportation has let the city know that whichever is decided best to use, they are amendable to reimbursing the developers later for addressing the widening of Highway 45 and traffic plan installation for the area of this development.
She also noted that a CID formation could help fund these projects after initial design review and environmental assessment.

Alderman Butcher asked if there would be a drive-through location. The reply was yes.

Alderman McCoy asked if the majority of the structure would be screened from the residents. Mr. Billick said yes.

Mayor Dusenbery asked about dust abatement while the excavating and building is going on. Mr. Billick said they plan to have a water truck on site and use it as much as possible throughout the project without making it muddy.

There being no further questions or discussion from the board, the meeting was then opened to citizen input.

Mr. Harry Sievers, (the new acting president for the Melody Heights Neighborhood Association), asked about the sewer system that would serve the APEX development and noted that is an important consideration before proceeding. He also noted that, regarding the traffic light at Melody Lane, they should consider that there will be heavy trucks going up a grade that he feels would be unable to respond to a traffic signal as quickly as a car. Additionally, he noted, a four-lane roundabout uses a lot of property.

Mr. Gordon Carlson thanked those who have supported his family's concerns and asked to read his statement to the Board of Aldermen listing benefits he saw to exiting the traffic from this APEX development through his and the Moores' properties. He also expressed their concern with loss of property value, privacy and safety. A copy of that communication to the board is attached to these minutes.

Mrs. Regina Moore said that since this development in their area started, the immediate neighborhood has deteriorated. She suggested that all of it should go commercial, so why not rezone that block to be commercial?

Mr. Donald Jack said he just wanted to say if you attempt to make this area commercial there would be great opposition.

Alderman Ferguson suggested that maybe the board should consider purchasing those homes and making this area a park.

Alderman Atkinson noted that it is too close to the intersection to use as an exit.

Mr. Charles Moore said only those who live there understand. Mr. Moore said Mr. Pepper had made offers to buy their property that he later took back.

Alderman Sportsman asked Mr. Bowers about any offers that were pulled back.

Mr. Bowers, the attorney representing the APEX development, said that, in the beginning of negotiations after the lawsuit challenging this development was filed, that was one of the options, but only if it could help bring about a settlement. At no point, Mr. Bowers said, did his client lie to the Moores or the Carlsons.

Mr. Moore said that Mr. Bowers was simply not made aware of this private conversation initiated by Mr. Pepper.

Alderman Butcher asked if the mature trees could be salvaged. Mr. Billick said they would make every effort to save as many trees as possible.

Alderman Atkinson asked if the fence could go up before they start the work and Mr. Billick said he would try.

Alderman Ferguson noted that this is at least a more favorable plan that the initial one proposed.

ALDERMAN SPORTSMAN MOVED THAT THE WORK SESSION ADJOURN; ALDERMAN McCOY SECONDED, ALL AYE; MOTION CARRIED 6-0.

The meeting adjourned at approximately 6:59 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite - 09/14/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of September 20, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
September 6, 2005

Mayor Dusenbery called the meeting to order at 7:00 p.m. in the Board Room.

ROLL CALL

Ward 1 Alderman Jack Friedman	- Absent due to illness
Ward 1 Alderman Deborah Butcher	- Present
Ward 2 Alderman David McCoy	- Arrived at approximately 6:37p.m.
Ward 2 Alderman David Rittman	- Absent with prior notice
Ward 3 Alderman Marvin Ferguson	- Present
Ward 3 Alderman Linda Arnold	- Present
Ward 4 Alderman Marc Sportsman	- Present
Ward 4 Alderman Brian Atkinson	- Present

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Dan Koch, Project Manager
Tony Borchers and Jim Allen, The National
Keith Billick and Jim Bowers, Jr. for APEX Development
Jay Norco, SKW
Tom Hutsler, Harry Sievers
Assistant City Clerk Claudia Willhite

MEDIA PRESENT:
Nancy Jack for Luminary
Marty Zirschy for Platte Dispatch
Kim Bui for KC Star
Bill O'Malley for Platte Landmark
Joe Gleason for Channel 2

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE AUGUST 16, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 6-0.

ALDERMAN McCOY MOVED TO APPROVE THE MINUTES OF THE AUGUST 26, 2005 BOARD OF ALDERMEN SPECIAL EMERGENCY MEETING AS PUBLISHED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 6-0.

CITIZEN INPUT

Proclamation naming October Senior Citizens Month

Mayor Dusenbery read a proclamation written by City Clerk Barbara Lance titled "Ode to the Old" for October Senior Citizens Month.

Tom Hutsler re Parkville Days

Mr. Hutsler said they made it through the 37th Annual Parkville Days celebration. He said that Maxine McKeon was surprised and pleased at the naming of the stage in honor of her many years of facilitation for the Jr. Miss and Mr. Parkville Pageant. Mr. Hutsler said they need a little more time to close out the financial report for Parkville Days and he would like to provide that at the next board meeting.

Mr. Hutsler asked the Mayor if she wanted to introduce the hurricane relief announcement before he added update on that topic. Mayor Dusenbery said yes that she wanted to be sure everyone knew that the City of Parkville is adopting Ocean Springs as a sister city to receive long-term support through their recovery process for damages and consequences incurred from Hurricane Katrina. Mr. Hutsler said he had been down once already and delivered needed items to the Memorial Hospital in Gulf Port and he plans to return with the next convoy. He said it's difficult to talk about the devastation and the immense gratitude of the people still there trying to recover.
Mayor Dusenbery pointed out that Northland Tow and Auto Body Shop is helping with the transportation of needed donation items and State Representative Jason Brown is leaving from Platte City with additional area donations. A copy of the Mayor's press release that is posted on the city website is attached to these minutes.

MAYOR'S REPORT

City-wide Trash and Recycling Issue Update

Mayor Dusenbery reported that the topic of discussion at the recent Neighborhood Coalition meeting held on August 25th at City Hall was "City-wide trash pick-up and recycling." She noted that from that discussion she learned that residents love our two local haulers, G&W Trash Service and Blacksher Trash Service, so the current plan is to remain "as is."

CITY ADMINISTRATOR'S REPORT

Request for approval to purchase a digital photo ID printer

Mr. Turner explained the advantages outlined in his policy report regarding purchase of a digital photo ID printer. He said this will be a piece of equipment that is well-used and will save a lot in the future as needs for this resource such as city photo ID cards and keyless entry systems increase.

ALDERMAN ATKINSON MOVED TO ACCEPT STAFF RECOMMENDATION TO PURCHASE A DIGITAL PHOTO ID PRINTER; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 6-0.

Memo re Goal-Setting Session

Mr. Turner reported that he is requesting feedback from the board regarding a reschedule date of October 4th for the previously postponed management retreat. He noted that the money for this is still budgeted. The meeting time will be 5 p.m. – 9:30 p.m. at the Train Depot, taking a break at 7 p.m. only for any urgent agenda items that the board may need to address at an abbreviated board meeting.

Memo re Sales Tax Report

Mr. Turner reviewed the history of the sales tax report and the new report format. Alderman McCoy thanked Mr. Turner for making the changes he'd previously requested. Alderman Atkinson asked how the spike in gasoline prices is affecting our budget especially for our police and public works departments. Chief Hudson said he could say it's affecting it a lot, since they are not even three-quarters through the year yet 85% of their gasoline budget is used, leaving only 15% of the budget for 25% of the year.

Memo re New City Hall Update

Mr. Turner reported that River North Development and WSKF Architects are currently in the process of selecting a team of mechanical, electrical and plumbing experts to develop the design specifications for the new city hall project. He said he expects those specs to be ready for staff review in a couple of weeks.

COMMUNITY DEVELOPMENT

Bill to Clarify Language in Ordinance 2062 re APEX Plaza

Attorney Jim Bowers for the APEX Development briefly reviewed the currently proposed plan noting that this plan has a buffer of tight fence and landscaping, and that it sets the building back by three times from what was originally proposed.

Mr. Norm Beeman, MoDOT Permit Supervisor for District 4 – Traffic, said he was available to answer any questions he could. He reported that the original entrance for this APEX development project had a "right in" and "right out" design that the neighborhood didn't like. He said that typically a roundabout won't fit on a grid like this but MoDOT does see that as a possible alternative here. He also said that although they don't usually recommend traffic signals to be less than a half-mile apart, to do so here is currently under study.

Alderman Arnold asked what would happen if the response from the road study is "no" to a stoplight. Mr. Beeman said he feels a roundabout would work but they are always willing to consider a variance if it is proven to be workable.

ALDERMAN FERGUSON MOVED THAT BILL 2232, AN ORDINANCE AMENDING ORDINANCE 2062 TO CLARIFY A REFERENCE TO THE PRELIMINARY PLAN FOR APEX PLAZA, BE APPROVED FOR FIRST READING, ALDERMAN SPORTSMAN SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2232 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2232 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2212; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 5-1. ALDERMAN ARNOLD VOTED NAY.

Bill 2232 was posted on 09/02/05.

Following further brief discussion regarding the improvements made to the current APEX development application:

ALDERMAN McCOY MOVED TO APPROVE THE APPLICATION AS SUBMITTED SUBJECT TO STAFF RECOMMENDATIONS AND BOARD REQUESTS TO HAVE THE FENCE INSTALLED PRIOR TO CONSTRUCTION, AS MANY MATURE TREES SAVED AS POSSIBLE AND USE OF THE WATER TRUCK FOR DUST CONTROL; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION PASSED 6-0.

Request for approval of sign permit application (B-4) – Commerce Bank

Mr. Ackerson explained that the applicant, Commerce Bank, feels its current signs are not visible enough. He said that following careful review of this request by staff as well as review of Parkville's sign regulations in other areas, this request is recommended for approval.

ALDERMAN McCOY MOVED TO APPROVE THE REQUEST FOR SIGN APPROVAL FOR COMMERCE BANK WITH STAFF RECOMMENDATIONS FOR ILLUMINATION; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION PASSED 6-0.

C/A Bill to Approve a Contract with Four Star Electric

Mr. Ackerson reviewed the supplemental additions to this contract that were recommended by City Attorney Jack Campbell and provided for the board to review. Mayor Dusenbery pointed out that having this work done will also help us be better equipped to bill back for electricity used. City Administrator Joe Turner requested that the funds for this work be taken from the Reserve Funds in the budget for management purposes.

ALDERMAN FERGUSON MOVED THAT BILL C/A 155, AN ORDINANCE AUTHORIZING AN AGREEMENT WITH FOUR STAR ELECTRIC, INC. FOR IMPROVEMENTS TO THE CITY'S HOLIDAY LIGHT ELECTIRCAL PANELS AND WIRING IN DOWNTOWN, BE APPROVED FOR FIRST READING; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 155 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 155 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 155; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 6-0.

Bill C/A 155 was posted on 09/02/05.

Bill to Approve an Ordinance Repealing Ordinance 1911

Mr. Ackerson reviewed the staff report that accompanied this requested ordinance in the packets. He noted that the plans are consistent with regulations for density and setbacks. Jim Allen reported that J3 PANDI, LLC, the owner/applicant for this development, agrees with staff analysis and recommendations for approval of the proposed preliminary plan. Alderman McCoy asked if subleasing of apartments would be allowed. Mr. Allen said it

would not. It was noted that the Homes Association for the Villas would be responsible for the road and landscaping upkeep.

ALDERMAN FERGUSON MOVED THAT BILL 2231, AN ORDINANCE REPEALING ORDINANCE NO. 1911, WHICH APPROVED THE PRELIMINARY DEVELOPMENT PLAN FOR EAGLE POINTE AT THE NATIONAL, BE APPROVED FOR FIRST READING, ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2231 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2231 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2211; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 6-0.

Bill 2231 was posted on 09/02/05.

ALDERMAN ATKINSON MOVED TO APPROVE THE APPLICATION FOR THE VILLAS AT THE NATIONAL PRELIMINARY PLAN AS SUBMITTED SUBJECT TO STAFF RECOMMENDATIONS; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION PASSED 6-0.

PUBLIC WORKS

C/A Bill to Approve the Contract With North Hills Engineering for SRF Work

Project Manager Dan Koch reviewed City Attorney Jack Campbell's recommended changes to this contract for SRF work. Following brief discussion, the board expressed its approval of the recommended changes.

ALDERMAN FERGUSON MOVED THAT BILL C/A 156, AN ORDINANCE AUTHORIZING AN AGREEMENT WITH NORTH HILLS ENGINEERING TO PROVIDE PROFESSIONAL SERVICES IN CONJUCTION WITH PARKVILLE'S SANITARY EVALUATION STUDY, WHICH IS PART OF THE DEPARTMENT OF NATURAL RESOURCES STATE REVOLVING LOAN FUND PROGRAM, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 156 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 156 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 156; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 6-0.

Bill C/A 156 was posted on 9/02/05.

POLICE DEPARTMENT REPORT

Chief Bill Hudson reported that criminal activity in Parkville is still up. He said that larceny has almost doubled, primarily in the areas of shoplifting and gas drive-offs. He said that seven solicitors were recently arrested and many of those had no license and had warrants out.

Alderman Arnold thanked Chief Hudson for the speed monitor machine that has been recording average speeds for traffic near the intersection of Highway 9 and Highway 45 where many residents have complained of problems with safely getting in and out of their driveways and streets.

ACCOUNTS PAYABLE A-773

ALDERMAN FERGUSON MOVED THAT BILL A-773, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-773 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-773 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-773; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 6-0.

Bill A-773 was posted on9/02/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – No report.

Chamber of Commerce/Events – Mrs. Butcher said there will be an Open House and Ribbon Cutting for Chamber of Commerce at their new office in the Parkville Train Depot on Wednesday, September 7th from 5:00 p.m. to 7 p.m.

Channel 2 and Website – Mr. Atkinson reported that Mike Horine and Anna Jaffe have been working to correct problems with the public address system and anticipate having it fixed by the next board meeting.

Community Land and Recreation Board - Mrs. Arnold reminded everyone that the Taste of Parkville will be held on September 15th and the next CLARB meeting is Wednesday, September 14th at 7 p.m.

Financial Report – Mr. Ferguson referred the board to the Financial Report for July 2005 and the Semi-Annual report in the back pocket of the packets.

ALDERMAN FERGUSON MOVED TO APPROVE THE SEMI-ANNUAL FINANCIAL REPORT FOR 2005 AND THE FINANCIAL REPORT FOR JULY 2005 AS SUBMITTED; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION PASSED 6-0.

Main Street Parkville – No report.

MARC Smoke-free Communities issue – No report.

Nature Sanctuary – No report.

Planning – Mr. Ferguson reported that the Planning and Zoning Commission met two weeks ago, with the Villas being the primary agenda item.

ADJOURNMENT

ALDERMAN SPORTSMAN MOVED THAT THE MEETING ADJOURN; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 6-0.

The meeting adjourned at approximately 9:03 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 09/16/05

This document should be considered a draft until it is approved or corrected at the next meeting of the Parkville Board of Aldermen.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
September 20, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 7:00 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- ABSENT because of illness
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- ARRIVED AT 7:07 p.m.
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- ABSENT with prior notice
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
Community Development Director Sean Ackerson
Police Lt. John Moyer
City Clerk Barbara Lance
Residents Mike Horine and Anna Jaffe, Curious Eye Productions
Resident Tom Hutsler
Tony Borchers for The National

MEDIA PRESENT: Mike Horine, Anna Jaffe and Joe Gleason for Channel 2
Marte Zirschky for Platte Dispatch
Nancy Jack for Parkville Luminary

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE 9/6/05 WORK SESSION AND THE 9/6/05 REGULAR MEETING OF THE BOARD OF ALDERMEN; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 5-0.

CITIZEN INPUT

Constitution Week Proclamation. Mayor Dusenbery read and signed a proclamation for Constitution Week submitted by the Daughters of the American Revolution. It is attached to the original of these minutes.

Parkville Days Riverfest and MSPA. Mr. Hutsler presented the figures for the Parkville Days Riverfest event held in August. A net profit of $8,323.91 was made. This event was sponsored by the Main Street Parkville Association under the umbrella of the Parkville Community Development Commission. Mr. Hutsler also submitted a statement of accounts for the Main Street Parkville Association. That statement shows a deficit of $245.69.

Mayor Dusenbery reminded Mr. Hutsler that the event was to give $1,000 for English Landing Park. He said yes, for the playground fund. Mrs. Butcher said she thought the inflatable toys that were brought in for Parkville Days were the least costly and the most entertaining for the smaller children. Mr. Hutsler said they were supplied by Wacky Banana. He thanked Mayor Dusenbery for participating in the Dunking Booth. The statements for Parkville Days and for MSPA are attached to the original of these minutes.

ALDERMAN McCOY ARRIVED AT 7:07 P.M.

