

**CALL TO ORDER**

The Council "Pre-Meeting" Work Session of June 7, 2004, was convened at 5:45 p.m. by Mayor John Landwehr.

**ATTENDANCE**

The following Council Members were present when the meeting convened:

Present: Berry, Brown, Crane, Ferguson Harvey, Martin, Vllessman, Vogel, and Weber

Absent: Patterson

**REVISION OF AGENDA ITEMS**

**Consent Agenda**

Someone will make a motion to approve bid 2142 contingent on the passage of Bill 2004-23 scheduled to be voted on at the June 21 meeting.

**Bills Introduced**

2004-14 - City Counselor Nathan Nickolaus distributed a substitute bill and explained the change which is being made in the contract.

**Informal Calendar**

Bill 2004-11 will remain on the Informal Calendar and Mayor John Landwehr asked that Councilman Brian Crane, Councilman Edith Vogel and anyone else interested in this bill to work out their problems before the bill comes up for a vote.

No official actions were taken as this was a work session only.

The meeting adjourned at 6:00 P.M.

**COUNCIL**

The Regular Council Meeting of June 7, 2004, was convened at 6:00 P.M. by Mayor John Landwehr.

**ROLL CALL**

The following Council Members were present for the roll call:

**Present:** Berry, Brown, Crane, Ferguson Harvey, Martin, Vlessman, Vogel and Weber

**Absent:** Patterson

A quorum was declared present.

Prayer was offered by Councilman Kevin Brown, which included a call for a moment of silence in memory of President Ronald Reagan who passed away this week, following by the Pledge of Allegiance.

**PUBLIC HEARING**

- a. Rezoning & Associated Comprehensive Plan Amendment for 1033 & 1037 South Country Club Drive

City Planner Janice McMillan gave a report on behalf of staff detailing the background of the request for the rezoning. Following her presentation, the following persons requested to speak in favor of, or in opposition to, the proposed rezoning:

**In favor:**

Susan Moore and Joe Distler, 33302 Mount Hope Road, California, MO, the applicants, stated their support of their application.

No one present spoke in opposition.

Mayor John Landwehr declared the public hearing in this matter concluded, and stated that the Council wished to take up the bill which corresponds to this public hearing at this time.

**Bill 2004-13**, sponsored by Councilman Brown, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, CHANGING, AMENDING, AND MODIFYING THE ZONING MAP OF THE ZONING CODE OF THE CITY OF JEFFERSON, BY REZONING 0.88 ACRES FROM RS-2 SINGLE-FAMILY RESIDENTIAL TO RD MEDIUM DENSITY RESIDENTIAL ATTACHED FOR PROPERTY LOCATED AT 1033 AND 1037 SOUTH COUNTRY CLUB DRIVE, LOCATED IN PARTS OF SECTION 17 AND SECTION 8, TOWNSHIP 44 NORTH, RANGE 12 WEST, JEFFERSON CITY, COLE COUNTY, MISSOURI AND ENDORSING AN AMENDMENT ON THE DEVELOPMENT PLAN MAP OF THE COMPREHENSIVE PLAN TO REFLECT SUCH CHANGE.

Bill 2004-13 was read third time by title, placed on final passage and passed by the following roll-call vote as **Ordinance 13722**:

- Aye: Berry, Brown, Crane, Ferguson, Harvey, Martin, Viessman, Vogel and Weber
- Nay: None

**MINUTES AND REPORTS RECEIVED AND FILED**

Mayor John Landwehr announced that the following minutes and reports have been received and are on file and may be reviewed in the City Clerk's office:

- a. Planning & Zoning Commission April 8, 2004
- b. Plumbing Board of Review & Examiners, March 23, 2004
- c. Fire Fighter's Retirement System, April 28, 2004
- d. CVB Board of Director's Minutes, May 3, 2004
- e. Public Works & Planning Committee, April 19 and April 22, 2004
- f. Economic Development Advisory Board, March 17, 2004

**COUNCIL LIAISON REPORTS**

There were no reports made at this time.

**ANNOUNCEMENTS OF OTHER UPCOMING MEETING AND EVENTS**

Mayor John Landwehr announced how citizens may use the recycling program for their outdated telephone books.

**APPOINTMENTS BY THE MAYOR**

Mayor John Landwehr recommended the following appointments to the Council for approval:

- a. Council Liaison to Fire Fighter's Pension Board — Councilman Bill Patterson

A motion was made by Councilman Bob Weber for approval of the appointment as recommended, seconded by Councilman Roy Viessman and approved unanimously.

#### **PRESENTATIONS FROM CITY CONSULTANTS & INVITED GUESTS**

There were no presentations made at this time.

#### **PRESENTATIONS FROM THE GALLERY**

**Mr. Clyde Angle**, 3618 W. Gordon Drive, distributed a handout and made a presentation on behalf of Mothers Against Drunk Driving (MADD), and asked Mayor John Landwehr to appoint a commission to address the issue of drunk driving.

