



NOTICE OF MEETING

City Council

Regular Meeting – Monday, August 7, 2023 – 5:30 PM
City Hall – 1100 Frederick Avenue

COUNCIL SEATING ARRANGEMENT

Bryan Carter
City Manager

John Josendale
Mayor

Paula Heyde
City Clerk

COUNCILMEMBERS

Kenton Randolph (At Large)
Jeff Schomburg (At Large)
Randy Schultz (At Large)
Andrew Trout (3rd District)

COUNCILMEMBERS

Taylor Crouse (2nd District)
Madison Davis (1st District)
Michael Grimm (4th District)
Marty Novak (At Large)

AGENDA

PLEDGE OF ALLEGIANCE:

ROLL CALL:

CALL TO ORDER:

MINUTES:

1. Approval of the minutes of the special meetings held July 17, 2023, at 4:00 p.m. and July 24, 2023, at 4:30 p.m. and the regular meeting held July 24, 2023 at 5:30 p.m., as transcribed by the City Clerk.

SPECIAL RECOGNITIONS:

2. None.

ACCEPTANCE OF AGENDA:

3. Motion to accept the Agenda as published

PUBLIC HEARING:

4. None.

CONSENT AGENDA:

5. Motion to accept the Consent Agenda.

NOMINATIONS AND APPOINTMENTS:

6. None.

BILLS FOR PASSAGE:

7. **BILL # 487-22**
AN ORDINANCE AUTHORIZING EXECUTION OF A COOPERATIVE AGREEMENT TO PROVIDE FIRE PROTECTION WITH THE LAKE CONTRARY FIRE PROTECTION DISTRICT FOR FIRE PROTECTION SERVICES.
8. **BILL # 488-22**
AN ORDINANCE COMMITTING A TOTAL FINANCIAL ASSURANCE AMOUNT OF \$17,761,220.52, FOR CLOSURE AND POST-CLOSURE COSTS, TO THE MISSOURI DEPARTMENT OF NATURAL RESOURCES RELATED TO ST. JOSEPH SANITARY LANDFILL PERMIT NUMBER 102104, WHICH INCLUDES THE FREE PROPERTY.
9. **BILL # 489-22**
AN ORDINANCE AUTHORIZING EXECUTION OF A USE AGREEMENT WITH BISHOP LEBLOND HIGH SCHOOL FOR THE USE OF VARIOUS ATHLETIC FACILITIES FOR A TERM OF THREE YEARS.
10. **BILL # 490-22**
AN ORDINANCE AUTHORIZING THE EXECUTION OF LEASE AGREEMENTS FOR USE OF OFFICE/RETAIL SPACE IN THE MISSOURI THEATER OFFICE COMPLEX WITH ALLIED ARTS COUNCIL, CREATIVE ARTS PRODUCTION, PERFORMING ARTS ASSOCIATION, ROBIDOUX RESIDENT THEATRE, AND ST. JOSEPH SYMPHONY.
11. **BILL # 491-22**
AN ORDINANCE AUTHORIZING THE EXECUTION OF A LUMP-SUM CONTRACT WITH IHP INDUSTRIAL, INC. IN AN AMOUNT NOT TO EXCEED \$715,450.00 AND AN AMENDMENT TO THE GENERAL FUND BUDGET TO ROLL FORWARD THE TRANSFER FROM THE 2011 TRANSIENT GUEST TAX PROGRAM TO THE NATURE CENTER PROGRAM IN THE AMOUNT OF \$375,000.00 TO PROVIDE ADDITIONAL FUNDING FOR THE REPLACEMENT OF THE EXISTING GROUND SOURCE HEAT PUMP WITH UPDATED HVAC FOR THE REMINGTON NATURE CENTER LOCATED AT 1502 MACARTHUR DR.
12. **BILL # 492-22**
AN ORDINANCE AUTHORIZING THE SUBMITTAL AND EXECUTION OF A MISSOURI HIGHWAY AND TRANSPORTATION COMMISSION (MHTC) PUBLIC TRANSIT OPERATING ASSISTANCE GRANT AGREEMENT IN THE AMOUNT OF \$178,840.91.00.