Hurricane Relief. Mayor Dusenbery spoke of the trip to Ocean Springs and elsewhere in Mississippi undertaken by a contingent from Parkville. She said State Rep. Jason Brown went with them, and she had asked him to be at this meeting, but he had a family commitment. Parkville Police Sergeant Jon Jordan and his son Jeramey, who also made the trip, were also unable to attend. The mayor said she was very proud of all of them, and they were true ambassadors of the City of Parkville.

Ms. Jaffe said it was hard to put into words what they experienced. She and Mike Horine shot video of the results of Hurricane Katrina, and she said it was still a rough cut, but they wanted to show those present that night what it was like. There was footage of Ocean Springs, Biloxi, Long Beach, and a small town in Alabama. Their first stop was at the Ocean Springs Police Department with the uniforms and supplies Sgt. Jordan brought for them. They took only what they needed and asked them to take the rest to another police department which needed supplies.

Ms. Jaffe said there are no facilities to sort used clothing, so she suggested it not be sent again. The footage included words from Ocean Springs Mayor Connie Moran, who expressed gratitude for Parkville's help. The executive director of the Ocean Springs YMCA was interviewed, and said his home literally floated away, so he went to his son's home, which burst into flames. Nevertheless, he was still on the job trying to help others. Ms. Jaffe and Mr. Hutsler emphasized how welcoming the residents were and how concerned about their visitors having food and a place to sleep.

Another survivor, Ms. Jaffe said, had the presence of mind to keep his camera above the water, which rose almost to his chin, and continued to shoot pictures. His dog was sitting on a sofa which was floating in the floodwater on the second floor of the house.

Mr. Horine and Ms. Jaffe (Curious Eye Productions) shot almost twenty hours of film there. Their goal was to portray some of the places network TV had not covered. Ms. Jaffe said that everyone who went down worked hard and constantly. And everywhere they went they heard thank you, thank you.

Mayor Dusenbery said she wants people to know that the needs in Ocean Springs change constantly. They will not be taking any more used clothing, she said, but will give it to local charities. New clothing is okay but needs to be separated by size and clearly marked as to what it is. Right now the need is for bleach, shovels, rakes and cleaning supplies. The next trip will probably take place around the end of September or the first weekend in October, and the mayor hopes to be among those going down.

Ms. Jaffe said there is a place which will pay for used clothing by the pound, and one could take those funds and donate them to hurricane relief. Mayor Dusenbery asked her to work with Kathy Christopher at the front desk, who is working really hard to assist in this drive.

Mrs. Butcher said the Park Hill School District sponsors shopping opportunities for students a couple of times every year, and suggested donors call them. She thinks they do accept gently used clothing.

Mr. Hutsler said Northland Tow started this whole effort, and D. J. Adams and John Adams of Northland Tow deserve the credit. He also spoke highly of the work done by Jason Brown and Sgt. Jordan and his son. He said Anna and Mike not only filmed for 12-14 hours a day but helped unload the trucks. He said the Asian community is strong in that area, and they were among the last to get help. He and Ms. Jaffe said churches, clubs like Rotary, etc., and small towns were the ones who brought in 95% of the supplies. Mr. Hutsler said Russia and China gave hundreds of tents and generators. The homeless and the workers are housed in tent cities. The National Guard was everywhere, helping in all situations. There were 56 Missouri State Troopers there for about ten days, helping out.

North Kansas City Hospital has donated $1,400 for gas for the next trip.

The mayor asked if any aldermen wanted to go down the next time. Mr. Rittman said if it can be worked out he would like to go.

Mrs. Butcher asked about the possibility of adopting families in Ocean Springs. Mayor Dusenbery said she would talk it over with Mayor Moran. Ms. Jaffe said these are very proud people, and it's very hard for them to accept help from anyone. Most are very quick to tell you of the needs of others rather than their own.

The mayor said they are working on helping the artists, maybe bringing them up here to display their wares, as they will be struggling in that economy.

Missouri Municipal League Dinner in Harrisonville: Mayor Dusenbery asked aldermen to let Barbara Lance know if they want to attend this October 20th dinner.

CITY ADMINISTRATOR

Reply to Auditor's Management Letter: Mr. Turner asked the board to review the reply to the auditor's letter. Auditor Bruce Culley had strongly suggested implementing a purchase order

system to better track our expenditures. Presently, he said, we don't record an expense until we get the invoice.

Policies and Procedures: Mr. Turner will be drafting a Policies and Procedures Manual. It is pretty labor-intensive. Target date to finish that is 2006.

Training and Cross-Training The auditor feels staff needs to attend more workshops, especially Collector Justin Kuder. Mr. Turner will schedule these within the next year or so. The accounting staff consists of Mr. Kuder and Treasurer Steve Berg. Mr. Berg will start working more hours so he can be more of a backup for Mr. Kuder.

Fixed Asset and Depreciation Schedule: Mr. Turner said we need to purchase software from Incode. Mr. Kuder will be learning that and using it.

ALDERMAN McCOY MOVED TO APPROVE THE REPLY TO THE AUDITOR'S MANAGEMENT LETTER; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

ALDERMAN FERGUSON MOVED THAT BILL C/A 157, AUTHORIZING THE PURCHASE OF SOFTWARE FROM INCODE AND ANNUAL SOFTWARE MAINTENANCE , BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 157 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 157 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 157; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 6-0.

Bill C/A 157 was posted 9/16/05.

Mr. Turner reminded aldermen about the goal-setting session set for October 4th at 5 p.m. At 7 p.m., he said, there would be a break to hold a Board of Aldermen meeting to take care of any necessary business. The goal-setting session would resume as soon as that is over. This will all take place at the depot. Dr. Carol Nalbandian will be the facilitator for the goal-setting session. He asked aldermen to come to the session with some ideas of what they want to see in Parkville in the next year or two. He will FAX task lists to them.

Missouri Municipal League Annual Meeting: Mr. Turner said he, Mayor Dusenbery, Alderman Butcher and City Clerk Lance attended this meeting in Tan-Tar-A the week before. He attended a couple of interesting sessions. One was on the Sunshine Law. Laws governing the conduct of public officials are kind of interesting, he said. If he would appoint his grand-nephew or grand-niece to a position he would lose his job but that person would get to keep his/her job. If the Board of Aldermen appointed that person they would lose their positions and that person would get to keep his/her job. This applies not only to staff positions but to committee appointments.

Mr. Sportsman asked Mr. Turner if there is any way to report on the meeting, i.e., educate aldermen on what Parkville participants learned from the various sessions. Mr. Turner said the material was so detailed and so legal he didn't see how it could be described. There are technical programs that cities can use for financing projects, which made us aware of some of the projects we're working on. We would need to have someone come in and do an orientation on some of these things. They would tell us the best way to do them in a way we can understand.

Mr. Sportsman asked if there was a way to get the key points from the sessions Mr. Turner and his colleagues attended across to the Board.

Mrs. Butcher praised Kevin O'Keefe, who was the speaker on Laws Governing Conduct of Missouri Public Officials. He is an attorney in Clayton, Missouri. Mayor Dusenbery agreed with Mrs. Butcher, saying Mr. O'Keefe is an excellent public speaker, and she'd like to have him come to Parkville sometime when we need to have ethics rules repeated.

Mrs. Butcher said there was discussion about what cities can do, specifically at this time of hurricane devastation in southern communities. She said one city said they wrote a check for hurricane relief, and the moderator said they can't do that. The only way a city can give money or any other consideration to a person or even a charitable entity is in return for a service provided, one that is covered with a contract. (Parkville's hurricane relief is being done solely with donations.)

Mrs. Lance reported that one of the sessions she attended was on lobbying. She learned that the MML would soon initiate a system to notify member cities of pending legislation so our officials could comment on it before it is voted upon. The MML will summarize these comments for legislators. This system will rely largely upon e-mail correspondence.

Mayor Dusenbery reported that she attended the session on Go Carts, Golf Carts, Mini-Motor Bikes, ATV's: How to Keep Them Off City Streets, and found that other small cities have a real problem with golf carts, because elderly residents buy them to drive on the streets. Another session she attended was Living in the Public Eye: Balance between Family, Work and City, and found it interesting.

Mrs. Butcher reported on the Telecom Taxes session. She said it was so well attended they ran out of handouts. MML e-mailed information to her after the meeting. She will send copies to other aldermen. Missouri State Senator John Griesheimer of District 26 spoke, she said, and promised to correct five words that were included in House Bill 209 in error. He was among those legislators who worked to thwart the efforts of wireless phone lobbyists to do away with taxes altogether.

Mrs. Lance reported that an earlier Board of Aldermen, which included Alderman Ferguson, passed Ordinance 732, levying an occupation license tax on exchange telephone service on 8/15/78, and new state law recognizes the phrase "exchange telephone service" as valid when considering if a city should receive taxes from wireless companies. Ordinance 732 and House Bill 209 are available for review in the city clerk's office.

Note: On October 4th, 2005, there was a goal-setting session held in the train depot that started at approximately 5:30 p.m. and ended at approximately 9:30 p.m. There was a break at 7:00 p.m. for an abbreviated board of aldermen meeting to address any agenda items that couldn't wait until the next meeting. These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of October 18, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
October 4, 2005

Mayor Dusenbery called the meeting to order at 7:00 p.m. in the Train Depot.

ROLL CALL

Ward 1 Alderman Jack Friedman	-	Absent due to illness
Ward 1 Alderman Deborah Butcher	-	Present
Ward 2 Alderman David McCoy	-	Present
Ward 2 Alderman David Rittman	-	Present
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Present
Ward 4 Alderman Marc Sportsman	-	Present
Ward 4 Alderman Brian Atkinson	-	Present

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Lt. John Moyer
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite
Residents: Regina and Charles Moore
Virginia Ground and George Kaneaster

MEDIA PRESENT:
Nancy Jack for Luminary
Marty Zirschy for Platte Dispatch
Kim Bui for KC Star
Bill O'Malley for Platte Landmark

REVIEW OF MINUTES

ALDERMAN ATKINSON MOVED TO APPROVE THE MINUTES OF THE SEPTEMBER 20, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

COMMUNITY DEVELOPMENT

Ordinance re approval of vacation of sanitary sewer easement in Parkville Commons

Community Development Director Sean Ackerson reviewed the policy report provided in the packets, which fully explained all details of this easement request with exhibits and maps attached.

ALDERMAN FERGUSON MOVED THAT BILL 2234, AN ORDINANCE APPROVING THE VACATION OF A TEN-FOOT WIDE SEWER EASEMENT ON LOTS THREE AND FIVE OF THE PARKVILLE COMMONS SIXTH PLAT, AND AS RECORDED ON THE LEWIN ESTATES PLAT, SAID EASEMENT GENERALLY LOCATED NORTH OF 63RD STREET EAST OF LEWIS STREET IN THE PARKVILLE COMMONS SUBDIVISION, BE APPROVED FOR FIRST READING, ALDERMAN McCOY SECONDED; ALL AYE. MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2234 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2234 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2214; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill 2234 was posted on 09/30/05.

PUBLIC WORKS

Request to authorize staff to issue preliminary grading permit for APEX site in B-4 district

Public Works Director Jeff Rupp reviewed the policy report regarding the APEX site preliminary grading permit being requested. Discussion ensued. Mayor Dusenbery said that at the Annual MML conference she attended last month, there was information shared regarding a new chemical that helps improve dust control on excavation sites. She asked that Mr. Rupp forward information regarding that product to the APEX developers and their engineer.

Mrs. Regina Moore asked if the fence would go up prior to any dirt moving. Mr. Rupp said that it would. She asked where the fence would go. Mr. Rupp deferred to Community Development Director Sean Ackerson, who said that typically it will go inside the property line by one (1) foot and in this case, preserving as many trees as possible.

Mayor Dusenbery asked that all staff involved with this project work diligently to keep communication lines open with the affected residents and the developer.

ALDERMAN ATKINSON MOVED THAT THE BOARD APPROVE THE REQUEST TO AUTHORIZE STAFF TO REVIEW AND ISSUE A PRELIMINARY GRADING PERMIT FOR THE APEX SITE IN THE B-4 DISTRICT SUBJECT TO THE PROVISIONS SET OUT IN THE POLICY REPORT REGARDING THIS REQUEST; ALDERMAN BUTCHER SECONDED; ALL AYE BY ROLL CALL VOTE. MOTION CARRIED 7-0.

Request to authorize staff to modify the purchase method for a 2005 budgeted asphalt roller

Public Works Director Jeff Rupp reviewed the policy report regarding his request to modify a previously approved purchase method for a 2005-budgeted asphalt roller. Mr. Rupp corrected figures submitted in "background" portion of that report to be $8,500 (not $8,005) that was allotted for an anticipated first payment of a three-year lease/purchase for an asphalt roller and $3,425 (not $3,920) to be the amount requested to be paid now rather than financing. Following brief discussion:

ALDERMAN FERGUSON MOVED THAT THE BOARD APPROVE THE REQUEST TO AUTHORIZE STAFF TO MODIFY THE PURCHASE METHOD FOR THE 2005 BUDGETED ASPHALT ROLLER; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL VOTE. MOTION CARRIED 7-0.

ACCOUNTS PAYABLE A-775

ALDERMAN FERGUSON MOVED THAT BILL A-775, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-775 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-775 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-775; ALDERMAN ARNOLD SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 7-0.

Bill A-775 was posted on 9/30/05.

COMMITTEE REPORTS – Deferred until next meeting

ADJOURNMENT

ALDERMAN McCOY MOVED THAT THE MEETING ADJOURN; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

The meeting adjourned at approximately 7:23 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 10/10/05

Draft of the minutes of the October 18th meeting. Not official until minutes are approved by the Board of Aldermen.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
October 18, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order in the Administrative Conference Room at 6:30 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman David Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- ABSENT WITH PRIOR NOTICE

ALSO PRESENT: City Administrator Joe Turner
Director of Community Development Sean Ackerson
Director of Public Works Jeff Rupp
Project Director Dan Koch
Jay Norco of North Hills Engineering
Assistant City Clerk Claudia Willhite
Attorney Chris Molzen of Shughart, Thomson & Kilroy

ALDERMAN FERGUSON MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION AND REAL ESTATE UNDER THE AUTHORITY OF RSMo 610.021(1) and (2); ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 7-0.

Discussion ensued.

ALDERMAN SPORTSMAN MOVED TO RETURN TO OPEN SESSION IN THE BOARD ROOM; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

Mayor Dusenbery opened the meeting to the public in the Board Room at 7:17 p.m., with all above present except Attorney Molzen and Assistant City Clerk Claudia Willhite.

ALSO PRESENT:	Chief Bill Hudson
	Doug Hooten, MAST (Metropolitan Ambulance System Trust)
	Mike Newburger, John Janes and Bart Kline for the Volvo Club
	Resident and developer Tom Hutsler
	City Clerk Barbara Lance
MEDIA PRESENT:	Bill O'Malley for Platte Landmark
	Joe Gleason for Channel 2
	Mark Vasto for Parkville Luminary

The mayor announced that the Board had voted in executive session to direct the city attorney to draft an ordinance regarding real estate. The ordinance will be considered in a special meeting Friday, October 21, 2005, at 6 p.m.

MINUTES OF OCTOBER 4, 2005

ALDERMAN SPORTSMAN MOVED TO APPROVE THE MINUTES OF OCTOBER 4, 2005, AS PUBLISHED; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 7-0.

MAYOR'S REPORT

Mayor's Trip to Ocean Springs Mississippi: Mayor Dusenbery reported on her trip to Ocean Springs, the city Parkville adopted as the recipient of our hurricane relief efforts. She flew to Mobile, Alabama, rented a car and drove to Ocean Springs, she said. She and the Ocean Springs mayor attended a charrette on the rebuilding of the gulf coast. Architects came from all over the world for this event, which was organized by the governor of Mississippi. A recurring theme of the discussions was "live where you work."

She learned we are right on target with some things we are working on: walkability, trails, and a better place to live. She made some wonderful contacts. She has a great admiration for the City of Ocean Springs.

Resolution to support Southern Platte County Ambulance District.

ALDERMAN FERGUSON MOVED TO READ RESOLUTION 10-1-05 SUPPORTING THE FORMATION OF THE SOUTHERN PLATTE COUNTY AMBULANCE DISTRICT; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED.

Mr. Ferguson read the resolution, a copy of which is attached to the original of these minutes, and available for review at City Hall.

ALDERMAN FERGUSON MOVED TO APPROVE THE RESOLUTION; ALDERMAN SPORTSMAN SECONDED; ALL AYE EXCEPT ALDERMAN RITTMAN, WHO ABSTAINED*; MOTION CARRIED 6-0 WITH ONE ABSTENTION.

*Mr. Rittman abstained because he is the chairman of the Platte County Tax Equalization Board and feels there may be a conflict of interest under the Missouri Ethics Laws. However, he favors this resolution and will sign it if he finds he can do so without a conflict of interest.

