



CITY OF SEDALIA, MISSOURI
COUNCIL MEETING – OCTOBER 20, 2014

The Council of the City of Sedalia, Missouri duly met on Monday, October 20, 2014, at 7:00 p.m. at the Municipal Building with Mayor Stephen J. Galliher presiding. Mayor Galliher called the meeting to order and asked for a moment of silent prayer followed by the Pledge of Allegiance led by Councilman Meier.

ROLL CALL:

James Cunningham	Present	Donald Meier	Present
Jo Lynn Turley	Present	Bob Cross	Present
Russell Driskell	Present	Tolbert Rowe	Present
Bonita Nash	Present	Larry Stevenson	Present

SERVICE AWARDS: None.

MINUTES:

The following minutes were approved on motion by Cunningham, seconded by Driskell. All in favor.

- Pre-Council Meeting October 6, 2014
- Regular Council Meeting October 6, 2014
- Joint Meeting City Council & Bothwell Regional Health Center Board of Trustees October 13, 2014

REPORTS OF SPECIAL BOARDS, COMMISSIONS & COMMITTEES:

Accepted the minutes of the Citizen's Traffic Advisory Commission dated September 10, 2014 on motion by Rowe, seconded by Turley. All in favor.

ROLL CALL OF STANDING COMMITTEES:

PUBLIC SAFETY – DONALD MEIER, CHAIRMAN – No Report.

PUBLIC WORKS – TOLBERT ROWE, CHAIRMAN

Approved Change Order #1 for root control project from Elite Root Control in the amount of \$510.40 on motion by Turley, seconded by Meier. All in favor.

Approved Change Order #1 for Yard Waste Grinding #5 from Agricycle, Inc. in amount of \$21,500.00 on motion by Driskell, seconded by Nash. All in favor.

FINANCE & ADMINISTRATION – JO LYNN TURLEY, CHAIRMAN – No Report.

NEW BUSINESS:

BILL NO. 2014 – 77, ORDINANCE NO. 10222 – AN ORDINANCE AMENDING SECTIONS 22-25(a) AND 22-25(b) OF THE CODE OF ORDINANCES FOR THE CITY OF SEDALIA,

MISSOURI PERTAINING TO FLOOD HAZARD AREAS WITHIN THE CITY LIMITS OF THE CITY OF SEDALIA, MISSOURI was read once by title.

2nd Reading – Motion by Rowe, 2nd by Cunningham. All in favor.

Final Passage – Motion by Rowe, 2nd by Nash. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

BILL NO. 2014 – 78, ORDINANCE NO. 10223 – AN ORDINANCE ACCEPTING FOR CITY MAINTENANCE KATY CIRCLE, WEST OF WABASH DRIVE, LOCATED IN KATY TRAIL WEST SUBDIVISION PHASE #5 WITHIN THE CITY OF SEDALIA, MISSOURI was read once by title.

2nd Reading – Motion by Nash, 2nd by Cunningham. All in favor.

Final Passage – Motion by Rowe, 2nd by Driskell. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

BILL NO. 2014 – 79, ORDINANCE NO. 10224 – AN ORDINANCE ACCEPTING FOR CITY MAINTENANCE THE SANITARY SEWER IN KATY TRAIL WEST SUBDIVISION PHASE #5, WEST OF WABASH DRIVE, LOCATED WITHIN THE CITY OF SEDALIA, MISSOURI FROM E.T. INVESTMENTS, L.L.P was read once by title.

2nd Reading – Motion by Cross, 2nd by Driskell. All in favor.

Final Passage – Motion by Cunningham, 2nd by Driskell. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

BILL NO. 2014 – 80, ORDINANCE NO. 10225 – AN ORDINANCE ACCEPTING FOR CITY MAINTENANCE THE STORM SEWER IN KATY TRAIL WEST SUBDIVISION PHASE #5, WEST OF WABASH DRIVE, LOCATED WITHIN THE CITY OF SEDALIA, MISSOURI FROM E.T. INVESTMENTS, L.L.P was read once by title.

2nd Reading – Motion by Cross, 2nd by Cunningham. All in favor.

Final Passage – Motion by Rowe, 2nd by Nash. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

BILL NO. 2014 – 81, ORDINANCE NO. 10226 – AN ORDINANCE APPROVING AND ACCEPTING AMENDMENT NUMBER 1 TO EXHIBIT R TO THE MASTER AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF SEDALIA, MISSOURI AND OLSSON ASSOCIATES FOR ENGINEERING SERVICES was read once by title.

2nd Reading – Motion by Rowe, 2nd by Cross. All in favor.

Final Passage – Motion by Turley, 2nd by Cunningham. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

BILL NO. 2014 – 82, ORDINANCE NO. 10227 – AN ORDINANCE APPROVING AND ACCEPTING PERMANENT UTILITY EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENTS FROM THE SEDALIA/PETTIS COUNTY COMMUNITY SERVICE CORPORATION, A MISSOURI CORPORATION AND FROM THE CITY OF SEDALIA, MISSOURI FOR SANITARY SEWER PURPOSES RELATING TO THE CITY OF SEDALIA MISSOURI SEWER RELIEF PROJECT was read once by title.

2nd Reading – Motion by Cross, 2nd by Cunningham. All in favor.