RESOLUTIONS FOR ADOPTION:

13. **BILL # 493-22**

A RESOLUTION APPOINTING CITY EMPLOYEES TO SERVE AS MEMBERS OF THE BOARD OF DIRECTORS OF ST. JOSEPH TRANSIT, INC., A NONPROFIT CORPORATION ESTABLISHED BY THE CITY OF ST. JOSEPH, AS REQUIRED IN ARTICLE IV B OF ITS BYLAWS.

14. **BILL # 494-22**

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION IN THE AMOUNT OF \$10,874.00 TO PROVIDE FUNDING FOR BULLARD UST-LW FIRE HELMETS.

15. **BILL # 495-22**

A RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) CHEVROLET EQUINOXES FOR AN AMOUNT NOT TO EXCEED \$28,000.00 EACH AND ONE (1) CHEVROLET SILVERADO FOR AN AMOUNT NOT TO EXCEED \$44,500.00 FOR A TOTAL AMOUNT OF \$100,500.00 FROM DON BROWN CHEVROLET TO BE USED BY THE POLICE DEPARTMENT AS UNMARKED PATROL VEHICLES.

16. **BILL # 496-22**

A RESOLUTION AUTHORIZING THE PURCHASE OF A NEW BOBCAT MINI TRACK LOADER FROM K.C. BOBCAT FOR THE PARK MAINTENANCE DIVISION IN THE AMOUNT OF \$34,416.36.

***** END OF CONSENT AGENDA *****

NOMINATIONS AND APPOINTMENTS:

17. None.

BILLS FOR PASSAGE:

18. None.

EMERGENCY BILLS FOR PASSAGE:

19. **BILL # 497-22**

AN EMERGENCY ORDINANCE AUTHORIZING THE SUBMITTAL AND EXECUTION OF A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION (MHTC) STATE BLOCK GRANT AGREEMENT FOR FEDERAL AVIATION ADMINISTRATION (FAA) REIMBURSEABLE FUNDS AGREEMENT NUMBER AJW-FN-CSA-21-004199-A1 IN THE AMOUNT OF \$305,623.70 FOR CONSTRUCTION PHASE SERVICES FOR THE RUNWAY 17/35 RECONSTRUCTION PROJECT AT ROSECRANS MEMORIAL AIRPORT AND AN AMENDMENT TO THE BUDGET TO TRANSFER THE AMOUNT OF \$30,562.37 FROM THE CAPITAL PROJECTS FUND TO THE AVIATION FUND TO APPROPRIATE THE 10% MATCHING FUNDS.

20. **BILL # 498-22**

AN EMERGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE GENERAL FUND POLICE DEPARTMENT PROGRAM BUDGET TO RECOGNIZE REVENUE RECEIVED FROM THE ST. JOSEPH SCHOOL DISTRICT IN THE AMOUNT OF \$50,000.00 TO BE USED FOR SCHOOL RESOURCE OFFICER PROGRAM EQUIPMENT AND APPROPRIATE \$34,044.00 FROM FUND BALANCE AND AUTHORIZE THE PURCHASE OF TWO (2) 2023 DODGE CHARGERS FROM LANDMARK DODGE IN THE AMOUNT NOT TO EXCEED \$71,048.00 AND RELATED EQUIPMENT FROM 911 CUSTOM IN THE AMOUNT OF \$12,996.00 FOR A TOTAL AMOUNT NOT TO EXCEED \$84,044.00.

21. **BILL # 515-22**

AN EMERGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE GENERAL FUND CITY MANAGER PROGRAM BUDGET TO APPROPRIATE FUNDS IN THE AMOUNT OF \$1,320.00 FOR SECURITY FOR THE 2023 CATFISH CHASERS FISHING TOURNAMENT.