Recycling. Mayor Dusenbery reported on a meeting with Mid-America Regional Council representative Nadja Karpilow and Kendall Welch. Ms. Welch has volunteered to make an effort to re-establish a recycling center, as requested by all the residents present at a recent Neighborhood Coalition public meeting at City Hall. Ms. Welch has prepared a questionnaire for residents to make their wishes known. It will appear on the City's website, www.Parkvillemo.com, with the parks survey. Mayor Dusenbery said nothing is set in stone, but Ms. Welch will be working with Mr. Rupp to get this done.

CITY ADMINISTRATOR'S REPORT

Sales Tax report. Mr. Turner reported we still have three months to receive sales taxes in this fiscal (calendar) period. Projecting out to the end of the year, the general fund sales tax will fall about $8,100 short of expectations. He said that was close, saying Treasurer Steve Berg did an excellent job of projecting. The Transportation Sales Taxes are coming in about $10,800 higher than projected.

Mr. Rittman cautioned that sales of durable goods are expected to continue weak.

Goal-setting session. Mr. Turner said he will be working on this report, tweaking it a little to reflect the conclusions reached in the October 4th session.

COMMUNITY DEVELOPMENT

Request for approval of exterior building changes (replacement of existing doors) at 171 English Landing Drive. This application was made by Jay Harms, partner in Eng Land Inc. LLC, which owns the building which houses *Subway* and formerly housed *Regarding Kitchens;* the part of the building formerly occupied by the kitchen store is now being readied for a new home decor business, *Design in the City.* The Planning Commission reviewed the modifications and found they are consistent with improvements in the downtown, and that the application meets the intent and requirements of the OTD (Old Town District) regulations.

The doors removed from *Regarding Kitchens* and *Subway* had mullions (grilles). The new doors are commercial grade doors to improve security and reduce maintenance. They do not have mullions.

Mr. Rittman asked if mullions could be put into the new windows. Mr. Ackerson said the new tenant likes the windows and doors at 180 English Landing Drive, home of *H.M.S. Beagle.* It's easier for customers outside the building to see inside through doors and windows without mullions.

ALDERMAN FERGUSON MOVED TO APPROVE THE MODIFICATION AT 170 AND 171 ENGLISH LANDING DRIVE; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 7-0.

Mr. Hutsler, of Joint Sales & Development, developer of English Landing Center, said all the doors in English Landing Center are inconsistent. He hopes they can work with the Community Development Department so applicants will come to the developer first. Mr. Ackerson said there are some architectural guidelines in the Old Town District regulations, but in this case the old doors were residential and the new ones are commercial. He said when staff looked at the historic doors downtown they found they do not have mullions. Mr. Rittman asked if the doors could be exchanged out. The mayor said she understood where he was coming from, but feels these people should not be singled out because there is no consistency down there.

Mrs. Butcher said Ambience changed its doors, and while she feels the new doors look good and allow more visibility they do not seem to be historic in design. Mr. Ackerson said actually they are; the doors on there before were not historic.

Mr. Hutsler also said the elevation at River Rock was never approved by the Planning Commission and the Board of Aldermen, and now the applicant is asking for a change to something that was never approved in the first place. It was noted that no change was being requested for River Rock – the doors there are not being changed.

Mr. Hutsler stressed that he thinks the new doors are wonderful and will fit right in and match the windows. The matter of the City's enforcing developers' requirements came up, and Mr. Ackerson said they have discussed this with Mr. Hutsler before. Our city attorney has advised that we cannot legally enforce covenants and restrictions unless they are explicitly made part of the plan as it is considered by the Planning Commission and approved by the Board of Aldermen. The enforcement is between the builder and the developer. English Landing does not covenants and restrictions. The approval Mr. Hutsler referred to is required by a private contract with the building's owners. The City cannot enforce private contracts.

Mr. Rittman asked if we are inappropriate in asking whether a plan has developer approval. Mr. Ackerson said developer approval may be required only if it was required as part of the development plan approval as with the Commons.

Report by Volvo Club. Mr. Janes, Mr. Newburger and Mr. Kline were present to thank the City for permitting their club to have their event here. They said it went very well, and over 200 people came from 26 different states and from Canada. They gave a plaque to the mayor for major sponsorship by the City of Parkville and one to John Conrad for help in making the event a success. They also had a raffle and raised $535 for our hurricane relief, and they raised $300 for Alice's Lemonade Stand. Mr. Newburger said visitors commented on how friendly people were in Parkville.

PUBLIC WORKS REPORT

No report.

POLICE CHIEF'S REPORT

Chief Hudson reported that the candidate for a new police officer had withdrawn his application. He's going to a city that pays more. Discussion ensued on the pay level for police officers in the metropolitan area. The chief noted that our benefits are outstanding.
Mr. Sportsman asked about Officer Kris Cornell, whose last day is effective November 5th. The chief said when she resigned she did not indicate her future plans.

Mr. Turner said they attended a workshop on LAGERS, the statewide government employees retirement system. He will put together a report on it. A pre-contract study by LAGERS would cost the city about $300.

ACCOUNTS PAYABLE

ALDERMAN FERGUSON MOVED THAT BILL A-776, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-776 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-776 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-776; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill A-776 was posted 10/14/05.

COMMITTEE REPORTS

Ad Hoc Ambulance Committee. Mayor Dusenbery said she had been meeting every Friday to discuss this issue, working with the Platte County Mayors Council. She said a Q&A is being put together now. Hopefully a petition drive will be started and finished by Thanksgiving so we can get the issue on the April, 2006, ballot.

Parkville Chamber of Commerce/Tourism. Mrs. Butcher said the next Chamber Business After Hours would be held Thursday, October 20th, from 5-7 at Hawthorne House. Farley State Bank is providing the refreshments. She noted that the chamber's executive director, Annette Silvio, is doing an excellent job.

Numerous tour groups have come through the city, Mrs. Butcher said. Seven members of the Marketing Committee from the Kansas City Bureau were here for a recent lunch and shopping tour. This gave us a direct connection with travel writers. We provided "goodie bags," and had very positive feedback.

She added that the Volvo event was important for us, and she wanted to point out that Platte County Visitors Bureau Director Cheryl Thorp had obtained a grant from the Kansas City Neighborhood Tourism Association for the Volvo group for that to happen.

Channel 2/Website. Mayor Dusenbery said she continues to get praise about Channel 2.

CLARB (Community Land & Recreation Board). Mrs. Arnold said they met and approved the Christmas on the River events. Mr. Rupp explained their 15-year plan. She complimented Mr. Rupp and Mr. Conrad, saying they have done a terrific job.

She added that Mr. Atkinson's absence was because his daughter Loren was on the Park Hill South Golf Team, which made it to the State finals.

Economic Development. No report. Mayor Dusenbery said she'd like to arrange a time to get together with Mr. Sportsman and talk about the ICSC economic development convention. She talked with the mayor of Ocean Springs, who she has attended this event, about it and got a positive response. The mayor will also talk to Riverside Mayor Betty Burch, who has attended.

Farmers Market. Mr. Friedman said this was probably the last week for the market, which has had a very good year. Once again, he reported, Lonnie Frakes is donating and delivering about 150 pumpkins for Family Ghost Story Night at the Nature Sanctuary. He invited everyone who'd like to carve them to gather at his house the night before the event.

Financial Report. Mr. Ferguson gave figures from the August report. To date this year we have taken in about 61% of projected revenue, he said, which pretty much fits our projections.

ALDERMAN FERGUSON MOVED TO APPROVE THE TREASURER'S REPORT FOR AUGUST, 2005; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

Main Street. No report.

MARC smoke-free issues. No report.

Nature Sanctuary. Mr. McCoy said Nature Sanctuary committee members attended a burn workshop. On October 8th there was a wildlife exhibit for 150 Girl Scouts at Winding River Girl Scout Camp. On October 9th Diane Kixmiller led a hike through the sanctuary for Burr Oak Woods volunteers. A water quality test was conducted on October 15th. On Saturday, October 22nd, the annual Family Ghost Story Night will be held with chili, hot dogs, etc.

Planning. No report.

MISCELLANEOUS ITEMS FROM THE BOARD

Raking leaves into the street. Mrs. Butcher said she has been getting calls from her constituents regarding disposal of leaves. She stated that leaves are yard waste, and considered rubbish which must be disposed of in an approved manner. Leaves may not be blown onto a neighbor's property, even if it is vacant, without the owner's permission. Blowing leaves into the right-of-way contributes to drain inlet clogging which can ultimately lead to downstream flooding as has been experienced on Main Street. There is also a concern about vehicular safety when leaves are blown/raked into the right-of-way. When wet they can make the streets slick. If leaves in the road caused an accident they might be considered an obstruction which could be a violation of the traffic codes. She thanked Mr. Ackerson for researching city codes to provide detailed information on the subject.

Christmas on the River Events. Mayor Dusenbery asked Mr. Vasto, who is the chairman of Christmas on the River 2005, to make a report on this. He talked about the need for fund-raising and then listed the events which are going to be held to do that. He will announce the future events in his paper, the Parkville Luminary. Mayor Dusenbery said we also need to get it out on Channel 2 and the website.

Mr. Vasto wants Santa Claus to be downtown every weekend in December so more people will visit Parkville during the Christmas shopping season. Santa will be in his house on Main Street.

Mrs. Arnold asked if they would be selling Christmas trees, and he said he wanted to find someone with a truck who would go out of state and purchase them and bring them back.

The schedule for Christmas on the River events is:

> Thu Oct 27, 6-8 p.m. Champagne for Christmas with host Bill Grigsby. Northland Exposure Gallery, 110 Main St., 746-6300. $20 person, $35 couple. Free champagne, appetizers and non-alcoholic beverages. Reservations welcome. Fund-raiser for Christmas on the River.
>
> Thu Nov 10, 6-8 p.m. Champagne for Christmas with host Bill Grigsby. Wines by Jennifer, 405 Main, 505-9463. $20 person, $35 couple. Free champagne, appetizers and non-alcoholic beverages. Reservations welcome. Fund-raiser for Christmas on the River.
>
> Mon Nov 14, 6-8 Champagne for Christmas with host Bill Grigsby. Piropos, 1 W. 1st. $30 person, $50 couple. 741-3600. Free champagne, appetizers and non-alcoholic beverages. Reservations welcome. Fund-raiser for Christmas on the River.
>
> Thu Nov 17, 6-8. Wine-Tasting at Gomer's, 6298A Highway 9, featuring Nouveau Boujoulais. $10. 746-0400. Appetizers by Café des Amis. Fund-raiser for Christmas on the River.

Draft of minutes of the November 1st, 2005, meeting. Not official until approved by the Board of Aldermen. Check minutes of next meeting for approval with any corrections or clarifications.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
November 1, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order in the Administrative Conference Area at 6:04 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present by telephone
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- ARRIVED 6:18 p.m.
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
City Attorney Jack Campbell
Police Sgt. Kevin Davis
Director of Public Works Jeff Rupp
Community Development Director Sean Ackerson
Project Manager Dan Koch
Jay Norco of North Hills Engineering
City Clerk Barbara Lance
Assistant City Clerk Claudia Willhite

ALDERMAN ATKINSON MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION AND REAL ESTATE UNDER THE AUTHORITY OF RSMo 610.021(1) AND (2); ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 8-0.

Discussion ensued.

ALDERMAN SPORTSMAN MOVED TO RETURN TO OPEN SESSION IN THE BOARD ROOM AT 7:00 P.M.; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 8-0.

The Board reconvened in the Board Room at 7:03 p.m. with the mayor and all aldermen named above present except Alderman Friedman.

ALSO PRESENT:	Police Sgt. Kevin Davis
	Director of Public Works Jeff Rupp
	City Clerk Barbara Lance
	Boy Scouts Ryan Harris and Sam Ayers, Troop #314
MEDIA PRESENT:	Nancy Jack for Parkville Luminary
	Marte Zirschky for Platte Dispatch
	Mike Horine for Channel 2

Mayor Dusenbery announced there was nothing to report coming out of executive session.

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE OCTOBER 18th REGULAR BOARD MEETING AND THE OCTOBER 21st SPECIAL BOARD MEETING; ALDERMAN ARNOLD SECONDED.

Mayor Dusenbery relayed a request from Mark Vasto, chairman of the Christmas on the River Committee, to amend the minutes on Page 2005-192, wherein the minutes reflected Mrs. Arnold asked him whether they would be selling Christmas trees, and he was quoted as saying he wanted to find someone with a truck who would go out of state and purchase them and bring them back. Mr. Vasto said that reply was not meant literally. It was agreed this clarification would be a part of the approval of these minutes.

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE OCTOBER 18th BOARD MEETING AS CLARIFIED AND THE OCTOBER 21st MINUTES AS PUBLISHED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 7-0.

BOY SCOUTS

Mr. Harris and Mr. Ayers came to the podium and said they were working on their Citizenship in the Community badges. Mayor Dusenbery thanked them for attending.

CITIZEN INPUT

ALDERMAN ATKINSON MOVED TO APPROVE A RESORT LIQUOR LICENSE FOR "HIGHER GROUNDS," A COFFEE AND WINE CAFÉ TO BE OPENED AT 6525 LEWIS STREET #100; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 7-0.

MAYOR'S REPORT

Day After Thanksgiving Holiday. The mayor asked Mr. Turner to explain the request for an additional holiday for staff. He said the personnel policy as written does not show the day after Thanksgiving as a holiday, although it has been given sometimes in the past. Other local government offices are closed on that date.

Mrs. Arnold asked about the number of holidays (9 now; this would make 10) and about comp time. Mrs. Butcher said she has noticed employees working after their regular hours, especially on packet days. Mr. Turner said hourly employees do not get comp time. If they work overtime in the pay period, they get paid overtime. If department heads work 48 hours in a week, he has no problem with their taking 8 hours comp time.

Mrs. Arnold asked about police, and Sgt. Davis they would work it out.

ALDERMAN SPORTSMAN MOVED TO PASS RESOLUTION NO. 11-1-05, MAKING THE FRIDAY AFTER THANKSGIVING A PERMANENT HOLIDAY FOR STAFF; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 7-0.

CITY ADMINISTRATOR'S REPORT

Mr. Turner observed that this meeting and the last were light agenda meetings, but the two meetings to follow would be heavy.

Sales Tax Report. Mr. Turner said we are ahead of last year's report, but he didn't think we'd reach the budget projection. Discussion ensued. Mr. Turner's memo and sales tax chart were included in the meeting packets and are available for review in the office of the city clerk. Mr. Rittman cautioned again that sales of durable goods (or "big ticket" items) are down.

Budget and Salary Ordinances. Mr. Turner said the next meeting would start with a budget workshop and review of the 2006 salary ordinance session at 6 p.m. The budget and salary ordinances would both come up for consideration at the regular meeting following. On December 6th there will be another budget work session to review the sewer fund budget (including grinder pumps) and talk about capital improvements and reserve funds. December 20th will be a light meeting, but could be used to discuss budget issues if needed.

Mayor Dusenbery asked if the December 6th meeting could be changed to December 5th, because of her plan to attend an out-of-state meeting. It was agreed.

Community Development. No report.

Public Works. No report.

Police Department. Sgt. Davis had nothing to add to the Police Report in their packets, but offered to answer any questions. Mayor Dusenbery asked him to report on "the white car." Sgt. Davis said they checked on a man who was seen in a white car parked near a school bus stop two mornings in a row, seemingly for no reason. The sergeant said they found the man is a real estate appraiser and he had a work order for that neighborhood.

Mr. Sportsman asked about the deer hunt. Sgt. Davis said the dates are in the Missouri Department of Conservation schedule. (Part of that section has been downloaded from the internet, and copies are available at the front desk at Parkville City Hall.) Mr. Turner said we should be setting dates for subsequent hunts at a meeting very soon.

ACCOUNTS PAYABLE

Alderman Ferguson said Bill A-777 is high ($402,958.84) because of the payment for the O'Brien property ($295,417.50).

ALDERMAN FERGUSON MOVED THAT BILL A-777, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-777 BE APPROVED FOR FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-777 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-777; ALDERMAN SPORTSMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED.

Bill A-777 was posted 10/29/05.

COMMITTEE REPORTS

Ad Hoc Ambulance Committee. Mayor Dusenbery said she's been meeting with others in the Board Room every Friday at 11 a.m. to work on forming an ambulance district. She urged aldermen to attend. She thanked Mrs. Lance for the work she's been doing on this.

