

## COUNCIL WORK SESSION JULY 20, 2009

### CALL TO ORDER

The July 20, 2009, "Pre-Meeting" Work Session was convened at 5:48 P.M. by Mayor John Landwehr.

### ATTENDANCE

The following Council Members were present at the time the meeting convened:

Present: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Absent: None

### DISCUSSION OF AGENDA ITEMS

#### **Presentations from Staff, Consultants, and Invited Guests:**

Mayor John Landwehr stated he has asked Bill Betts to give a brief presentation regarding streaming City Council meetings on the City's website.

#### **Bills:**

**2009-43** (Cherry Creek Subdivision Plat) - Councilman Eric Struempf stated he will present an amendment to the bill tonight which will declare part of the street a public street.

The meeting adjourned at 5:55 P.M.

## REGULAR COUNCIL MEETING JULY 20, 2009

### CALL TO ORDER

The Regular Council Meeting of July 20, 2009, was convened at 6:00 P.M. by Mayor John Landwehr.

### ROLL CALL

The following Council Members were present for the roll call:

Present: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner,  
and Struempf  
Absent: None

A quorum was declared present.

Mayor Landwehr asked if anyone present wished to be added to the list of those who would like to make a presentation to the Council tonight, and added those names to the list.

### MINUTES AND REPORTS RECEIVED AND FILED

Mayor John Landwehr stated the following minutes have been received and are on file for review in the City Clerk's office:

- a. CAMPO Technical Committee, June 4, 2009
- b. Airport Advisory Committee, June 9, 2009
- c. Planning & Zoning Commission, June 11, 2009
- d. Board of Adjustment, January 13, 2009
- e. CAMPO Board of Directors, June 17, 2009
- f. Housing Authority Board of Commissioners, May 19, 2009
- g. Public Safety Committee, May 29, 2009
- h. USS Jefferson City Submarine Committee, April 16, 2009
- i. Transportation & Traffic Commission, May 13, 2009
- j. Historic Preservation Commission, June 9, 2009
- k. Parks and Recreation Commission, June 9, 2009

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Mayor Landwehr thanked the volunteers who serve on these Boards and Commissions for their vital contribution to our community.

### COUNCIL LIAISON REPORTS

**Administration Committee** - Councilwoman Carrie Carroll reported that the next Committee meeting will occur at 8:00 A.M. on Wednesday, August 12.

**Finance Committee** - Councilman Rich Koon reported the Committee met last Friday, July 17, immediately following the Brown Bag Work Session, and that the first Budget Committee meeting (of the whole Council) will occur at 5:30 P.M. on Tuesday, July 21.

**Public Safety Committee** - Councilman Dan Klindt reported that the Committee has not met since the last City Council meeting, and if anyone has agenda items for the August 31 meeting to get those items to Chief Schroeder.

**Public Works & Planning Committee** - Councilman Jim Penfold reported that the next meeting will be held on Thursday, July 23 at 7:30 A.M.

**Ad Hoc Committees, if any:** No ad hoc reports were given at this time.

### ANNOUNCEMENTS OF OTHER UPCOMING MEETINGS AND EVENTS

There were no announcements made at this time.

### APPOINTMENTS BY THE MAYOR

The following appointments were recommended for Council approval by Mayor John Landwehr:

Appointments to Annexation and Growth Committee (of the Council):

1. Ward One – Councilman Ferguson
2. Ward Two – Councilman Penfold
3. Ward Three – Councilman Scrivner
4. Ward Four – Councilwoman Carroll
5. Ward Five – Councilman Klindt

A motion was made by Councilman Mike Harvey for approval of the appointments as recommended, seconded by Councilman Dan Klindt, and approved unanimously.

Mayor John Landwehr asked Councilman Kenneth Ferguson to serve as Interim Chairman of the committee for the purpose of calling the first meeting to elect officers. Councilman

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Ferguson said he would be pleased to do so.