RESOLUTIONS FOR ADOPTION:

22. None.

BILLS FOR FIRST READING:

23. **BILL # 499-22**

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE GENERAL FUND BUDGET TO ROLL FORWARD THE UNSPENT FY2023 AMERICAN RESCUE PLAN ACT (ARPA) STATE LOCAL FISCAL RECOVERY FUNDS (SLFRF) EMERGENCY MEDICAL SERVICE PROVIDERS GRANT (EMSPG) IN THE AMOUNT OF \$16,691.46 AND APPROPRIATE THE REQUIRED 50% LOCAL MATCHING FUNDS IN THE AMOUNT OF \$16,691.46 FROM FUND BALANCE TO THE FIRE DEPARTMENT PROGRAM FOR A TOTAL AMOUNT OF \$33,382.92 TO PROVIDE FUNDING FOR EMERGENCY MEDICAL SERVICE ACTIVITIES.

24. **BILL # 500-22**

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE BUDGET TO ROLL FORWARD THE UNSPENT FY2023 AMERICAN RESCUE PLAN ACT (ARPA) STATE LOCAL FISCAL RECOVERY FUNDS (SLFRF) FIRE PROTECTION GRANT (FPG) IN THE AMOUNT OF \$19,675.69 AND APPROPRIATE THE REQUIRED 50% LOCAL MATCHING FUNDS IN THE AMOUNT OF \$19,675.69 FROM FUND BALANCE TO THE FIRE DEPARTMENT PROGRAM FOR A TOTAL AMOUNT OF \$39,351.38 TO PROVIDE FUNDING FOR FIRE PROTECTION/SERVICE ACTIVITIES.

25. **BILL # 501-22**

AN ORDINANCE AUTHORIZING EXECUTION OF A PROGRAM SERVICES CONTRACT WITH THE MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES AND AN AMENDMENT TO THE PUBLIC HEALTH DEPARTMENT BUDGET IN THE GENERAL FUND BOTH IN THE AMOUNT OF \$287,881.31 FOR THE WORKFORCE PROGRAM.

26. **BILL # 502-22**

AN ORDINANCE AUTHORIZING AN AMENDMENT TO SECTION 4-66 "PACKAGE DEALERS NOT TO PERMIT OPENING, USE OF PACKAGE UPON PREMISES; SERVING OR DELIVERING IN VEHICLES PROHIBITED" OF CHAPTER 4 "ALCOHOLIC BEVERAGES" OF THE CODE OF ORDINANCES TO PROVIDE FOR THE DELIVERY OF PACKAGE ALCOHOLIC BEVERAGES.

27. **BILL # 503-22**

AN ORDINANCE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION (FAA) TO RENEW THEIR LEASE AGREEMENT AT ROSECRANS MEMORIAL AIRPORT ALLOWING THEM TO OPERATE AND MAINTAIN NAVIGATIONAL AID FACILITIES IN SUPPORT OF AIRPORT OPERATIONS.

28. **BILL # 504-22**

AN ORDINANCE AUTHORIZING EXECUTION OF A CONTRACT WITH THE ST. JOSEPH YOUTH ALLIANCE IN THE AMOUNT OF \$6,960.00 AND AN AMENDMENT TO THE GENERAL FUND POLICE DEPARTMENT PROGRAM BUDGET TO APPROPRIATE THESE FUNDS AND TO ROLL FORWARD UNSPENT FUNDS RECEIVED FROM THE ST. JOSEPH YOUTH ALLIANCE DURING THE LAST FISCAL YEAR IN THE AMOUNT OF \$17,400.00, FOR A TOTAL AMOUNT OF \$24,360.00, TO BE USED FOR ALCOHOL AND ELECTRONIC CIGARETTE ENFORCEMENT AND COMPLIANCE CHECKS.