Chamber of Commerce/Tourism. Mrs. Butcher had no chamber report, but gave a report on tourism. She had an overview of the value of the 2005 activities and the benefits received from them. The entities who are participating in funding of these activities include the City, PCDC (Parkville Community Development Corporation), Main Street, and the Parkville Chamber of Commerce. She noted that Main Street has now merged into PCDC, and she has not had word yet whether PCDC will participate in this year's funding. If it does not, the funding amounts will have to be revised so that the other partners here and in the county pay the difference. The Chamber has offered to increase its portion. A copy of Mrs. Butcher's report on the Area Marketing Partnership is attached to the original of these minutes and is available in the office of the city clerk.

Eminent Domain and Tax Increment Financing (TIF). Mrs. Butcher attended an executive meeting of the Platte County Economic Development Council last week which focused on these two topics. She reported on a problem in the county where a property owner owns a small piece of property adjacent to further development for Zona Rosa, but is asking a large price. The eminent domain issue has delayed any resolution of this problem.

She also reported on possible changes to the TIF and their effect on future TIFs.

Copies of the document Mrs. Butcher distributed are attached to the original of these minutes. Copies will also be made available at the front desk of City Hall.

Mr. Turner asked whether the City of Parkville is being asked to sign resolutions. Mrs. Butcher said the resolutions she distributed are copies of those PCEDC sent to the State.

Discussion ensued. Mr. Turner will review this information and make a recommendation to the Board as to whether we should draft something similar to go to Governor Matt Blunt.

Channel 2. Mr. Atkinson said Mike Horine and Anna Jaffe have been updating Channel 2. They have finally separated out some of the equipment which had served both the TV station and the audio needs in the Board room. They are still working on the video they took in Ocean Springs, Mississippi. In response to a question from Mrs. Butcher, he said the DVDs of *Parkville: Destination on the Missouri River* should be available in the very near future.

CLARB. No report. Mrs. Arnold reminded everyone about Christmas on the River and the fund-raising events. She said there would be more fund-raisers: Thursday, November 10th, at Wines by Jennifer; Monday, November 14th, at Piropos; Thursday, November 27th, at Gomer's; Tuesday, November 29th at The National; and Parkville's Salute to the Stars/Gallery of Trees on Thursday, December 1st. Mayor Dusenbery said there will be great things auctioned off at the Salute to the Stars, including dinners at Parkville restaurants for which she will act as chauffeur.

Mrs. Butcher asked for information on where to send checks to support Christmas on the River if you couldn't attend these fund-raisers. Mrs. Arnold said she would get that information and have it put on Channel 2. Mayor Dusenbery invited everyone to the Mayor's Christmas Party right after the fireworks on Friday, December 2nd.

Economic Development Committee. Mr. Sportsman said he should have an update at the next meeting. Staff met with the developer of property in the annexed area and also someone from the Platte County Parks Department. Mayor Dusenbery said Brent Miles from Riverside came over and talked with Sean Ackerson and Joe Turner about the International Council of Shopping Centers. Mr. Turner said it would be good for a Board member to attend, perhaps Mr. Sportsman. Mayor Dusenbery said she'd also like to have some of the landowners go with them to the conference in May in Las Vegas, or perhaps later sessions. Mr. Sportsman said right now we don't know who all the landowners are.

Financial Report. The September report was included in meeting packets.

ALDERMAN FERGUSON MOVED TO APPROVE THE SEPTEMBER FINANCIAL REPORT; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

Main Street Parkville Association. No report.

MARC smoke-free cities issue. No report. Mayor Dusenbery said she put information in aldermen's boxes about an upcoming regional meeting.

Nature Sanctuary. Mr. McCoy said it rained on Family Ghost Story Night, so only 115 of the 300+ people who made reservations for the event showed up. Donations included 150 pumpkins from Lonnie Frakes, hot dogs from Price Chopper, and chili fixings from Williams Chili.

There were about 75 volunteers. They made over $500. The mayor reported she got to read ghost stories for the event.

MISCELLANEOUS ITEMS FROM THE BOARD

Alderman Jack Friedman. Board members asked for a report on Alderman Friedman, and Mrs. Lance said doctors implanted about 4 million stem cells out of the 20 million they harvested from him. Also, the day before they gave him in 20 minutes the same amount of chemo they generally dole out over four sessions, and he sounded fine, upbeat and strong. Aldermen, of course, had spoken with him during the executive session by phone, but there had been no opportunity to talk about his progress.

Planning Session Results. Mr. Turner said he received a report from Dr. Nalbandian on the planning session held October 4th. He said the Number One issue seems to be community policing, which is a term which has to be defined by everyone for himself. The second issue is intersections. Next meeting he will have a draft of a plan to work on the issues coming out of the session.

Missing Nameplate. Mrs. Arnold asked about her missing nameplate. Its whereabouts are unknown.

ALDERMAN FERGUSON MOVED TO ADJOURN; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

The meeting adjourned at 7:55 p.m.

Submitted by _____
City Clerk Barbara J. Lance - 11/8/05

Attachments:

2 pages from	Managed Deer Hunt Reservation System
6 pages from	Area Marketing Partnership memo from Deborah Butcher
5 pages from	Platte County Economic Development Council on Eminent Domain & Tax Increment Financing (TIF)

Regular Meeting and Work Session
BOARD OF ALDERMEN
November 15, 2005

CALL TO ORDER

Mayor Kathryn A. Dusenbery called the meeting to order at 6:12 p.m. in the administrative conference area.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present by telephone
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- ABSENT with prior notice
Ward 4 Alderman Marc Sportsman	- ARRIVED later with prior notice
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
City Attorney Jack Campbell
Community Development Director Sean Ackerson
Public Works Director Jeff Rupp
Project Manager Dan Koch
Collector Justin Kuder
City Clerk Barbara Lance

ALDERMAN ATKINSON MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION AND REAL ESTATE UNDER THE AUTHORITY OF RSMo 610.021(1) AND (2); ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

Mr. Campbell said his colleague, Attorney Chris Molzen, was unable to be there that night, so he was there instead.

Discussion ensued.

ALDERMAN ATKINSON MOVED TO GO OUT OF EXECUTIVE SESSION INTO WORK SESSION; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

A work session was held with all above present plus Parkville Luminary writer Nancy Jack.

Mr. Kuder explained the chart for the proposed 2006 budget. He noted that the house on Wall Street which had been occupied by tenants Mr. and Mrs. William Rankin, the original owners, was now vacant, so no more rental payments would be received. It is scheduled for demolition in the near future.

Mr. Turner explained the expense item for The National League of Cities December meeting. He hoped some aldermen will attend next year. Mr. Turner will not be attending next year; he feels attendance should be rotated.

Mr. Turner said there is a collective salary increase of 3.84% in the budget for 2006. Health insurance has increased by 10%. The percent of co-pay has not changed. The increase in casualty insurance is 28%. The matter of workers comp claims was raised. Mr. Kuder says it varies from year to year, but he estimated an average of four claims per year. The additional Incode costs were already approved by the Board of Aldermen.

The budget includes $3,725 for the City of Parkville's share for the Area Marketing Partnership with Platte County and the State of Missouri, along with Parkville partners the Parkville Chamber of Commerce, the Main Street Parkville Association, and the Parkville Community Development Corporation.

The budget item for civic and social enrichment was eliminated because no expenses were being incurred in that category.

The Police budget made allowance for the fact that there are currently two vacancies on the department.

Mr. Rittman asked about additional equipment for Channel 2. Mr. Atkinson said the committee is waiting for the move to the new City Hall. Mr. Rittman said we need ELMO. With that we could show TV audiences the charts and things being shown to the audiences in the Board Room.

The Finance Committee has reviewed the proposed budget two or three times. Many of their suggestions were incorporated into the budget, Mr. Turner said.

Mayor Dusenbery thanked the Finance Committee, Mr. Kuder, and Mr. Turner for their work on the budget.

Mr. Turner said he would like to meet with each alderman individually to explain the budget.

It was agreed to close the work session and move to the Board Room.

Pages 201 and 202 of the minutes of November 15, 2005, submitted by:

Barbara J. Lance

City Clerk Barbara J. Lance - 11/23/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of December 5, 2005.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
November 15, 2005

Mayor Dusenbery called the meeting to order at 7:05 p.m. in the Board Room.

Roll call having already been taken, the regular Board of Aldermen meeting of November 15th continued in the board room with attendance as noted below.

Ward 1 Alderman Jack Friedman	-	Absent due to illness
Ward 1 Alderman Deborah Butcher	-	Present
Ward 2 Alderman David McCoy	-	Present
Ward 2 Alderman David Rittman	-	Present
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Absent w/prior notice
Ward 4 Alderman Marc Sportsman	-	Arrived approx. 7:25 p.m. w/prior notice
Ward 4 Alderman Brian Atkinson	-	Present

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Jeff Rupp, Director Public Works
Dan Koch, Project Manager
Joe Richey, Boy Scout
Dick Hardy, Nite Magic Fireworks
Dave Williams, Finders Keepers
Jim Trimble, Attorney for Dave Williams
Tim Blackburn, Contractor
Tom Hutsler, Harry Sievers
Kendall Welch, supporting Recycling Center initiative
Assistant City Clerk Claudia Willhite

MEDIA PRESENT:
Nancy Jack for Luminary
Kim Bui for KC Star
Bill O'Malley for Platte Landmark
Mike Horine and Anna Jaffe for Channel 2

The mayor opened the meeting with an invitation for any boy scouts attending to come to the podium. Joe Ritchey introduced himself and said he is from Troop 314 working on his Citizen in Community badge and he is a first class scout. Mayor Dusenbery said she knows this scout and he is also a first class young man.

C/A Ord. re Contract With Oppenheimer & Co.

Per Mayor Dusenbery's request and to accommodate Michael Short who was in attendance to answer any questions regarding this contract, this agenda item was moved up on the agenda.

City Administrator Joe Turner reviewed the policy report with this proposed contract ordinance and noted that the aid of an independent eye to serve as financial advisor for the City Hall project will prove valuable in securing the best interest of the city.

ALDERMAN FERGUSON MOVED THAT BILL C/A 158, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER AN AGREEMENT WITH OPPENHEIMER & CO, INC, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 158 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 158 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 158; ALDERMAN McCOY SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 5-0.

Bill C/A 158 was posted on 10/28/05.

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE NOVEMBER 1, 2005 BOARD OF ALDERMEN MEETING AS PUBLISHED; ALDERMAN ATKINSON SECONDED; ALL AYE; MOTION CARRIED 5-0.

CITIZEN INPUT

Fireworks Display at the National

Mr. Dick Hardy, owner of the NITE MAGIC Fireworks Company was available to answer any questions from the board regarding this request from the National for approval for a 4-minute fireworks display on December 8th. The occasion is the National's Christmas tree lighting. Mr. Hardy brought with him all the appropriate business license application, payment, certificate of insurance and description of the display to submit to the Assistant City Clerk.

ALDERMAN McCOY MOVED TO APPROVE THE REQUEST FOR APPROVAL FOR A FIREWORKS DISPLAY AT THE NATIONAL ON DECEMBER 8TH; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 5-0.

MAYOR'S REPORT

The mayor said she had two Resolutions to cover but asked to come back to the Recycling Center Proclamation when Parkville citizen, Kendall Welch who is leading the Recycling Center initiative will have arrived.

Mayor Dusenbery read Resolution 11-02-05 commending and expressing our gratitude to the South Platte Memorial Post 7356 of Veterans of Foreign Wars for the display of the Vietnam Veterans Memorial "Traveling Wall" brought to Parkville in August 2005.

The mayor announced that she has had the honor of being invited to serve as one of 20 voting delegates representing the State of Missouri for the Missouri Municipal League at the annual business meeting to be held at the National League of Cities in Charlotte, N.C.

The mayor said she needed to request approval to amend the agenda to add two items related to resignations and reappointments to the Planning and Zoning Commission and the Community Land and Recreation Board.

ALDERMAN RITTMAN MOVED TO APPROVE TO AMEND THE AGENDA; ALDERMAN McCOY SECONDED; ALL AYE; MOTION PASSED 5-0.

Mayor Dusenbery said regretfully, Bill Quitmeier has submitted his resignation to the Planning and Zoning Commission and she would like to nominate Gary Stumbo to fill that resulting vacancy.

ALDERMAN RITTMAN MOVED TO ACCEPT WITH REGRET BILL QUITMEIER'S RESIGNATION AND TO THANK HIM FOR HIS MANY YEARS OF SERVICE TO THE CITY, ALSO ACCEPTING THE MAYOR'S REQUEST TO REAPPOINT GARY STUMBO TO THE POSITION; ALDERMAN McCOY SECONDED; ALL AYE; MOTION PASSED 5-0.

Mayor Dusenbery then announced that Pam Edwards has resigned from the Community Land and Recreation Board due to her moving out of state. The mayor said she would like to nominate Jim McCall to fill the post.

ALDERMAN ATKINSON MOVED TO ACCEPT PAM EDWARD'S RESIGNATION AND ACCEPT THE MAYOR'S REQUEST TO APPOINT JIM McCALL TO FILL THE VACANCY; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION PASSED 5-0.

CITY ADMINISTRATOR'S REPORT

Mr. Turner reported on the next three budget-related ordinances on this agenda that had been reviewed and discussed in the work session prior to the board meeting. He expressed his appreciation to the staff and Finance Committee members who helped on the proposed 2006 budget process.

Ord. re 2006 Salaries

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN ATKINSON THAT BILL 2236, AN ORDINANCE APPROVING AND ADOPTING THE SALARIES FOR 2006, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2236 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2236 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2216. ALL AYE BY ROLL CALL; MOTION CARRIED 5-0.

Note: Alderman Sportsman arrived at approximately 7:25 p.m., just after this vote was taken.

Ord. re Compensation of Elected Officials

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2237, AN ORDINANCE INCREASING THE COMPENSATION OF ELECTED OFFICIALS, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2237 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2237 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2217. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Ord. re 2006 General Fund Budget

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2238, AN ORDINANCE APPROVING AND ADOPTING THE GENERAL FUND BUDGET FOR 2006, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2238 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2238 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2218. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Ord. re Rules Set for Dates of Aldermen Meetings

Mr. Turner said that this ordinance is on the agenda so that the date for the next board meeting can be moved up one day to December 5th instead of the usual first Tuesday, which would have been December 6th. December 6th conflicts with travel needs for the Mayor and Joe Turner to attend the annual Natioual League of Cities Conference in Charlotte, North Carolina.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2239, AN ORDINANCE AUTHORIZING A TEMPORARY SUSPENSION OF THE RULE SET IN THE MUNICIPAL CODE REGARDING DATES OF THE BOARD OF ALDERMEN MEETINGS, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2239 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2239 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2219. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

COMMUNITY DEVELOPMENT

Riss Lake CUP

Community Development Director Mr. Ackerson reviewed his policy report regarding this request for a rear yard set back. Alderman Atkinson said he has talked to a number of neighbors regarding this request and he heard no objection from anyone.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2240, AN ORDINANCE AMENDING ORDINANCES 1059 and 1369 TO AMEND THE

COMMUNITY UNIT PLAN OF THE RISS LAKE SUBDIVISION, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2240 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2240 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2220. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Ordinance re Spooner's Addition

Mr. Atkinson noted in his report on this request that the public hearing requirement for this has been met per the CUP.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2241, AN ORDINANCE APPROVING LOT 1, SPOONER'S ADDITION, A REPLAT OF LOTS 1 AND 2, AMENDED PLAT OF WATSON'S COUNTRY LANE AT THE NATIONAL, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2241 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2241 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2221. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Request for Approval of Exterior Changes at Finders Keepers in OTD

Mr. Ackerson pointed out that the proposed changes are actually at 2 Mill Street. He said that he thought it would be best to start with letting the applicant give his presentation of the proposed changes since they did not have a detailed application. Mayor Dusenbery asked Mr. Ackerson to review the OTD regulations that apply to this agenda item.

City Attorney Jack Campbell explained that this will be not be a legislative decision but basically a judicial decision that like the BZA decisions can be appealed to a circuit court if the applicant determines to take any action following this presentation to the board.

Attorney Jim Trimble representing the applicants, Mr. and Mrs. Dave Williams, said that he has nothing but praise for Mr. Ackerson however they question whether this ordinance Chapter 442 isn't so vague it constitutes a denial of due process under the Missouri constitution. In answer to the questions on the work being done, he said his client felt he had looked for the most durable and economical way to correct the deterioration to the exterior of the building in question while remaining compatible with other downtown Parkville buildings. He added that in the ordinance he sees no authority given to this body to dictate what type of materials are used. He then distributed a few pictures of the south side of the building showing where the deterioration has taken place largely due to vines growing on the building that trapped water underneath it.

Tim Blackburn, owner of Exterior Energy, said he was hired by Mr. Williams to repair the building exterior with batten board vinyl siding that is 7" wide in a pebble color and requiring no painting.