Final Passage – Motion by Rowe, 2nd by Cross. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

BILL NO. 2014 – 83, ORDINANCE NO. 10228 – AN ORDINANCE APPROVING AND ACCEPTING AN AGREEMENT BY AND BETWEEN THE CITY OF SEDALIA, MISSOURI AND ENGINEERING SURVEYS AND SERVICES, LLC FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE REBIDDING OF THE DOWNTOWN STREETScape PHASE IIIa PROJECT was read once by title.

2nd Reading – Motion by Rowe, 2nd by Cross. All in favor.

Final Passage – Motion by Cunningham, 2nd by Nash. All in favor.

Roll Call Vote: Voting “Yes” were Cunningham, Turley, Driskell, Nash, Meier, Cross, Rowe and Stevenson. No one voted “No”.

APPOINTMENTS: None.

BIDS: None.

LIQUOR LICENSES: None.

DEPARTMENT BILLS thru October 20, 2014 totaling \$357,996.32 were approved for payment on motion by Turley, seconded by Driskell. All in favor.

MISCELLANEOUS ITEMS FROM MAYOR/COUNCIL/ADMINISTRATOR:

Councilman Stevenson stated he was asked by Don Barber, with the 40&8 Group, if the Council and Mayor would be willing to participate in the Veterans Parade, and added that a car would be available for those that would like to ride in the parade.

GOOD & WELFARE:

Kimberly Smith, 1803 E. 6th, stated that she had spoken at the last council meeting regarding Councilman Stevenson’s public comments regarding her letter to the editor and that she has yet seen a public apology to disabled persons in the newspaper and asked again for his resignation. Ms. Smith provided the Council with pictures she had taken of the apartment that Councilman Stevenson was defending and added that Councilman Stevenson should not be allowed to vote on any rental property inspection ordinances due to his brother owning several rental properties.

John Loveland, 25175 Anderson School Rd, commented he owns rental property in the city and had a dump truck that was legally parked at his property located on Missouri. Mr. Loveland stated Councilman Stevenson contacted him regarding the truck stating that it was a disturbance and Mr. Loveland stated that he would take care of it. On Tuesday the following week, Councilman Stevenson again contacted Mr. Loveland telling him to move the truck and then on Thursday Councilman Stevenson contacted him telling him that he would have the truck towed and charge Mr. Loveland for the impoundment of the truck. Mr. Loveland stated that Councilman Stevenson became rude and cussed at him, and Mr. Loveland went to the Police Department and was told to talk to the Mayor. Mayor Galliher told Mr. Loveland to put all of the information in a letter to him.

Carol Brown, 103 E. Morgan, commented on pit bulls in the area of a vacant residence at 619 N. Lamine and inquired if the City has an ordinance regulating pit bulls. The pit bulls were running

loose over the weekend and killed someone's pet and neighbors are afraid the dogs will attack children. City Attorney, Anne Gardner, stated that there is not an ordinance against a particular breed of dog but Animal Control and the Police Department could go by the area and check out the situation.

Timarie McKinney, 504 Dal-Whi-Mo Ct., thanked Councilman Stevenson for taking her complaint about the condition and code violations at the property at 916 W. 6th and trying to get something done. Ms. McKinney commented that the ground breaking ceremony for the new Animal Shelter is this week and thanked the Heckart Foundation, Barbara Hayden and everyone involved in the work to accomplish this.

Cheryl Lange, 3401 Anderson Ave., voiced concern on the ordinance regarding the mowing and upkeep of lawns not being enforced and added that the property behind her house is not being maintained and is over the 8 inch length allowed for lawns. Ms. Lange stated she has contacted Code Enforcement several times and nothing is being done. Michael Lange added that he has left several messages and has never received a return phone call. Mayor Galliher stated he would drive by the property and see what can be done.

Dennis Nicholson, 1305 E. 6th, Rick Purvis, 25850 Garrett Rd., Terri Hunter, 24750 Dresden Rd., W.T. Cunningham, 2300 S. Engineer, and Brenda Sprinkle, 2707 S. Ohio, all voiced opposition against the issue of rental property inspections and stated that the City needs to enforce current codes. Mr. Nicholson stated that if rental properties are inspected, it would lead to an increased cost to the property owner and therefore an increase in rent. Mr. Purvis and Ms. Sprinkle agreed and Mr. Purvis added that the Council needs to decide what they want to accomplish with the inspections and if it would do more than existing codes. Ms. Hunter, Treasurer of the Landlords Association, stated people should ask that the landlord make sure the property is clean before they move in and as long as people still pay to move into these dirty properties some landlords will not do anything. Ms. Hunter added that tenants have the right to purchase materials, make repairs and deduct those amounts from their rent according to state Landlord-Tenant Laws and handed out a copy of the section regarding this from the Landlord-Tenant Laws handbook.

City Administrator, Gary Edwards, stated that there is not an ordinance at this time for rental property inspections and the City is nowhere near producing an ordinance and does not know if it will even happen. Administrator Edwards added that currently citizens perceive a problem with housing and that the City should do more to address and clean up housing. The City does not have the tools to accomplish this at this point and there is a need to look into the issue further and see what can be done.

The meeting adjourned at 7:35 p.m. on motion by Cross, seconded by Nash. All in favor

THE CITY OF SEDALIA, MISSOURI



Stephen J. Galliher, Mayor



Arlene Silvey, MPCC City Clerk