29. **BILL # 505-22**

AN ORDINANCE AUTHORIZING EXECUTION OF A MASTER EQUITY LEASE AGREEMENT WITH ENTERPRISE FM TRUST TO PROVIDE FOR FLEET MANAGEMENT AND THE LEASE OF CERTAIN NEW VEHICLES TO BE USED BY THE CITY.

30. **BILL # 506-22**

AN ORDINANCE AUTHORIZING EXECUTION OF A REIMBURSEMENT AGREEMENT WITH GREYSTONE PARTNERS, LLC IN THE AMOUNT OF \$200,700.00 FOR ASPHALT STREET CONSTRUCTION IN THE GREYSTONE SUBDIVISION AND CHANGE ORDER NO. 1 WITH HERZOG CONTRACTING, CORP. IN THE AMOUNT OF \$700,700.00 FOR SUPPLEMENTAL 2023 ASPHALT RESURFACING PROJECTS AND AN AMENDMENT TO THE BUDGET TO TRANSFER \$500,000.00 FROM THE CAPITAL PROJECTS FUND TO THE GENERAL FUND STREET ENHANCEMENT USE TAX PROGRAM AND TO APPROPRIATE THE FUNDS RECEIVED FROM GREYSTONE PARTNERS, INC.

31. **BILL # 507-22**

AN ORDINANCE REAFFIRMING AND READOPTING SECTION 2-114 "CONFLICTS OF INTEREST" OF THE CODE OF ORDINANCES.

32. **BILL # 508-22**

AN ORDINANCE TO REDISTRICT THE PROPERTY LOCATED AT 3024 FREDERICK AVENUE FROM R-1A DETACHED SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-1 NEIGHBORHOOD SHOPPING DISTRICT AS REQUESTED BY TRINA CLARK ON BEHALF OF SISTERS OF SOLACE.

33. **BILL # 509-22**
AN ORDINANCE TO REDISTRICT THE PROPERTY LOCATED AT 2101 SOUTH 8TH STREET FROM M-2, HEAVY MANUFACTURING DISTRICT TO RP-1B, PLANNED DETACHED SINGLE-FAMILY RESIDENTIAL DISTRICT AS REQUESTED BY WHITNEY LANNING ON BEHALF OF COMMUNITY ACTION PARTNERSHIP OF GREATER ST JOSEPH.
34. **BILL # 510-22**
AN ORDINANCE TO VACATE A PORTION OF STOCKYARDS EXPRESSWAY RIGHT-OF-WAY BEING AN IRREGULAR SHAPE LOCATED ADJACENT TO THE NORTHEAST CORNER OF THE NESTLE PURINA FACILITY AT 4502 STOCKYARDS EXPRESSWAY, AS REQUESTED BY SCOTT BRINKMAN ON BEHALF OF NESTLE PURINA.
35. **BILL # 511-22**
AN ORDINANCE APPROVING THE PRELIMINARY PLAT ENTITLED "THE COMMONS PLAT 6," A MAJOR SUBDIVISION CONSISTING OF 1 LOT PROPOSED FOR THE PROPERTIES LOCATED AT 4215 AND 4219 COMMONWEALTH COURT, 4215 AND 4221 COMMONWEALTH DRIVE, AND 4530 COMMONS DRIVE AS REQUESTED BY TREVIN REED ON BEHALF OF REED FAMILY PROPERTIES, LLC.
36. **BILL # 512-22**
AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE STREETS MAINTENANCE FUND BUDGET IN THE AMOUNT OF \$235,000.00 AND THE PURCHASE OF ONE (1) BERGKAMP FP5 FLAMELESS POT HOLE PATCHER IN THE AMOUNT OF \$225,000.00 FROM BERGKAMP INC. TO BE USED BY THE STREETS MAINTENANCE DIVISION.
37. **BILL # 513-22**
AN ORDINANCE PROVIDING FOR THE RATE OF TAXATION AND THE LEVY AND COLLECTION OF TAXES FOR THE FISCAL YEAR COMMENCING JULY 1, 2023.
38. **BILL # 514-22**
AN ORDINANCE LEVYING A SPECIAL ASSESSMENT FOR THE FISCAL YEAR COMMENCING JULY 1, 2023 FOR THE PARK DISTRICT.