Alderman Atkinson asked Mr. Ackerson if a permit to apply the siding was requested and if it is required for this. Mr. Ackerson said no but the point of contention here is that this is considered an exterior alteration and that has always been interpreted to require a completed application for exterior alteration. Mayor Dusenbery said that since there was no formal application made for this, she would like to see this matter tabled to give the applicant time to complete the application as required. Alderman Rittman noted that he was on the committee with Shafer Kline and Warren who helped draft the OTD and he would like to return to them for clarification on intent. Mr. Trimble said that the weather is an important consideration here for their ability to complete the project. Mr. Trimble said the application was filled out prior to the P&Z meeting. Mayor Dusenbery said yes but that was after the stop work order was issued.

Alderman Sportsman asked why the applicant did not approach the Planning and Zoning first since there was clearly material and color changing involved. He said the codes are very clear and straightforward on this and he did not see how Mr. Williams could not perceive this as altering the exterior building?

Mr. Williams explained how he arrived at the decision to use the type and color of material he chose. Mr. Ackerson said that he wanted to point out he had not given any green light to proceed on this as may have been indicated by Mr. Williams and that the P&Z had concerns with more than just the use of vinyl. There were, he said, other concerns such as not matching other materials of the building, not having a horizontal orientation rather than vertical and not matching other building materials in the downtown district. Mayor Dusenbery noted that any other vinyl currently in the OTD went on prior to the OTD being created. Mr. Williams said he disagreed because there was some vinyl approved for Yoshiko's when Danielle Devlin was still here.

Alderman Rittman said that he was hearing a number of subjects not answered here on both sides in terms of what we need to do, what complies and what doesn't comply. He noted that he fully respected Mr. Trimble's comment that the project needs to get finished but we owe it to our constituents to do full diligence.

ALDERMAN RITTMAN MOVED THAT THIS MATTER BE TABLED UNTIL THE NEXT MEETING, ALLOWING TIME TO RETURN TO SHAFER, KLINE AND WARREN, WHO ARE EXPERTS ON THIS, TO HAVE THEM RENDER AN OPINION AS TO THE CIRCUMSTANCES OF THIS; ALSO PROVIDING TIME FOR THE APPLICANT AND STAFF TO WORK THROUGH THIS TO GET ALL THE ANSWERS SO WE CAN VOTE ON THIS AT THE NEXT MEETING WITH FULL KNOWLEDGE OF THE FACTS AT HAND. ALDERMAN McCOY SECONDED.

Motion passed by voice vote of 5-1. Alderman Sportsman voted no.

Mayor Dusenbery added that she would urge the applicant to fill out the application and since this has already gone to Planning and Zoning, the next decision will be back here at our next Board of Aldermen meeting.

Update Memo re Christmas Lights

Mr. Ackerson briefly reviewed his memo regarding the Christmas lights, noting that training on the lights is all that is remaining. Mayor Dusenbery directed the board to note

the last paragraph of the memo which highlights the letter of understanding that will be drafted to transfer all future operational and maintenance costs to the Main Street Association as previously agreed.

PUBLIC WORKS

Parks Ordinance Non-action item.

Public Works Director Jeff Rupp reported that the recommended draft Parks Regulations Ordinance is provided in the packets for review only at this time to be an action item at the next Board of Aldermen meeting. This version being submitted has been reviewed and amended to meet our police department's recommendations. He also noted that this version assigns the name of "Gateway Park" to the park land conveyance next on the agenda for acceptance tonight so if they have other plans or recommendations regarding that, they should note that prior to final approval.

Ordinance Accepting Park Land.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2242, AN ORDINANCE ACCEPTING PARK LAND FROM GREENLAND, INC. BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2242 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2242 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2222. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Ordinance granting a Construction Easement for property conveyed by Greenland Inc.

The mayor noted that a lighted bench area for a bus stop is hoped for this location once the construction is finished.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2243, AN ORDINANCE GRANTING A CONSTRUCTION EASEMENT FOR THE PROPERTY CONVEYED BY GREENLAND INC. TO THE CITY, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2243 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2243 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2223. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Recycling Proclamation

At this time, the mayor requested to return to her report for the Recycling Proclamation she will sign after the meeting in support of recycling programs and naming November 15th in Parkville as "America Recycles Day". She also introduced Kendall Welch who is currently leading the initiative in Parkville to re-establish a recycling center in Parkville. Jeff Rupp reviewed two potential locations for the recycling bins for the board to comment if they had

objections, one was in the area of the Farmers Market near the chain link fence and the other was near the Parks department office. There were no objections raised and it was noted that the bins are portable so if any problems did develop another site could be chosen. Mayor Dusenbery thanked Mrs. Kendall for coming and for her interest in coordinating this recycling center project.

POLICE DEPARTMENT REPORT

Chief Bill Hudson reported that criminal activity in Parkville is still up but the number of cases solved is also high. He added that the managed hunt dates are going to be December 12th - 18th and the Nature Sanctuary will be unavailable to users during those dates. Alderman Butcher asked for confirmation that advance notification will be done to be sure that those who use the Nature Sanctuary are aware of the hunt. Chief Hudson said they will do so just as they did last year but he warned that they can't keep determined walkers from disregarding notices and entering where it's clearly posted to be closed. The board requested that Channel 2 run additional education notices to the community on the danger of entering the posted areas of the managed deer hunt.

ACCOUNTS PAYABLE A-778

ALDERMAN FERGUSON MOVED THAT BILL A-778, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-778 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-778 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-778; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 6-0.

Bill A-778 was posted on10/28/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – Mayor Dusenbery said they are now at the stage of getting the ballot and petition language approved for the creation of a Southern Platte County Ambulance District.

Chamber of Commerce/Events – Mrs. Butcher said she has been mailing forms to all who sponsor events so we can get more on Platte County's activity/event calendar. This will also help, she said, to create a valuable email database to facilitate communication regarding RFPs for meeting places and other opportunities.

Channel 2 and Website – No report. Mayor Dusenbery noted that we need to get the Parkville promotion DVD copies done. She said many tour groups now want classes and/or special activities when they visit and the DVD would be a good addition to a group's visit.

Community Land and Recreation Board - Jeff Rupp noted that Pam Edwards has moved to Oregon and her contribution to this board and the former Tree Board will be missed. The board agreed that a plaque to thank and honor Pam Edwards should be ordered for her and one for Ken Parrish for the Turkey Trot.

Economic Development Committee – No report.

Financial Report – No report.

Main Street Parkville – Mr. Rittman reported that the fundraiser held at Piropos for Christmas on the River was a great success.

MARC Smoke-free Communities issue – Mayor Dusenbery said the City of Fairway has just gone non-smoking.

Nature Sanctuary – Mr. McCoy reported that a work day was held on November 12th and on the 13th, Jim Reed led a hike for Brownie troop #1317 and their parents.

MISCELLANEOUS ITEMS FROM THE BOARD

Mayor Dusenbery said there have been several calls coming in recently expressing concern for animals that are kept in shops all day without proper outdoor exercise. This may need to be addressed in the future if the situation continues.

Alderman Atkinson asked if the board intended to respond to Dr. Brecken's opinion letter printed in the last Parkville Luminary. The consensus of the board was that the letter was simply Dr. Breckon's opinion, which he has a right to voice. Brief discussion followed regarding the possibility of redistricting in 2007. Mayor Dusenbery said and other board members agreed that when the time comes that the numbers show redistricting Parkville's voting ward boundaries is due, an outside consultant should be hired to do it.

ADJOURNMENT

ALDERMAN ATKINSON MOVED THAT THE MEETING ADJOURN; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 6-0.

The meeting adjourned at approximately 9:15 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 12/01/05

Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
December 5, 2005

CALL TO ORDER

Mayor Dusenbery called the meeting to order at 6:05 p.m. in the Administrative area.

ROLL CALL

Ward 1 Alderman Jack Friedman	-Present
Ward 1 Alderman Deborah Butcher	-Present
Ward 2 Alderman David McCoy	-Arrived at 6:37 p.m.
Ward 2 Alderman David Rittman	-Present
Ward 3 Alderman Marvin Ferguson	-Present
Ward 3 Alderman Linda Arnold	-Present
Ward 4 Alderman Marc Sportsman	-Absent w/prior notice
Ward 4 Alderman Brian Atkinson	-Present

ALSO PRESENT:
City Administrator Joe Turner
Community Development Director Sean Ackerson
Assistant City Clerk Claudia Willhite
City Clerk Barbara Lance
Public Works Director Jeff Rupp
Project Manager Dan Koch
City Attorney Jack Campbell
City Collector Justin Kuder

Mayor Dusenbery opened the Work Session at 6:05 p.m. in the administrative area and asked City Administrator Joe Turner to lead the discussion to review the 2006-budget related items on the agenda. Mr. Turner explained that this session was specifically to review the Municipal Equipment Reserve Fund (MERF); the Capital Improvements Projects (CIP) fund; and the Debt Service Funds. He added that if time allowed, he would also briefly review the 2006 Sewer related budget. All of these budgets, he said, are the result of an impressive team effort and he thanked the department heads and staff members who helped compile the figures and information required to create these budgets.

Mr. Turner said this is the first year this has been set out in the budget and the CIP fund projection is expected to be close to on target. The CIP, he said, will always be more difficult to predict. He pointed out that road funds are now where they belong and he likes doing the budget this way because he wants to be able to tell citizens how the bonds are spent.

Alderman Friedman asked about any interest earned spent and Mr. Turner said that is in the Debt Service budget. Mr. Turner noted that the new city hall down payment figure would probably change, as well as figure for the Automated Train Horns.

Public Works Director Jeff Rupp reviewed the street overlay projections for 2006. Discussion ensued regarding quality of asphalt and the possibility of requiring bonding guarantee for future asphalt work for a set number of years. Mr. Rupp said he would check with the American Public Works Association as they will have information on the most current and state of the art recommendations for materials and process used for street overlay projects.

Alderman Friedman said that it's important that any costs associated with having to redo substandard asphalt work should be borne by those responsible and not the taxpayers.

Mr. Turner went on to note that the current appraised value of city hall came in higher than expected at one million one hundred and thirty thousand. He reviewed estimates for improvements needed on the recently acquired Brown property and noted that at this time these figures are a guideline.

The MERF, Municipal Equipment Reserve Fund is also new this year, he said, and represents a 7% growth fund. Discussion ensued regarding potential need for certain vehicle replacements and additions in 2007.

Mr. Turner pointed out changes in rates required for the 2006 Sewer Fund. Tap fees, he said, will increase from $1,050 to $1,500 based on a 30-year view of future needs and expenses. City Engineer Jay Norco was instrumental in providing data for these projections. Mr. Rupp pointed out that impact fees have increased as well but will only be collected on lots remaining. Grinder pumps were also discussed regarding upkeep and replacement needs. Alderman Atkinson noted, and Alderman McCoy agreed, that we need to begin replacement of some grinder pumps in the near future.

Mayor Dusenbery thanked Mr. Turner for his work on all the various pieces required to put together this 2006 budget package and for explaining it and answering all the board's questions so well.

ALDERMAN RITTMAN MOVED THAT THE WORK SESSION ADJOURN; ALDERMAN FRIEDMAN SECONDED, ALL AYE; MOTION CARRIED 7-0.

The meeting adjourned at approximately 6:46 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite - 12/10/05

These minutes should be considered a draft until approved by the Board of Aldermen.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
(Board Room of City Hall)
December 5, 2005

(Note this meeting would have been held on the first Tuesday of the month, December 6, 2005, but was changed to Monday, December 5, by ordinance and with prior notice.)

CALL TO ORDER

Mayor Kathryn Dusenbery called the meeting to order at 7:05 p.m.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- present
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- ABSENT WITH PRIOR NOTICE
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT:
City Administrator Joe Turner
City Attorney Jack Campbell
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Director of Public Works Jeff Rupp
Project Manager Dan Koch
City Clerk Barbara Lance
Christopher Massey for Higher Grounds' sign permit
Sandra Knoernschild for Parkville Self-Storage
Vanessa Hornbuckle for Acme Sign, Inc., regarding sign for Parkville Self-Storage
Deb Hammond for Southern Platte County Ambulance District Initiative
Attorney Jim Trimble representing David Williams regarding exterior alterations to Finders Keepers
David Williams regarding exterior alterations to Finders Keepers
Mike Duffy, planning director for Shafer Kline & Warren, Inc.
Neil Davidson, resident
MEDIA PRESENT: Nancy Jack for Parkville Luminary, Kim Bui for Kansas City Star, Mike Horine for Parkville's Channel 2

Mayor Dusenbery reported there was a work session followed by an executive session prior to the regular meeting. At the work session aldermen reviewed the 2006 budgets to be considered at the regular meeting. The executive session was held pursuant to RSMo 610.021(1) and (2) to consider litigation and real estate. No votes were taken during either session.

CHANNEL 2 DVD: *Parkville: Destination on the Missouri.*

Mr. Atkinson said 1,000 DVD's were delivered to Curious Eye Productions that day, and Mr. Horine brought them to City Hall. Sponsors purchased 392 of them, 200 were purchased by the City for use by the Economic Development Committee, and 408 were being purchased by the Parkville Community Development Corporation (PCDC) for resale.

REVIEW OF MINUTES

ALDERMAN FERGUSON MOVED THAT THE MINUTES OF THE WORK SESSION AND THE REGULAR MEETING ON NOVEMBER 15th BE APPROVED AS PUBLISHED; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

PARKVILLE ROTARY CLUB CLOCK UPDATE

Mayor Dusenbery said Parkville Rotary is still working on a site plan for the clock its members wish to donate to the city, and asked to postpone presentation of that plan until the next meeting.

AMBULANCE DISTRICT UPDATE

Ms. Hammond, co-chair of the Southern Platte County Ambulance District Initiative committee, said immediate action is needed if the question of forming an ambulance district in this area is to get on the April ballot. Signed petitions are due by December 23rd. The following cities have signed resolutions supporting the ambulance district: Farley, Ferrelview, Houston Lake, Lake Waukomis, Northmoor, Parkville, Platte Woods and Weatherby Lake, plus residents in unincorporated areas designated on the petition.

Ms. Hammond said two ambulances are located in Kansas City north, but there is not one dedicated to Parkville or any other local cities. We are not paying for dedicated ambulance service. That's why we need to create an ambulance district.

Mr. Rittman said there would a Riss Lake party on December 9th. Mr. Friedman said there would be a meeting of PC3 (Platte County Citizens Coalition) at The Majestic in Zona Rosa on December 12th. Maybe petitions could be circulated at these gatherings, and also at a luncheon being given by the Platte County Economic Development Council on December 9th. It was agreed that Ms. Hammond would be invited to join the Parkville table at the luncheon. Mr. Rittman would take petitions to the Riss Lake party. People who sign the petition must be registered voters in the cities or unincorporated areas which are in the proposed district, and in which they live.

The Board of the SPCAD (Southern Platte County Ambulance District) would set standards and contract with an ambulance service.

Mayor Dusenbery said MAST (Metropolitan Ambulance Services Trust) informed us today they would no longer be making contracts with cities outside the district.

The mayor reported that (SPCFPD) Southern Platte County Fire Protection District Chief Richard Carrizzo told her that MAST response times have improved.

Ms. Hammond said there would be a meeting of the SPCAD Initiative committee Wednesday, December 7th, and the public is invited. Petitions will be available to sign.

MAYOR'S REPORT

Public Restrooms. Mayor Dusenbery said public restrooms have been needed in our downtown area for years, and an ordinance contracting with American Legion is ready for consideration. She noted we had tried this before and it didn't work out well, but she thinks there's a clearer understanding of the terms now. If it doesn't work the City or the Legion can cancel the contract with 30 days written notice.

There was discussion about portable toilets. Mr. Rupp said some are kept in or around English Landing Park because we close the bathrooms down during the winter months. Mr. Atkinson said he talked with Collector Justin Kuder, who said the cost was $100 each per month. Mr. Atkinson suggested dropping the number to two rather than the four we contract for now. The savings would almost pay for this contract. Mayor Dusenbery agreed. Mr. Rupp will see that it's done.

Mr. Friedman asked for a sign stating that public bathrooms are available inside. The city clerk said there was a nice sign the first time, and she was asked to check with the Legion to see if it was on the premises. She will also contact the president of the Legion and see if we can start the service now, which the Legion had offered to do without charge. Mayor Dusenbery said the hours would be 12-10 p.m.

Mr. Friedman said many people wouldn't go in there because of the smoke. Mayor Dusenbery said this place was the one most handicapped accessible.

ALDERMAN FERGUSON MOVED TO APPROVE BILL C/A 159, CONTRACTING WITH THE AMERICAN LEGION FOR PUBLIC USE OF ITS RESTROOM FACILITIES, FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 159 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 159 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 159, ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill C/A 159 was posted 12/2/05.

Turkey Trot. This year's Turkey Trot went very, very well, Mr. Friedman said; there were about 1300-1500 participants. As always, he said, it was beautifully run. The city clerk was asked to contact the event organizers to see if they would like to come to a meeting and make a report.