#### **CONSENT AGENDA**

The following items were presented to the Council for their approval by Consent:

- a. Minutes of Council Meetings: May 14 Brown Bag, May 17 Pre-Meeting, and May 17 Regular Meeting
- b. Bid 2138 - Trailer Mounted Vacuum System, Community Development Dept., Wastewater Plant
- c. Bid 2147 - Manhole Rings & Lids, Community Development Dept.

A motion was made by Councilman Michael Berry for approval of the Consent Agenda as presented, seconded by Councilman Kenneth Ferguson, and approved unanimously.

#### **BIDS OVER \$25,000**

The following bids over \$25,000 were presented to the Council for their approval:

- a. Bid 2142 - Light Bars, Police Dept. (sent to Council 5-28)
- b. Sole Source 2145 - Ticket Dispenser & Entry Gates (sent to Council 5-10)
- c. Bid 2149 - Mobile Lift System (sent to Council 5-28)

Councilman Dean Martin made a motion to approve items (b) and (c), seconded by Councilman Brian Crane and approved unanimously.

Councilman Bob Weber made a motion to amend item (a) so that its approval is contingent upon the enactment of Bill 2004-23, seconded by Councilman Kevin Brown and approved unanimously. Councilman Bob Weber then made a motion to approve item (a) as amended, seconded by Councilman Michael Berry and approved unanimously.

### **BILLS INTRODUCED**

**Bill 2004-15**, sponsored by Councilmen WEBER, Martin, Berry, Brown, Crane, Harvey, Patterson, Viessman, Vogel, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, OPTING OUT OF THE STATE SALES TAX HOLIDAY.

Mayor John Landwehr asked Finance Director Steve Schlueter to explain if the city opts out, how much of a sales tax holiday would still be in effect. Mr. Schlueter stated that the state's 4.225% sales tax amount will still be waived if the city opts out of the holiday. Mr. Schlueter and City Administrator Rich Mays answered several questions about this particular issue, and Mr. Mays indicated he would get a current list to the Council of other cities in Missouri who are also opting out.

**Bill 2004-16**, sponsored by Councilman Martin, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH JEFFERSON ASPHALT COMPANY FOR THE 2004 MILLING AND OVERLAY PROGRAM.

**Bill 2004-17**, sponsored by Councilman Brown, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, CHANGING, AMENDING, AND MODIFYING THE ZONING MAP OF THE ZONING CODE OF THE CITY OF JEFFERSON, BY REZONING 0.58 ACRES LOCATED AT 711 SWIFTS HIGHWAY, LOCATED IN THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 44 NORTH, RANGE 12 WEST, JEFFERSON CITY, COLE COUNTY, MISSOURI, FROM C-2 GENERAL COMMERCIAL TO N-O NEIGHBORHOOD OFFICE.

**Bill 2004-18**, sponsored by Councilman Brown, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, ACCEPTING AND APPROVING A PRELIMINARY AND FINAL PUD PLAN FOR 2121 SCHOTTHILL WOODS DRIVE, LOCATED UPON A TRACT OF 5.6 ACRES SITUATED IN PART OF THE NORTHWEST QUARTER AND PART OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 44 NORTH, RANGE 11 WEST, INCLUDING PARTS OF LOTS 61 AND 62 IN SCHOTTHILL WOODS DRIVE, SECTION TWO.

**Bill 2004-19**, sponsored by Councilman Patterson, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH ALLIED SERVICES, L.L.C., DBA MID-STATE WASTE, FOR SOLID WASTE COLLECTION AND DISPOSAL.

Mayor John Landwehr asked Chalie Lansford, Assistant Director of Community Development, to give a brief report on this issue since it only comes up every ten years. Mr. Lansford reported on the amount of savings and the services negotiated between the city and the contractor on solid waste services for at least the next five years. He answered questions asked by Council Members about landfills, recycling, etc.

**Bill 2004-20**, sponsored by Councilman Brown, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, ACCEPTING AND APPROVING THE FINAL PLAT OF POWELL SUBDIVISION, A SUBDIVISION OF THE CITY OF JEFFERSON, MISSOURI.

**Bill 2004-21**, sponsored by Councilman Brown, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, ACCEPTING AND APPROVING THE FINAL PLAT OF JULMAR SUBDIVISION, SECTION FOUR, A SUBDIVISION OF THE CITY OF JEFFERSON, MISSOURI.

**Bill 2004-22**, sponsored by Councilman Brown, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI PROVIDING FOR THE VOLUNTARY ANNEXATION OF 87.20 ACRES OF REAL PROPERTY ADJACENT TO AND CONTIGUOUS WITH THE CITY BOUNDARY AND LYING IN SECTIONS 16 AND 17, TOWNSHIP 44 NORTH, RANGE 12 WEST, IN COLE COUNTY, STATE OF MISSOURI, AND REPEALING SECTION 1-17 OF THE CODE OF THE CITY OF JEFFERSON, MISSOURI, DEFINING THE EXISTING CITY BOUNDARY AND ENACTING A NEW SECTION PERTAINING TO THE SAME SUBJECT.