REPORTS OF BOARDS & COMMISSIONS:

39. Filed 7/26/23: Minutes from the Housing Authority meeting held May 18, 2023 at 4:00 p.m. at the St. Joseph Housing Authority office, 2902 S. 36th Street.
40. Filed 7/27/23: Minutes from the Downtown Review Board meeting held July 26 2023 at 5:30 p.m. in the Council Chamber at City Hall.
41. Filed 7/27/23: Minutes from St. Joseph Public Library Board of Trustees meeting held July 20, 2023, at 6:30 p.m. at the Carnegie Library, 316 Massachusetts Street.
42. Filed 7/31/23: Minutes from the Plumbers Examining and Appeals Board meeting held July 13, 2023 at 3:30 p.m. in the 1st Floor Conference Room at City Hall

- 43. Filed 7/31/23: Minutes from the Planning Commission meeting held July 27, 2023 at 5:30 p.m. in the Council Chamber at City Hall
- 44. Filed 7/31/23: Minutes from the Parks and Recreation Board meeting held July 20, 2023 at 4:00 p.m. at the Fairview Golf Course Clubhouse, 3302 Pacific Street.

WORK SESSION MINUTES - CITY CLERK'S OFFICE:

- 45. None.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

- 46. None.

DELEGATIONS, PETITIONS:

- 47. None.

COMMUNICATIONS:

- 48. Filed 7/20/23: Minutes from the St. Joseph Museums Black Archives Museum Committee meeting held June 6, 2023 at 3:00 p.m., at St Joseph Museums, 3406 Frederick Avenue.
- 49. Filed 7/19/23: Minutes from the Police Pension Board Meeting held June 21, 2023 at 4:00 p.m. in the 1st Floor Conference Room at City Hall.
- 50. Filed 7/24/23: Letter from G. Brent Powers in re: Resigning from the Zoing Board of Adjustment.
- 51. Filed 7/24/23: Summary Of Sales Tax and Use Tax report for July 2023
- 52. Filed 7/24/23: Health Department June 2023 monthly activity report.
- 53. Filed 7/24/23: Minutes from the St. Joseph Museums Fundraising Committee meeting held July 13, 2023 at 4:00 p.m. at St. Joseph Museums, 3406 Frederick Avenue.
- 54. Filed 7/24/23: Letter from the Anti-Racism/Pro Reconciliation (AR/PR) Action Team of the Upper Midwest Region in support of Rev. Brian Kirk and the First Christian Church.
- 55. Filed 7/25/23: Minutes from the St. Joseph Museums Juneteenth Planning Committee meeting held June 26, 2023 at 6:00 p.m., at St. Joseph Museums, 3406 Frederick Avenue.
- 56. Filed 7/26/23: Memorandum from Lesley Kearnes, Sr. Admin Technician/Health Department, in re: Disposition List
- 57. Filed 7/27/23: Transmittal from Dawn Lanning, Interim Finance Director, in re: May FY2023 Financial Report

OTHER BUSINESS:

58. City Manager's Report.

PUBLIC COMMENT:

ADJOURN:

Paula Heyde, CMC, City Clerk

It is the intention of the City of St. Joseph to comply in all aspects with the Americans with Disabilities Act (ADA). If you plan on attending a meeting to participate or to observe and need special assistance beyond what is routinely provided, the city will attempt to accommodate you in every reasonable manner. Please contact the ADA Coordinator, 816-271-5500, or TODD# 816-271-4898 at least two business days prior to the meeting to inform the City of your specific needs and to determine if accommodation is feasible.