Christmas on the River. The mayor said Parkville Salutes the Stars raised $7,000. It was planned at the last minute. The volunteers worked very hard and were very dedicated. She asked people to understand that volunteers have no vested interest in the event; "we are all a team, all working together," she said, and we're looking forward to another successful event in 2006 (next year she'd like to see Frosty the Snowman back).

Mayor's Christmas Party. She said this event went so well she was kind of scared we would have to turn children away. She emphasized that it was not "her" event, that it could be the event of any mayor that is ever elected.

CITY ADMINISTRATOR

Cleaning Contract for City Hall and Train Depot. Mr. Turner said Leslie Mason, who has been doing the cleaning for many years, is no longer interested in doing it. The City was paying her and her husband, Phil, $550 a month. Mr. Rittman said he had no problem with the final choice, but questioned the disparity of the bids received to clean City Hall and the depot starting in January, 2006. Bids included one for $385 a month for a three-month period, one for $1,800 a month for 12 months, and one for $550 a month from Parkville City employees Kathy Christopher, receptionist, and Cindy Liberty, police clerk, for an indefinite period. He recommends acceptance of the latter.

Mr. Friedman said he likes both Ms. Christopher and Mrs. Liberty, but wanted to get the issue of insurance resolved. Because they would be working as contractors, not employees, would they be eligible for Worker's Compensation insurance? Mr. Turner said he would speak with the City's health insurer, and see what he could work out. He said the choice had largely to do with Chief Hudson's need for proven trustworthy people being in the Police Department. Chief Hudson confirmed that very sensitive material is kept in the department, and it's imperative to have only people they can trust in their offices. He trusts Mrs. Liberty and Ms. Christopher, as he trusted the Masons.

Mr. Campbell said there was no problem with an employee working overtime if the second job is totally different from the first. That is the case here.

It was agreed to vote on the ordinance and let Mr. Turner work out the details.

ALDERMAN FERGUSON MOVED THAT BILL C/A 160, CONTRACTING WITH KATHY CHRISTOPHER AND CINDY LIBERTY TO CLEAN CITY HALL AND THE TRAIN DEPOT, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 160 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL C/A 160 BE APPROVED ON SECOND READING TO BECOME ORDINANCE C/A 160; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill C/A 160 was posted 12/2/05.

Sales Tax Report. Mr. Turner said sales tax income might come in about $14,000 short. Transportation sales tax will probably come in on target.

Capital Improvements and Municipal Equipment Reserve Fund Ordinance.

ALDERMAN FERGUSON MOVED THAT BILL 2244, ADOPTING THE CAPITAL IMPROVEMENTS AND MUNICIPAL EQUIPMENT RESERVE FUND ORDINANCE, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2244 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2244 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2224, ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill 2244 was posted 12/2/05.

ALDERMAN FERGUSON MOVED THAT BILL 2245, ADOPTING THE DEBT SERVICES BUDGET, BE APPROVED FOR FIRST READING; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2245 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL 2245 BE APPROVED ON SECOND READING TO BECOME ORDINANCE 2224; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Bill 2245 was posted 12/2/05.

Mr. Turner said the hearing on the sewer ordinance will be held December 20, 2005. It had to be published with 30 days notice.

Mr. Rittman commented on the amount of work which had gone into preparing these budgets, saying it was incredible, and he was pleased we're in a positive financial position. His appreciation goes out to all who worked on these matters.

POLICE REPORT

Chief Hudson commended these officers:

Sgt. Eric Sligar, who devoted a great deal of time to tracking down leads on autos stolen from garages in homes in The National and in Riss Lake. His efforts ultimately paid off, and he was able to identify the three individuals involved in the thefts. Warrants were issued for Jeremy Scott, Keegan Graves, and Evan Himmelberg. Scott has been served.

Officer John Sulzer, who, on routine patrol, discovered a car off the roadway in the median on I-435. The driver had struck a bridge pillar and was injured and trapped in the vehicle, with no way to summon assistance. Because of Officer Sulzer's diligence in investigating an "abandoned auto," the victim was discovered, and with the help of the South Platte Fire Protection District he was cut from the wreckage and taken to the hospital. This could have had a tragic outcome but for Officer Sulzer's intervention.

Officer Noah Weigler, who solved a gas drive-off after ascertaining that the vehicle involved was probably a construction vehicle. He cruised construction areas around the city until he found the car.

Detective Ron Canaday, who was recognized last month by the KC MO Police Department for his assistance in the investigation of Randolph Linville. Mr. Linville is a career thief. He burglarized a home in Riss Lake and numerous other homes in the northland. He has been convicted and sentenced in several jurisdictions and has charges pending in others. Detective Canaday was one of the first investigators to confirm that Mr. Linville was the suspect through a photo line-up.

The chief said crime stats for the year are still up, but the number of cases solved has also remained high. The person charged with a meth operation on West Street was sentenced this week to seven years in jail.

Mayor Dusenbery thanked the chief for all his help during Christmas on the River.

COMMUNITY DEVELOPMENT

Higher Grounds Coffee & Wine. This business is at 6325 Lewis Street in Parkville Commons. Keith Massey, manager, was present. The request is for two signs, one on the south facade, "Higher Grounds" at 14.7 square feet, and another on the east facade, again "Higher Grounds" at 14.7 square feet.

Staff recommends approval of these signs with the stipulation that these signs, internally lit, are not illuminated between the hours of midnight and 5 p.m.

ALDERMAN FRIEDMAN MOVED TO APPROVE BOTH SIGN REQUESTS FOR HIGHER GROUNDS COFFEE & WINE, WITH THE PROVISIONS STATED ABOVE; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Mr. Massey said he has not lived in Parkville very long, and moved from Mississippi before Hurricane Katrina. He visited Parkville over a holiday and liked it so much he bought a home here. His idea for Higher Grounds is to have a family-oriented bakery and coffee shop where one could bring the kids. In the late afternoon the place will transition to more of an adult place, with music.

Parkville Self-Storage. This business, at 10875 Highway 45, is proposing a monument sign. It would be 24 square feet in area and would replace the existing 32 square foot monument sign.

Staff recommended approval, subject to the hours of illumination between 5 a.m. and midnight only, the inclusion of timers or other automatic shut-offs, the inclusion of cut-offs or shields, and a location 5' beyond the Highway 45 right of way.

ALDERMAN ATKINSON MOVED TO APPROVE THE MONUMENT SIGN FOR PARKVILLE SELF-STORAGE SUBJECT TO THE PROVISIONS NOTED ABOVE; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

Finders Keepers Exterior Alterations. This matter was discussed at the November 15th meeting and tabled until this meeting.

ALDERMAN RITTMAN MOVED TO TAKE THE MATTER OF EXTERIOR ALTERATIONS AT FINDERS KEEPERS OFF THE TABLE; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED.

NOTE: While much of the report on this issue is detailed, it is not intended to be and IS NOT a verbatim account. It is divided into comments by the various speakers rather than in "real time" in the interest of greater clarity and brevity. DVDs of the three-hour meeting are available for purchase from City Hall.

Lengthy discussion ensued about

- the appearance and durability of vinyl siding vs. such products as Hardiboard and Smart Board
- the high visibility of the Finders Keepers building
- the aesthetic effect of using different materials on the same building
- other construction and preservation concerns.

Mr. Trimble said that:

He reviewed the reports from Mr. Ackerson and from Shafer Kline & Warren. Instead of vertical siding, they (he and his client, Dave Williams) feel now that the horizontal siding would be more appropriate and since it is all second floor and not subject to being hit, they feel vinyl would be safe to use. They would be agreeable to taking off the siding on the front and replacing it with horizontal siding. They would request that on the west side of the building they be allowed to

take some of the siding off the front and finish off the west side of the building and finish off the three sides.

The vertical siding will be removed. What is proposed in its place is horizontal vinyl siding.

The second floor was added to the building in 1987. Before that it was a flat-top garage building. The siding has deteriorated to the point it is not a good surface. It will be a better building and fit in with the Old Town District instead of the repaired siding that was on there before.

They are making this request pursuant to Chapter 442, the Old Town District regulations. They understand the Board of Aldermen is acting in a quasi-judicial capacity this evening.

Most of the evidence he's seen here tonight did not come from City staff. In an effort to compromise, Mr. Williams is willing to go with horizontal instead of vertical. Nothing in this ordinance gives you the authority to designate what kind of material he can use. This is not an historic district. It's a specific district in the city of Parkville designated as OTD. You are mixing apples and oranges. Don't go beyond the authority of the ordinance. From a legal standpoint this goes beyond what you can or cannot do. *(Mayor Dusenbery responded that it gives us the flexibility to go through the Planning Commission and the Board of Aldermen. The Planning Commission turned down vertical siding. We can table this again and let you go back and study Hardiboard. That's why we tabled it the first time. The only thing you changed is the direction of the siding. This is an important piece of property, a very prominent corner.)*

When he checked with the contractor, he found that this siding is guaranteed for fifty years. You can put it up without painting. All these other products have to be painted and repaired every five-six years. *(Mayor Dusenbery said we also heard that damage has greater impact on vinyl siding.)*

He received a lot of material assembled by the City, but not until late this morning.

(In response to a question from Mr. Rittman.) The architect is Steve Cantrell.

The staff basically agreed that if we want to go with horizontal siding they would approve our application.

(In response to a question from Mayor Dusenbery.) We would like our application for horizontal vinyl siding approved. We're willing to put it on three or even all four sides.

Mr. Campbell said that:

There have been some questions raised about historic districts; a substantial number of cities have almost identical ordinances to ours, including Platte City and Liberty. I refer you to RSMo Chapter 89, Sections 010 and 020.
(In response to Mr. Williams) We don't need to talk about vertical siding, as your attorney has already made an amendment to your request for vertical siding, and on your behalf is asking for permission to install horizontal vinyl siding. There is an ordinance on the books governing the construction and reconstruction of buildings in the Old Town District. It is legal under Missouri law. What's happened in the past (before the Old Town District ordinance was passed) is not relevant.
(In response to Mr. Trimble's statement that OTD doesn't have the authority to prohibit certain materials.) There's only one city around that is that specific, and that's Liberty, which prohibits

vinyl entirely. And as to the point Mr. Friedman made – all of these documents address this issue. Saying the Board is both judge and advocate is not accurate. This is all information that went out and has or will be put in the record by Mr. Ackerson.

Mr. Ackerson said that:

Aldermen have received a great volume of information, along with the application and the staff recommendation. This building has two addresses: 16 Main on the front, and 2 Mill on the side. Work was started without a permit, and a stop work order was issued. Vertical vinyl siding is what was submitted to us in the first application. Tonight's request is for horizontal vinyl siding.

The codes don't specifically prohibit vinyl. We haven't said you can't use it. The concerns the Planning Commission articulated were that the application plan would simply cover deteriorated siding that would still be underneath. He said Mr. Trimble said they would remove deteriorated siding, replacing it with plywood and using vinyl on the second story. If there's damage to vinyl you have to replace a whole sheet. Replacing deteriorated wood is a big step in the right direction.

Some of the material in aldermen's packets (and included with these minutes) came from the National Trust for Historical Preservation through the Parkville Main Street Association. It was published in March, 2005, and is about promoting historic preservation and maintaining historic integrity.

Most of downtown Parkville's original buildings, as shown in the *Inventory of Historic Buildings* commissioned by the Parkville History Committee in the 1990's, appear to have had lap board siding; some were later covered with bricks.

It is true that Yoshiko has vertical vinyl siding on the back of the upstairs room. The original plans for that building were approved, and the parapet didn't seem to be part of the plan at that time. Approval was given later by the city administrator, but the plan never came before the Planning Commission or the Board of Aldermen.

Horizontal siding is preferred for these buildings because historic materials were more horizontal than vertical.

The reports in your packets show the disadvantages of vinyl siding. Please read the reports from The National Trust for Historic Preservation.

(In response to a question from Mrs. Butcher.) Whether we can put something in the OTD rules to require property owners to fix siding depends on the damage. If it's structural damage, we can require them to fix it.

(Following Mr. Williams' statement that there is lap board on the north facade.) We don't show the north facade. Is the lap board made of wood, Hardiboard, or vinyl? *(Mr. Williams said it is 12" Smart Board.)*

Mr. Friedman said that:

The "reveal" on siding is the part that shows between individual boards. The reveal on vinyl siding is not consistent with reveals on other siding, so does not go with surrounding areas.

Other buildings referred to by Mr. Trimble as having the same materials were done before the historic district was passed. The Board of Aldermen prefers that the siding on the upper floor of a building should match the floor below it.

Vinyl windows were also in the review. How did it rank with glass or wood in fitting our code? Another concern is to validate structural integrity. Could we do it with inspection or through third party inspection? Is vinyl our first choice? No. Do we disallow it? No. We have concerns.

Hardiboard is made of concrete composition, and is a very good product. Its cost is about the same as high-quality siding. Smart Board is also a quality product. Masonite is a more durable product than vinyl; it is put up in individual strips and hand-nailed. There is a very significant difference in lap siding.

Vinyl siding is very hard to repaint. Over time some colors become obsolete and can't be replaced when they fade.

Allowing vinyl siding on this building would set a precedent for future remodeling in the OTD district.

The information being given at this meeting is from the material that was in our packets. I reviewed it very carefully.

We DO require a permit to replace a roof, don't we? *(Mr. Ackerson replied yes, we do.)*

Mrs. Arnold said:

My house has vinyl siding, and when we had a new roof put on, the workers damaged the siding. They replaced it, but it doesn't match what was there, and it's very apparent.

Mr. Duffy said:

In 2001-2002 I worked with City officials to develop the Old Town District guidelines. One of our concerns was that modifications and changes to existing buildings would impact the character of the community. This is new construction. The primary concern of the group was visible elements of the building and not so much concern with what was inside; we felt that any kind of alteration beyond simple painting should be compatible with the character to be established by the rules of OTD.

Specific materials were not included in our discussions. Perhaps that was an oversight. We wanted to maintain some flexibility because there's a wide range of quality in specific materials. We wanted to make sure the Planning Commission and Board of Aldermen would have the ability to review the plans. Regarding vinyl siding, we felt it could be used as an accessory material and not as the predominant theme or for an entire wall. We felt it was more reasonable to use vinyl siding in small spaces. There are some vinyl sidings that have much thicker bases on them and appear to withstand damage better but over time do not hold up as well. They should be used in very limited applications.

Most offices and apartments have gone to Hardiboard. The cost is generally comparable to that of high-quality vinyl siding, but then you do have to paint after it's applied. *Mr. Friedman noted it does come pre-primed.*

(In response to a question from Mr. Rittman.) We were concerned that everybody be informed when we were working on the OTD ordinance. We had about three public meetings that were

very well attended. People on the committee included an architect, members of the Planning Commission, aldermen, and property owners and business owners in the district proposed for rezoning. I cannot think of any good points about vinyl that haven't been brought up tonight, but that's not my area of expertise.

(In response to a question from Mrs. Butcher.) Whether putting vinyl siding on a building in the Old Town District would disqualify the building from being on the National Register of Historic Places would depend on whether the siding was just on the structure or throughout the whole district. It would affect the designation negatively.

Mr. Williams said that:

He and Danny Tinsley own the nearest building to Finders Keepers – 100 Main. It has vertical siding. No permit was required when the siding was put on. The majority of buildings he has built in the last 25 years have vertical siding. Window replacements are the same. This vertical siding is heavy-duty. He talked to Sean Ackerson about horizontal siding. He told the contractor to go up to City Hall and see what he could work out. He did not come back. He has talked to three other contractors. The city does not require permits to put on a roof, or to repair or maintain buildings.

He's spent more time and more money improving this whole town than anybody here except maybe Tom Hutsler. The people here are prejudiced against vinyl siding.

(In response to a question from Mrs. Butcher about replacing damaged areas.) There's only one damaged area.

He's not familiar with Hardiboard. It is a concrete composite, very durable material. The park has a cement board walkway.

(In response to a question from Mrs. Arnold.) I got permission from Mr. Ackerson to fix that left corner.

The lower side has 12" lap siding. The two buildings face one another with a flat roof between them.

Mr. Rittman and Mayor Dusenbery both asked Mr. Williams why he was unwilling to use another material when it had been reported at this meeting that the cost was about the same as high-quality vinyl siding, which has serious problems. Mr. Rittman asked why he was using something with significant disadvantages, and Mr. Williams said his contract says lapboard. If he used Hardiboard he would have to paint it, and that's expensive.

Mr. Rittman asked for the name of the exterior consultant who was present at the last meeting. *(The minutes of the last meeting show that Tim Blackburn, contractor, was there.)*

Mayor Dusenbery told Mr. Williams she wanted him to know that nobody on the Board of Aldermen had called in a complaint about his building.