### PRESENTATIONS FROM STAFF, CONSULTANTS, AND INVITED GUESTS

City Administrator Steve Rasmussen asked Chief Roger Schroeder to introduce the newest member of the Jefferson City Police Department. Captain Doug Shoemaker made a presentation regarding the City's new K-9 program, and following his presentation thanked Mr. Kevin Riley for spearheading the fund-raising campaign which made it possible to purchase an animal and get the program up and running. Mr. Riley came forward to accept Captain Shoemaker's thanks and made comments regarding his work during the campaign. Following his presentation, Captain Shoemaker asked Police Officer II Paul Gash to come into the Council Chambers with Darco, the Belgian Malinois K-9 dog who is the newest "officer" on the Jefferson City Police Department. Officer Gash is Darco's handler, and they will serve as a team. Following questions by the Council about the program and the animal, a motion was made by Councilman Mike Harvey to approved the appointment of Officer Darco, seconded by Councilman Dan Klindt, and approved unanimously.

### MISCELLANEOUS AGENDA ITEMS

There were no Miscellaneous agenda items brought forward at this time.

### PRESENTATIONS BY STAFF, CONSULTANTS, AND INVITED GUESTS

**Mr. John George**, Missouri Conservation Department, made a presentation regarding the urban deer management program which allows the harvesting of deer in cities by bow hunting. Following his presentation, he answered several questions asked by the Council. He also consented to remain at the meeting to answer any questions which may come up when Bill 2008-48 pertaining to this subject matter is introduced a little later in the evening.

**Assistant Community Director Charles Lansford** made a presentation giving an update on the low-cost spay/neuter program since its inception a few months ago. Following his presentation, he answered questions asked by the Mayor and Council.

**I.T.S. Department Director Bill Betts** gave a brief demonstration of streaming video of City Council meetings which will now be available on the City's website at no charge to the City. He explained how the public may access those, and that there will be a limited number of Council meetings posted at any given time. He stated that, due to the fact that the service is offered free, the amount of space which the City can use, does have a certain limit. He stated he anticipated in the future such access and availability may be expanded to an even greater extent. Mayor John Landwehr thanked Mr. Betts for his work in making this service available to our citizens.

### CONSENT AGENDA

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

Minutes of July 6, 2009 City Council Meetings

A motion was made by Councilman Jim Penfold for approval of the Consent Agenda as presented, seconded by Councilman Bob Scrivner, and approved unanimously.

### BILLS INTRODUCED

**Bill 2009-46**, sponsored by Councilwoman Carroll, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING THE CODE OF THE CITY OF JEFFERSON, BY CREATING AN ANIMAL SHELTER ADVISORY COMMITTEE.

**Bill 2009-47**, sponsored by Councilman Koon, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING THE 2008-2009 BUDGET OF THE CITY OF JEFFERSON, MISSOURI, BY APPROPRIATING ADDITIONAL FUNDS WITHIN THE GENERAL FUND.

**Bill 2009-48**, sponsored by Councilman Klindt, cosponsored by Councilman Struempf, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AMENDING THE CODE OF THE CITY OF JEFFERSON, MISSOURI, PERTAINING TO THE PERMITTED USES OF A BOW AND ARROW.

### BILLS PENDING

**Bill 2009-43**, sponsored by Councilman Struempf, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, ACCEPTING AND APPROVING THE FINAL SUBDIVISION PLAT OF CHERRY CREEK SUBDIVISION, SECTION TWO, A SUBDIVISION OF THE CITY OF JEFFERSON, MISSOURI.

Bill 2009-43 was read third time by title and placed on final passage. Councilman Eric Struempf made the following motion to amend Bill 2009-43 as follows:

“I move that Bill 2009-43 be amended by deleting the period at the end of Section 1, and adding ‘provided that such approval is expressly conditioned on Owners’ agreement that the first 77 feet of the private drive (from the MoDOT right-of-way) shall be constructed and dedicated as a public street.’”

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The motion to amend was seconded by Councilman Dan Klindt, and approved unanimously by the following roll-call vote:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

Bill 2009-43 was then passed, as amended, by the following roll-call vote as **Ord. 14558**:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

**Bill 2009-44**, sponsored by Councilman Penfold, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, VACATING AND DISCONTINUING A PORTION OF E. CEDAR WAY AND A PORTION OF AN UNNAMED ALLEY.