**Bill 2004-23**, sponsored by Councilman Weber, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, DECLARING PROPERTY AS SURPLUS AND AUTHORIZING DISPOSAL BY MAKING AVAILABLE FOR TRADE.

**Bill 2004-24**, sponsored by Councilman Weber, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING THE 2003-2004 BUDGET OF THE CITY OF JEFFERSON, MISSOURI, BY RECLASSIFYING A POSITION WITHIN THE DEPARTMENT OF COMMUNITY DEVELOPMENT.

**Bill 2004-25**, sponsored by Councilman Weber, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING THE 2003-2004 BUDGET OF THE CITY OF JEFFERSON, MISSOURI, BY RECLASSIFYING A POSITION WITHIN THE DEPARTMENT OF COMMUNITY DEVELOPMENT.

**Bill 2004-26**, sponsored by Councilman Martin, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH JACOBS ENGINEERING FOR DESIGN OF THE MOREAU PUMP STATION.

**Bill 2004-27**, sponsored by Councilman Patterson, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING SECTION 19-401 (STREETS AND HIGHWAYS), SCHEDULE G, (STOP INTERSECTIONS), SUBPARAGRAPH (B), (OTHER SPECIFIED INTERSECTIONS), OF THE CODE OF THE CITY OF JEFFERSON, BY THE ADDITION OF STONE HILL ROAD AT WEATHERED ROCK ROAD.

**ILLS PENDING**

**Bill 2004-14**, sponsored by Councilman Weber, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH CCMi FOR CLAIMS MANAGEMENT SERVICES.

Bill 2004-14 was read third time by title and placed on final passage. A motion was made by Councilman Kevin Brown to accept the substitute Bill 2004-14 which was distributed earlier by City Counselor Nathan Nickolaus, seconded by Councilman Brian Crane, and approved unanimously. Bill 2004-14 was then passed, as substituted, by the following roll-call vote as **Ordinance 13723**:

Aye: Berry, Brown, Crane, Ferguson, Harvey, Martin, Viessman, Vogel and Weber

Nay: None

**INFORMAL CALENDAR**

**Bill 2004-11**, sponsored by Councilman Vogel, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING THE CODE PERTAINING TO SECTION 22-15, PARKING OF TRUCKS, BUSES, ETC., ARTICLE I.

## GENERALLY OF CHAPTER 22, PARKING, STOPPING AND STANDING.

Councilman Vogel requested that bill 2004-11 remain on the informal Calendar at this time.

**SCHEDULED REPORTS**

Mayor John Landwehr announced that "Scheduled Reports" will be a new category which will appear on every agenda to list any reports which have been scheduled for a future time. He indicated it will help affected persons or departments keep track of when they are expected to make those reports.

Councilman Edith Vogel made an illustrated presentation regarding flag etiquette and answered questions about the proper methods to display, recognize, and dispose of retired flags. Following her presentation, Mayor John Landwehr stated that if citizens wish to retire a flag but cannot get it to the VFW post for appropriate retirement, they can get it to City Hall and staff will make sure it gets to the VFW for them. He thanked Councilman Vogel for her informative presentation.

**NEW BUSINESS**

There was no New Business brought forward at this time.

**UNFINISHED BUSINESS**

Councilman Kevin Brown stated he wished to state, in light of the presentation made earlier regarding traffic safety, stress that staff, the Missouri Department of Transportation and public safety agencies have been doing everything possible to help address the issue of safety on Highway 50, but stated that the public is going to have to obey the speed limits for accidents to decrease.

Councilman Kenneth Ferguson stated that he did not believe Mr. Angle made remarks about safety, but rather DWI offenses, and agreed with Mr. Angle that it would be a good idea for the Mayor to appoint a committee to address that issue. Mayor John Landwehr asked the City Council to think about the matter, and also to think of a purpose for such a committee before one is appointed and get back to him with their thoughts on the matter.

Councilman Dean Martin asked Fire Chief Robert Rennick to give an update on the Fire Summer School held in Jefferson City over the past weekend, to which Chief Rennick responded by making a brief report.

Councilman Edith Vogel commended persons who have worked so diligently to make the recent Lewis and Clark festivities a great success, and especially former Councilman Carol Blaney. She stated she learned much from the presentations which were made at the last several Council Meetings and thanked the Task Force for making those.

**APPROVAL OF CLOSED SESSION MINUTES**

Closed Session Minutes of May 17, 2004: A motion was made by Councilman Bob Weber for approval, seconded by Councilman Brian Crane and approved unanimously.

**APPROVAL OF CLOSED SESSION MINUTES**

Mayor John Landwehr stated that, pursuant to Sec. 610.021 of the Revised Statutes of Missouri, the Chair would entertain a motion to go into Closed session to discuss the following:

Legal Actions [Sec. 610.021.(1)]

Real Estate [Sec. 610.021.(2)]

A motion was made by Councilman Kevin Brown to go into Closed Session, seconded by Councilman Michael Berry, and approved unanimously by the following roll-call vote at 7:10 PM:

Aye: Berry, Brown, Crane, Ferguson, Harvey, Martin, Viessman, Vogel and Weber

Nay: None