Mr. Ackerson reiterated that he was giving the city clerk all the documents received by the Board and others, and she will see that they are included in the original set of minutes. Mr. Campbell suggested that the names of those documents be read into the record. Mr. Ackerson did so.

EXHIBITS FOR 12-5-05 MEETING INCLUDING BUT NOT LIMITED TO:

A. Application for Planned District Development Permit submitted on 11-8-05 at the Planning Commission meeting.

B. Application paid by Mr. Dave Williams and required signature from Clara Jo Williams on 11-15-05.

C. Staff Analysis for Planning & Zoning Commission meeting November 8, 2005, and the following attachments and references:
   - D. City of Liberty Historical reference on False Siding.
   - E. Pictures of exterior of building at 2 Mill Street and 14 to 16 Main Street dated 11-06-05.
   - F. Photos presented of other buildings in the downtown area.
   - G. Chapter 442: OTD (Old Town District) Municipal Code.
   - H. 2003 International Building Codes (including the International Property Maintenance and Conservation and International Existing Building Codes of 2003).
   - I. Parkville Municipal Code and zoning ordinance.

J. Application summary from the Community Development Department for the Board of Aldermen meeting on November 15, 2005, and additional addendum information including the following attachments.
   - K. Minutes of the Planning & Zoning meeting on November 8, 2005.
   - L. An Architectural/Historic Survey report of Parkville MO from the 1994 Survey.
   - M. 1995 Comprehensive Master Plan for Parkville, Missouri, identifying objectives.
   - N. Ordinance 1944 designating reasons for a downtown business area.
   - O. Excerpts from the Main Street Parkville Association presentation on 3-15-05.
   - P. National Park Service Heritage Preservation briefs from the National Trust for Historic Preservation's Main Street program.

Q. Review by Mike Duffy, AICP, of Shafer, Kline & Warren, Inc., concerning intent of OTD.

R. Revision to the written application to add new windows (submitted Nov. 30, 2005).

S. Copy of a contract between Mr. Williams and EEC, Inc., for vertical siding and nine new windows (submitted Nov. 30, 2005).

T. Four photographs submitted on November 30, 2005, showing:
   1) Horizontal vinyl siding at 115 Main Street (Peddlers Wagon Building).
   2) A "mini-golf" sign, and horizontal siding on one of the buildings at 7 First Street (Parkville Mini Golf).
   3) Horizontal vinyl siding at 110 Main Street (Northern Exposure Artists Gallery).
   4) The vertical vinyl siding started at 2 Mill Street (Finders Keepers' building).

U. A sketch showing the proposed vertical vinyl siding, replacement windows and dentil trim (submitted Dec. 1, 2005).

V. November 5, 2005, issue of Main Street News (the Monthly Journal of the National Trust) titled *Inappropriate Building Materials on Main Street: An Epidemic? Is There a Cure?*

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Mr. Ackerson referred to the side that was not seen in the pictures" that Mr. Williams said was Smart Board. Mr. Williams said he didn't say that was Smart Board, but a Smart-Board type of material. It's a pressed board made out of sawdust, he said.

Mr. Ferguson asked Mr. Ackerson to read the final statement of his December 1, 2005, memo to the Board into the record. Mr. Ackerson read the following:

"Based on the observations drawn above and in the prior staff reports, we again recommend that the application be denied as proposed. We conclude that the proposed improvements do not incorporate architectural styles, design features, building materials and colors complimentary to those used in surrounding buildings. We also conclude that the proposed alterations are inconsistent with the district's purpose to preserve the character of the historic character of downtown Parkville.

"Rather, the Board should require materials and detailing consistent with the historic architectural style, design features, building material and colors, and designed to help preserve the character of downtown Parkville. Lapboard siding resembling and complementing traditional lapboard siding patterns is more appropriate. This pattern has been supported in numerous applications in town, including most recently in English Landing Center. We also recommend that changes incorporate other details consistent with historic buildings in town (and appropriate to the building's 1920's architecture).

Mayor Dusenbery asked if aldermen wanted to table this matter again so more research could be done. She announced a five-minute recess.

After the recess, aldermen reconvened in the Board Room.

ALDERMAN RITTMAN MOVED TO TABLE THE MATTER OF EXTERIOR ALTERATIONS TO FINDERS KEEPERS UNTIL THE MEETING OF DECEMBER 20, 2005; ALDERMAN BUTCHER SECONDED; ALL AYE; MOTION CARRIED 7-0.

Parks Ordinance. Mayor Dusenbery announced that Director of Public Works Jeff Rupp asked that this be carried over to the next meeting.

ACCOUNTS PAYABLE

ALDERMAN FERGUSON MOVED THAT BILL A-779, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN FRIEDMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-779 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-779 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-779; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

Posted 12/2/05.

COMMITTEE REPORTS

Ambulance District. No report.
Chamber of Commerce/Tourism. No report.
Channel 2. No report.
CLARB. No report.
Economic Development. No report.
Finance Committee. No report.
Main Street Parkville Association. Mr. Rittman said he would report on Christmas on the River at the next meeting. Meantime the Parkville Luminary will have pictures, as will Channel 2.
Nature Sanctuary. Mr. McCoy announced there would be a Trek with Santa on December 10th.

ALDERMAN ATKINSON MOVED TO ADJOURN; ALDERMAN McCOY SECONDED; ALL AYE; MOTION CARRIED 7-0.

The meeting was adjourned at 10 p.m.

Submitted by

City Clerk Barbara J. Lance - 12/12/05

Executive Session and Work Session
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
meeting in Administrative Conference Area
December 20, 2005

CALL TO ORDER

Mayor Kathryn Dusenbery called the meeting to order at 6:35 p.m. in the Administrative Conference Area.

ROLL CALL

Ward 1 Alderman Jack Friedman	- present
Ward 1 Alderman Deborah Butcher	- ABSENT with prior notice
Ward 2 Alderman David McCoy	- present
Ward 2 Alderman Dave Rittman	- present
Ward 3 Alderman Marvin Ferguson	- present
Ward 3 Alderman Linda Arnold	- present
Ward 4 Alderman Marc Sportsman	- present
Ward 4 Alderman Brian Atkinson	- present

ALSO PRESENT: City Administrator Joe Turner
City Attorney Jack Campbell
Public Works Director Jeff Rupp
Project Manager Dan Koch
Jay Norco, North Hills Engineering

ALDERMAN FRIEDMAN MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION AND REAL ESTATE; ALDERMAN FERGUSON SECONDED; ALL AYE; MOTION CARRIED 7-0.

Discussion ensued.

ALDERMAN McCOY MOVED TO RETURN TO OPEN SESSION; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

ANNUAL AWARDS BANQUET: Mayor Dusenbery reported there had been some discussion about the 2006 event, and a suggestion had been made to forgo the 2006 banquet and instead have a picnic in the park in the summer, honoring those who provided hurricane relief in the wake of Hurricane Katrina. It was decided to discuss this again at a later date. The mayor emphasized that any awards banquet or replacement event should be held within the city limits of Parkville.

Aldermen left the conference area to reconvene in the Board Room.

Submitted by Barbara J. Lance
City Clerk Barbara J. Lance - 12/21/05

Note: These minutes should be considered a draft until they are approved by the Board of Aldermen at the meeting of January 3, 2006.

Regular Meeting
BOARD OF ALDERMEN
CITY OF PARKVILLE, MISSOURI
December 20, 2005

Mayor Dusenbery called the meeting to order at 7:05 p.m. in the Board Room.

Ward 1 Alderman Jack Friedman	-	Present
Ward 1 Alderman Deborah Butcher	-	Absent w/prior notice
Ward 2 Alderman David McCoy	-	Present
Ward 2 Alderman David Rittman	-	Present
Ward 3 Alderman Marvin Ferguson	-	Present
Ward 3 Alderman Linda Arnold	-	Present
Ward 4 Alderman Marc Sportsman	-	Present
Ward 4 Alderman Brian Atkinson	-	Present

ALSO PRESENT:
City Administrator Joe Turner
Police Chief Bill Hudson
Community Development Director Sean Ackerson
Dan Koch, Project Manager
City Attorney Jack Campbell
Dennae Caquelin, Alliance Water Resources
Kenny Parish, Jerry Morrison, Jim Spawn
Neil Davidson, Parkville Rotary
Cheryl Thorp, Platte County Visitors Bureau
Dave Williams, Finders Keepers
Jim Trimble, Attorney for Dave Williams
Charles Logan, Logan & Associates
Steve Cantrell, Architect
John Freshnock, WSKF
Tom Hutsler, Harry Sievers
Assistant City Clerk Claudia Willhite

MEDIA PRESENT:
Nancy Jack for The Luminary
Bill O'Malley for The Luminary
Joe Gleason for Channel 2

REVIEW OF MINUTES

Mayor Dusenbery requested a correction to the last page of the minutes of the December 5th regular board meeting. She requested the record reflect that it was not her but the attorney representing Mr. Williams that requested the matter of exterior alterations to Finder's Keepers be tabled until the next meeting.

ALDERMAN FERGUSON MOVED TO APPROVE THE MINUTES OF THE DECEMBER 5, 2005 BOARD OF ALDERMEN MEETING WITH THE CORRECTION REQUESTED ABOVE; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED 7-0.

MAYOR'S REPORT

Goodwill Ambassador Awards

Mayor Dusenbery announced she had four Goodwill Ambassador Awards to present this evening. The awards were to honor Jim Spawn for bringing the Model A Poker Run to Parkville; Mike Newburger for the National Volvo event brought to Parkville this fall for the first time and Ken Parrish and Jerry Morrison for their many years of bringing the Turkey Trot and Riegelman Run to English Landing Park. All recipients except Mike Newburger were available to accept their awards. Mr. Parrish and Mr. Morrison presented the board with a $1,000 check for the Nature Sanctuary from funds collected at the Turkey Trot. Mr. Parrish also noted that 30 lights approved by the board have been purchased for the trail.

CITIZEN INPUT

Clock Donated by the Rotary

Neil Davidson from the Parkville Rotary referred the board to the architectural plan being submitted to the board regarding placement and style of the clock to be donated by the Parkville Rotary to the City of Parkville. A copy of these plans showing the 4-sided clock proposed to be located in the downtown triangle is attached to the official minutes on file. Following brief discussion:

ALDERMAN FRIEDMAN MOVED TO APPROVE THE PLANS AS SUBMITTED; ALDERMAN ARNOLD SECONDED; ALL AYE; MOTION CARRIED 6-0.

Note: Alderman Rittman abstained from voting due to his membership in the Rotary.

C/A Ord. re Platte County Area Marketing Partnership

Cheryl Thorp from the Platte County Visitors Bureau was available to answer any questions the board had regarding this contract renewal. City Administrator Joe Turner reviewed his policy report regarding this ordinance.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN FRIEDMAN THAT C/A BILL 161, AN ORDINANCE AUTHORIZING THE 2006 PLATTE COUNTY AREA MARKETING PARTNERSHIP SERVICES AGREEMENT BETWEEN PARKVILLE AND THE PLATTE COUNTY CONVENTION AND VISITORS BUREAU, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT C/A BILL 161 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT C/A BILL 161 BE APPROVED ON SECOND READING TO BECOME C/A ORDINANCE NO.161. ALL AYE BY ROLL CALL; MOTION CARRIED 7-0.

C/A Bill 161 was posted on12/16/05.

COMMUNITY DEVELOPMENT

Ord. re Lake Pointe Professional Centre

Community Development Director Mr. Ackerson reviewed his policy report regarding this request for approval of the Lake Pointe Professional Centre Final Plat. Following brief discussion, it was agreed to proceed with a vote on this ordinance with the provision that a section will be added to include staff recommendations must be met.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2246, AN ORDINANCE APPROVING THE FINAL PLAT OF LAKE POINTE PROFESSIONAL CENTRE, INCLUDING ACCEPTANCE OF PROPOSED EASEMENTS, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2246 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2246 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2226. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill 2246 was posted on12/16/05.

Ordinance to Amend Title IV, Chapter 442.055 re OTD monument sign regulations

Following brief discussion, the board agreed to postpone consideration of this ordinance until the next board meeting.

Request for Approval of Exterior Changes at Finders Keepers in OTD

Mr. Ackerson referred the board to letters in their packets from John Freshnock with WSKF and Angelo Gangai with Parkville Main Street Association, as well as a fax received prior the board meeting from the Applicant. He also noted that a summary of the exhibits submitted to date were included. Alderman Atkinson asked if there had been any meeting with the applicant since the last board meeting to discuss revised materials on the application. Mr. Ackerson said no, only phone conversations with the applicant's attorney, Jim Trimble. Alderman Rittman asked if anything had happened since the board made the last motion to give them more time to comply, other than this faxed letter. Mr. Ackerson again said no, only phone discussion with Attorney Jim Trimble in which they discussed a couple of options but no submissions regarding that have come in. Alderman Atkinson asked Mr. Trimble why they had not followed through and met with Community Development. Attorney Jim Trimble said that there were two reasons: weather conditions and the expectation that showing the board how the siding will look when finished would suffice. He added that further testimonies are expected this evening and it was his understanding that the only argument is the use of vinyl as opposed to some other natural or artificial finish or material. There was an issue raised, he said, about any structural problems with the building and they have Chuck Logan present who has inspected the building. Mr. Logan, he said, will testify that it is structurally sound. He said they just received after 4 p.m. today, a copy of the letter that WSKF had submitted regarding their criticism of vinyl versus other materials. He said they also have Architect Steve Cantrell present to address the issue of appearance and

durability of the product. Mr. Trimble said at this point they feel it's down to a simple yea or nay to allow the proposed siding or not.

Alderman Atkinson stated that he had concerns regarding the process because he doesn't feel it is this board's responsibility to review applications and make determinations based on what has been submitted tonight. He added that he thinks it's imperative that the Applicant be required to meet with our Community Development Department to see if they can come to a resolution.

Mr. Williams came forward to say that he did follow the proper procedures on this. He said they were asked to go to the Planning and Zoning and they did. He went on to say that there are people on the Planning and Zoning that he has a lot of problems with and he'd be glad to discuss some of their ethics. Mayor Dusenbery stopped Mr. Williams and said that was inappropriate; there will not be any of that. She went on to point out that this was an exterior change and our ordinances say that you can not make an exterior change without coming before the Planning and Zoning board; no matter what conversation he may claim to have had with Mr. Ackerson, procedures must be followed. She said that is what this board is most upset about; that once again you went around us and didn't follow procedures. This is not going to work this time, she said.

Alderman Atkinson asked Mr. Williams why he had not met with Mr. Ackerson when he was at the last two meetings and knew why the issue was tabled both times; it was for him to meet with Community Development. Mr. Williams said he had his architect phone Mr. Ackerson to see if he couldn't resolve the problems with the city's concerns. Mayor Dusenbery pointed out that Mr. William's proposal at the last meeting was to put three different types of exteriors on this one building. She noted that it was Mr. Williams' attorney Mr. Trimble that asked the matter be tabled at the last meeting. Mr. Williams pointed out that he has spent the better part of the last three weeks recovering from a shoulder operation. The whole ordeal, he said, was a misunderstanding and certain people want to make an issue of this while he wants to resolve it. He said the board has indicated they wanted horizontal siding and we've agreed at the last meeting to put horizontal siding on two sides of the building. Mayor Dusenbery said there was no agreement on that. Mr. Williams said if it makes the board happy, he would use horizontal with the vinyl on three sides. Alderman Arnold asked Mr. Williams about the SMART board discussed at the last meeting and if he had looked into the cost difference. Mr. Williams said it's twice the amount for wood over vinyl.

Alderman Rittman said there was a conflict of information here regarding siding materials being comparable that needs to be addressed. He added that the city takes pride in how they work through our ethics and business procedures. To that extent, he said, we went through an extensive Ethics Ordinance a number of months ago, which is a matter of public record. In reply to an earlier comment Mr. Williams made, Alderman Rittman said he would urge Mr. Williams and Mr. Trimble to look at the Ethics Ordinance and if there is any particular discrepancy they are aware of to make the board aware of it. The item, Alderman Rittman said, that he would like to focus on is that if there is some superior process on this vinyl siding, we haven't heard it. Alderman Rittman asked Mr. Trimble if he had anything new to add to this subject. Mr. Trimble took out an 8" X 9" sample of the siding and two brochures to show the board, (all of which is on the exhibits list and on file with the official minutes of this meeting.). Mayor Dusenbery asked what if it gets dinged or discolored or needs replacing at a later date and they don't make that shade or color anymore.