Bill 2009-44 was read third time by title, placed on final passage and passed by the following roll-call vote as **Ordinance 14559**:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

**Bill 2009-45**, sponsored by Councilman Harvey, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE MISSOURI HIGHWAY AND TRANSPORTATION COMMISSION FOR A "WELCOME TO JEFFERSON CITY" SIGN.

Bill 2009-45 was read third time by title, placed on final passage and passed by the following roll-call vote as **Ordinance 14560**:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

## INFORMAL CALENDAR

**Bill 2009-38**, sponsored by Councilman Penfold, entitled:

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AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A COST SHARE AGREEMENT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION COMMISSION AND COLE COUNTY FOR AN INTERCHANGE ON HIGHWAY 179.

Councilman Jim Penfold requested that Bill 2009-38 remain on the Informal Calendar at this time.

**Bill 2009-39**, sponsored by Councilman Penfold, entitled:

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DEVELOPMENT AGREEMENT WITH SSM AND COLE COUNTY FOR THE HIGHWAY 179 INTERCHANGE.

Councilman Jim Penfold requested that Bill 2009-38 remain on the Informal Calendar at this time.

Following discussion, Councilman Jim Penfold and Mayor John Landwehr asked that the Hwy. 179 Interchange be added to the July 23 Public Works & Planning Committee agenda.

### RESOLUTIONS

RS2009-10 Adopting 2008-2009 Disadvantaged Business Enterprise (DBE) Goal (Koon)

A motion was made by Councilman Dan Klindt for adoption of RS2009-10 as presented, seconded by Councilman Bob Scrivner, and approved unanimously by the following roll-call vote:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

RS2009-11 Endorsing Participation of the Missouri Farm Bureau Foundation for Agriculture in the Neighborhood Assistance Program (Carroll)

A motion was made by Councilman Mike Harvey for adoption of RS2009-11 as presented, seconded by Councilman Dan Klindt, and approved unanimously by the following roll-call vote:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

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RS2009-12 Authorizing Renewal (Year 3) of Agreement with Cole County Special Services for Transit Services (Penfold)

A motion was made by Councilman Jim Penfold for adoption of RS2009-12 as presented, seconded by Councilman Bryan Pope, and approved unanimously by the following roll-call vote:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

### **PRESENTATIONS FROM THE GALLERY ON OTHER TOPICS**

There were no presentations made at this time.

### **COUNCIL AND STAFF DISCUSSION OF PRESENTATION TOPICS**

There was no discussion at this time.

### **NEW BUSINESS**

Mayor John Landwehr made comments regarding the Lafayette & E. McCarty Street project which will be an integral part of the new Federal Courthouse currently under construction at the Prison Redevelopment site. He asked City Counselor Nathan Nickolaus to give an update on where the discussions are going regarding the cooperative agreements. Mr. Nickolaus presented a report to the Council and answered questions afterwards.

### **APPROVAL OF CLOSED SESSION MINUTES**

A motion was made by Councilman Eric Struempf to approve the July 6, 2009, Closed Session Minutes, seconded by Councilman Dan Klindt, and approved unanimously by the following roll-call vote:

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None

### **GO INTO CLOSED SESSION**

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Mayor John Landwehr announced that, pursuant to Sec. 610.021.(2)] of the Revised Statutes of Missouri, the Chair would entertain a motion at this time to go into Closed Session to discuss the following:

- a. Litigation [Sec. 610.021.(1)]
- b. Real Estate [Sec. 610.021.(2)]

A motion was made by Councilman Kenneth Ferguson to go into Closed Session as announced, seconded by Councilman Bob Scrivner, and approved unanimously by the following roll-call vote at 7:30 P.M.

Aye: Carroll, Ferguson, Harvey, Klindt, Koon, Medin, Penfold, Pope, Scrivner, and Struempf

Nay: None