Mr. Trimble said the chance of damage on the 2nd floor would be very slim; he then showed how nails are placed on the siding to keep it secure in high winds. Mr. Trimble said that as City

Attorney Jack Campbell has pointed out initially, the ordinance at issue here is adopted, pursuant to Chapter 89 of the Missouri Revised Statutes, which is your general zoning ordinance. He said that has been confused by the city architect and others as an historic district, mixing apples and oranges. He said the only item that the board has control over in this district is the appearance. We submit, he said, that the appearance of this proposed siding on the second floor is identical to the other materials, which have been discussed; it doesn't require painting; it comes in the color you order and the color goes all the way through it. He went on to say that if, in the future, you have to replace one of the boards, you can paint the whole thing if you need to. Alderman Arnold said you would never want to paint siding; that's why the color goes all the way through. Mr. Trimble said that was contrary to his information.

Alderman Sportsman said this is why we have professional staff to accurately evaluate claims such as this; we depend on engineers and the Planning and Zoning Commission to advise us. He said the one thing he had heard was that the Applicant wants to use vinyl because it's cheaper and certainly cheaper is not always best. The fact that this has been tabled twice to allow you and your client to re-approach staff to try to reach some middle ground and that has not happened shows disregard for the staff and the process. For that reason, he said, he was not in favor of tabling this again and he wants to see it brought to a vote.

Alderman Rittman suggested that we let Mr. Trimble make his closing remarks and that he was not in favor of tabling it again either.

Alderman McCoy asked Mr. Ackerson if there was any value in returning the matter to the Planning and Zoning. Mr. Ackerson outlined what communication has taken place. He said the last conversation they had was Wednesday of last week and at that time, Mr. Trimble indicated there was an option his client was willing to discuss. Mr. Ackerson said he asked to get that in writing and the board heard this evening of their trouble getting that done. Mr. Ackerson said he is not trying to be argumentative but communication exchanges have been verbal and we haven't met the way we normally would with other applicants.

Mayor Dusenbery said that is the board's frustration and that she agrees with Alderman Sportsman regarding cheaper not being better when protecting property. She requested that Mr. Williams reinvest in better quality to protect his investment in his property and for surrounding property owners. Mr. Williams said he did not appreciate hearing that he is cheap and in fact, he pays higher wages for many tasks and he often over designs things to make them better.

Alderman Sportsman said it's not just vinyl, it's the entire plan, it's the type of character it will have afterwards and no one really knows this because you haven't presented a formalized plan or an architectural drawing that supports what you intend to accomplish with vinyl siding or anything else.

Mr. Williams said there are a lot of buildings in Parkville that demonstrate the value of vinyl siding and at the last meeting SKW gave a presentation which was biased against vinyl siding. Tonight, he said, two consultants are here to give testimony for a vinyl siding product. Mr. Williams said he would appreciate the board allowing his attorney to present these people to make their testimony before the board votes. Mr. Williams walked out of the meeting at this time.

Alderman Friedman said in his 30 years of experience in carpentry and remodeling, he has seen when sometimes you need to repair or replace certain siding after 4 or 5 years and the style of the

product you need is no longer available anywhere. He said he has also had clients who have painted their vinyl siding and were miserable with it afterwards because the paint pealed and came off in chunks. Alderman Friedman said Mr. Williams could easily put up siding with the same reveal and he did not understand why Mr. Williams would not choose to finish his building with the product he already has on one side so it will be uniform.

Alderman Rittman said he feels there is something going on here beyond these discussions. He noted that the expenses for legal and other professional testimonies must far outweigh the cost of using the type of siding material the board could approve.

Alderman Atkinson said he opposes any further time given to this. Alderman Arnold said she'd like to stay but she has to leave but she wanted to stress that there was nothing in the packets from Mr. Williams for the board to review. Alderman Rittman said that this is a quasi-judicial process here so in fairness to the applicant we need to hear from the experts he has here tonight. Alderman Arnold apologized that she had to leave at approximately 8:15 p.m.

Attorney Jim Trimble said that the computer broke down in his office last week and that was why Community Development did not receive anything in writing in time for the packets. Mr. Trimble also said that it wasn't until after 4 p.m. today that he received materials Mr. Ackerson was presenting here tonight, so it is not a one-way street regarding miscommunication.

Mr. Trimble said they are basically at odds with the board because they are taking the position that under the OTD ordinance you have the right to decide whether the appearance is compatible with the rest of the district but what materials are used falls under building code and as long as this meets the building code and is compatible in appearance, his client has a right to do it. He noted that this is still a quasi-judicial meeting and he requested their experts be allowed to speak.

Mr. Ackerson referred to OTD regulations, noting that the design guideline states the building must incorporate architectural styles, design features, building materials and color complimentary to those used in surrounding buildings and materials. Alderman Rittman asked to see the material. Alderman Atkinson asked if the applicant understood the reason for tabling this issue previously. Mr. Trimble said he thought the phone conversations accomplished the same things as if he came in to the office in person. Mr. Ackerson said he wanted to clarify that he and Mr. Trimble have had discussions but he noted that typically a pre-application meeting takes place during which they sit down with the proposal and they review how it does or doesn't meet code and make recommendations. Mayor Dusenbery said she wanted to carry on with the experts there to testify so the meeting can move on.

Architect Steve Cantrell said he has entered this process somewhat mid-stream and he doesn't want to present himself as an expert on vinyl siding but he does know something about how it has improved. He noted that part of the charm of Main Street in Parkville is the difference in colors and styles. He said he was not there to make a judgment but he felt if properly detailed, the vinyl siding could look good and deserves consideration.

Alderman Rittman asked Mr. Cantrell if this would be his first material of choice if he owned this building. Mr. Cantrell said to be perfectly candid, no. Alderman Rittman then asked who owned the building he rents from at 110 Main Street and Mr. Cantrell answered that Mr. Tinsley is the owner. Alderman Friedman asked Mr. Cantrell if he designed most of the new buildings in the English Landing Center and if so, do any of those have vinyl siding. Mr. Cantrell said yes he

designed the new buildings and yes there is some vinyl at the top of Yoshiko's. Alderman Friedman then asked Mr. Cantrell if he would ever design a building that has three different kinds of siding on it, especially since one side already has lap siding. Mr. Cantrell answered no and said that is the reason he returned to Mr. Williams to see if they could come to some resolution regarding continuity. Alderman Friedman asked if he would describe the lap and vinyl siding have the same appearance. Mr. Cantrell said no because one is tapered and one is straight.

Mayor Dusenbery asked if polymers are different from vinyl but can be used with it?

Mr. Cantrell said yes, but vinyl to look good requires detail.

Mr. Chuck Logan, from Logan and Associates, who drafted the letter submitted to the board regarding the structural integrity of the building, said he apologized for the lateness of the letter. Mr. Logan said as reflected in his inspection report, he will stand by the integrity of the building itself. As far as the vinyl issue is concerned, he said he has seen this done successfully. Alderman Sportsman asked Mr. Logan if anything during his inspection was seen that caused concern or needs fixed. Mr. Logan said only as indicated in the inspection report regarding the area where the vine had intruded into the siding allowing weather and a bird to get in to cause some damage.

Alderman Rittman asked if there was anything in his testimony that lends support to the superiority of vinyl to other materials. Mr. Logan said not to his knowledge.

Alderman Rittman asked Mr. Logan if this was your building, is this material of first choice that you would use. Mr. Cantrell said depending on the structure, and the surrounding buildings. Alderman Rittman asked for clarification if this would be Mr. Logan's material of first choice. He answered that it could be in a residential but in a district or town like this, it may not.

Alderman Rittman said he felt it was important to have WSKF Architect Mr. John Freshnock's opinion letter read aloud.

Mr. Trimble said he apologized that he had closed but he did have some pictures with him he wanted to share with the board that showed some siding on the north side of the building and demonstrates that the proposed siding would be a close match.

Mr. Freshnock was there in the audience so he came forward to read the letter that had been requested of his firm. A copy of which is with the exhibits on file.

Alderman Rittman asked Mr. Freshnock is this were his building, would this be his first choice of material. Mr. Freshnock said no it would not.

Examples were then given to support that approval would be a mistake and cause future policies that would be labor intensive. Alderman Rittman asked if there is formaldehyde in vinyl siding. Mr. Freshnock said yes there is, in addition to lead and other materials that may mean it will not be around or available 20 years from now.

Mayor Dusenbery read Angelo Gangai's letter in the packets. Mayor Dusenbery asked if there were any questions regarding any details from the applicant. Mr. Williams reviewed what he has provided and said most people will not notice the difference between the vinyl and the wood siding.

Alderman Rittman asked if there were any more questions from anyone for Mr. Trimble, hearing none, Alderman Rittman said he wanted to make a motion.

ALDERMAN RITTMAN MOVED THAT THIS BOARD SUPPORT THE STAFF ANALYSIS, THE PLANNING COMMISSION VOTE AND OUR INSIDE CONSULTANT'S TESTIMONY AND BASED ON OUR EXISTING ZONING CODES, THE APPLICANT'S APPLICATION TO INSTALL VINYL SIDING ON THE BUILDING IN QUESTION AT 16 MAIN STREET, IS DENIED. ALDERMAN FRIEDMAN SECONDED.

No voice vote was taken for this motion because following brief discussion Alderman Rittman withdrew his motion and Alderman Friedman withdrew his second.

ALDERMAN ATKINSON MOVED TO APPROVE THE APPLICANT'S VERBALLY AMENDED APPLICATION FOR APPROVAL OF EXTERIOR ALTERATIONS TO INCLUDE APPLICATION OF HORIZONTAL VINYL SIDING TO FINDER'S KEEPERS; ALDERMAN SPORTSMAN SECONDED; MOTION FAILED BY ROLL CALL VOTE 6-0.

Alderman Rittman offered that our staff would remain available to help bring this building up to a code that is compliant

Public Hearing re Sewer Rates and Fees

There was no public comment.

CITY ADMINISTRATOR'S REPORT

City Administrator Joe Turner explained the ordinances that were on the agenda for consideration following any public comment in the related public hearing. He noted that these measures have been reviewed and approved by the Finance Committee.

Ord. to increase sewer tap fees and implement sewer impact fees

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN ATKINSON THAT BILL 2247, AN ORDINANCE REPEALING SECTION 700.130 OF THE PARKVILLE MUNICIPAL CODE AND REPLACING IT WITH A NEW SECTION 700.130 TO INCREASE SEWER TAP FEES AND IMPLEMENT SEWER IMPACT FEES, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2247 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2247 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2227. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill 2247 was posted on12/16/05.

Ord. re Sewer Rate and Grinder Pump Fees

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2248, AN ORDINANCE REPEALING SECTIONS 700.380, 700.410, 703.030 AND 703.040 OF THE MUNICIPAL CODE AND REPLACING THEM WITH NEW SECTIONS 703.030 AND 703.040 SETTING THE SEWER BASE CHARGE, SEWER USE CHARGE, SURCHARGE, GRINDER PUMP FEE AND SEWER BENEFIT DISTRICT FOR CUSTOMERS OF THE SEWER SYSTEM, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2248 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2248 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2228. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill 2248 was posted on12/16/05.

Ord. re 2006 Sewer Fund and Grinder Pump Fund Budget

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2249, AN ORDINANCE APPROVING AND ADOPTING THE SEWER FUND AND GRINDER FUND BUDGETS FOR 2006, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2249 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT'S WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2249BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2229. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

Bill 2249 was posted on12/16/05.

C/A Ord. re Agreement with Alliance Water Resources

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN FRIEDMAN THAT C/A BILL 162, AN ORDINANCE AMENDING ORDINANCE C/A 127 TO RENEW THE AGREEMENT WITH ALLIANCE WATER RESOURCES TO OPERATE THE PARKVILLE SEWER PLANT THROUGH DECEMBER 31, 2006 AND TO MAKE SPECIFIED CHANGES BEGINNING JANUARY 1, 2006, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT C/A BILL 162 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT C/A BILL 162 BE APPROVED ON SECOND READING TO BECOME C/A ORDINANCE NO.162. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

C/A Bill 162 was posted on12/16/05.

C/A Ord. to Repeal C/A Ord. for City Hall Cleaning

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN FRIEDMAN THAT C/A BILL 163, AN ORDINANCE REPEALING C/A ORDINANCE 160 AUTHORIZING AN AGREEMENT WITH KATHY CHRISTOPHER AND CINDY LIBERTY FOR CLEANING OF CITY HALL AND THE TRAIN DEPOT, BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT C/A BILL 163 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT C/A BILL 163 BE APPROVED ON SECOND READING TO BECOME C/A ORDINANCE NO.163. ALL AYE BY ROLL CALL; MOTION CARRIED 6-0.

C/A Bill 163 was posted on12/16/05.

Memo re: TIF Economic Activity Account

Mr. Turner reviewed the memo regarding the TIF agreement requiring a separate bank account for economic activities.

POLICE DEPARTMENT REPORT

Chief Bill Hudson reported that during the managed hunt dates of December 12th – 18th, four does and one buck were taken. Alderman Sportsman asked how many hunters signed up and Chief Hudson said he thought there were about 10.

Note: Alderman Friedman left at approximately 10:03 p.m.

PUBLIC WORKS

Parks Ordinance

Project Manager Dan Koch reported that this Parks Regulations Ordinance has been provided in the packets previously for review only and is now presented as an action item. This version being submitted has been reviewed and amended to meet our police department's recommendations. He also noted that this version assigns the name of "Gateway Park" to the parkland conveyed to the city by Kevin Green so if they have other plans or recommendations regarding that, they should note that prior to approval of this ordinance.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN SPORTSMAN THAT BILL 2250, AN ORDINANCE REPEALING CHAPTER 140 OF THE PARKVILLE MUNICIPAL CODE AND REPLACING IT WITH A NEW CHAPTER 140, CITY PARKS BE APPROVED FOR FIRST READING, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2250 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY, ALL AYE; MOTION CARRIED.

IT WAS MOVED BY ALDERMAN FERGUSON AND SECONDED BY ALDERMAN RITTMAN THAT BILL 2250 BE APPROVED ON SECOND READING TO BECOME ORDINANCE NO. 2230.
ALL AYE BY ROLL CALL; MOTION CARRIED 5-0.

Bill A-780 was posted on12/16/05.

ACCOUNTS PAYABLE A-780

ALDERMAN FERGUSON MOVED THAT BILL A-780, TO PAY LISTED SALARIES AND ACCOUNTS, BE APPROVED FOR FIRST READING; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-780 BE APPROVED ON FIRST READING AND PASSED TO SECOND READING BY TITLE ONLY; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION CARRIED.

ALDERMAN FERGUSON MOVED THAT BILL A-780 BE APPROVED ON SECOND READING TO BECOME ORDINANCE A-780; ALDERMAN RITTMAN SECONDED; ALL AYE BY ROLL CALL VOTE; MOTION CARRIED 5-0.

Bill A-780 was posted on12/16/05.

COMMITTEE REPORTS

Ad hoc Ambulance Committee – Mayor Dusenbery said she just wanted to remind everyone of the meeting that Mr. Davidson reported on earlier, which will take place Wednesday evening at 6:30 p.m. at the VFW. Everyone should bring any signature pages that need to be notarized and turned in because Friday is the deadline for submission.

Chamber of Commerce/Events – No report.

Channel 2 and Website – No report.

Community Land and Recreation Board - No report.

Economic Development Committee – Mr. Sportsman reported that things are starting to move forward in the western corridor regarding the NID. He said that a new zoning ordinance for a business park, different from an industrial park is now being discussed and Platte County officials are supportive of this.

Financial Report – Mr. Ferguson referred the board to the Financial Report for October 2005. He noted that while 88% of our anticipated annual revenue had been achieved by October 31st, only 83% had been spent. Following brief discussion:

ALDERMAN FERGUSON MOVED TO APPROVE THE FINANCIAL REPORT FOR OCTOBER 2005 AS SUBMITTED; ALDERMAN RITTMAN SECONDED; ALL AYE; MOTION PASSED 5-0.

Main Street Parkville – Mr. Rittman reported that earlier this evening as part of the Main Street meeting, Mr. Williams presented a report; as a matter of record, Mr. Rittman said he chose to decline so his vote would not be tainted. Many good things are going on with Main Street and the pictures taken at Christmas on the River will be on Channel 2 soon.

MARC Smoke-free Communities issue – No report.

Nature Sanctuary – Mr. McCoy reported that David Nathan working on his Eagle Scout community service project making and painting 17 tree identification signs, which are now placed in the Sanctuary. Jim Reed led the Trek with Santa, which 39 people attended and $495 was collected in the donation boxes.

MISCELLANEOUS ITEMS FROM THE BOARD - None

ADJOURNMENT

ALDERMAN ATKINSON MOVED THAT THE MEETING ADJOURN; ALDERMAN SPORTSMAN SECONDED; ALL AYE; MOTION CARRIED 5-0.

The meeting adjourned at approximately 10:13 p.m.

Submitted by: Claudia Willhite
Assistant City Clerk Claudia Willhite, 12/27/05