

**CITY OF BOONVILLE
CITY COUNCIL WORK SESSION**

CANCELLATION

AUGUST 3, 2020

6:00 P.M.

City Council Chambers
525 E. Spring Street
Boonville, Missouri

Posted 08/03/2020 at 10:16 a.m.

**The Monday, August 3, 2020 City Council Work Session has been cancelled
due to the developer requesting more time to prepare, before coming forward
to the City Council.**

**CITY OF BOONVILLE
CITY COUNCIL WORK SESSION
AUGUST 3, 2020
6:00 P.M.
City Council Chambers
525 E. Spring Street
Boonville, Missouri**

- **Meeting will be open to the public; however, social distancing will be practiced. If you feel unwell or have the following symptoms (fever, cough, or shortness of breath) please do not enter.**
-

1) Discussion Regarding Housing Development on Highway 87.

NOTICE: This public meeting is accessible to the disabled. Please contact the Boonville City Administrator at (660) 882-2332 at least forty-eight (48) hours in advance of the meeting date to arrange reasonable accommodations.

Date: July 30, 2020

To: Mayor and City Council

From: Kate Fjell, City Administrator



RE: Work Session: Thurman Construction Housing development

Recently, Thurman Construction purchased approximately 225 acres, several parcels that lie between the golf course and airport. The Thurman's would like to explore an option of annexing these parcels into the City for a large housing development. During the work session, the Thurman's will describe their project and plans.

**CITY OF BOONVILLE
COUNCIL MEETING
AGENDA**

August 3, 2020

7:00 p.m.

City Council Chambers
525 E. Spring Street
Boonville, Missouri

- Meeting will be open to the public; however, social distancing will be practiced. If you feel unwell or have the following symptoms (fever, cough, or shortness of breath) please do not enter. You may view the live stream of the meeting at <https://www.youtube.com/user/cityofboonvillemo> and on channel 3 with Suddenlink Cable TV.
- If you are unable to attend the meeting due to an illness, and you have a public comment that you would like to present to the council, please contact Teresa Studley, City Clerk, before 4pm on the day of the Council Meeting, at (660) 882-2332 or by email at teresa.studley@boonville-mo.org. Your statement will be read during the hearing of citizens' comments.

Public Hearing

7:00 P.M. – Establishing the Tax Levy for Fiscal Year 2020-2021 beginning April 1, 2020

- I. Call to Order – Pledge and Prayer (Whitney Venable)**
- II. Roll Call**
- III. Hearing of Citizens' Comments**
- IV. Approval of the Minutes of the July 20, 2020 Council Meetings**
- V. Consent Items**
 - a. None.
- VI. Presentation of Accounts and Claims**
- VII. Unfinished Business**
 - A) Second Reading of Bill No. 2020-015 Approving Final Site Plan of Minor Subdivision for 512 Investment Subdivision at 1290 Locust Street
- VIII. New Business**
 - A) First Reading of Bill No. 2020-016 Establishing the Tax Levy for FY 2020-2021
 - B) Consider Resolution R2020-04 Approving an Agreement with Capitol Paving and Construction, LLC for Asphalt Improvements 2020
 - C) Consider Resolution R2020-05 Approving Intergovernmental Agreement with Consolidated Public Water Supply District #1 of Cooper County Regarding Water Customer Acquisition

IX. Reports of Standing Committees

- A) Parks and Recreation Board – July 21, 2020 (Michael Stock)
- B) Board of Public Works – July 30, 2020 (Curtis Robertson)
- C) Cemetery Board – July 30, 2020 (Theresa Hurt)
- D) Street, Alley, and Sanitation Board – July 29, 2020 (Steve Young)

X. Reports of City Officials

City Administrator

Mayor

- Approval for Committee Appointments

City Clerk

XI. Miscellaneous

XII. Closed Session RSMO 610.021

- (3) Personnel

XIII. Adjourn

NOTICE: The City of Boonville will comply with the Americans with Disabilities Act (ADA). Individuals who require an accommodation due to disability to attend this meeting should contact our office at (660) 882-2332 or Relay Missouri, 1-800-735-2966 TTY at least 48 hours in advance.

DRAFT COPY PENDING CITY COUNCIL REVIEW AND APPROVAL

City of Boonville
City Council Meeting Minutes
July 20, 2020

The Boonville City Council met in Regular Session on July 20, 2020 at 7:00 p.m. in the Council Chambers located at 525 East Spring Street, Boonville Missouri. The following officers were present: Ned Beach, Mayor; Teresa Studley, City Clerk; and Bobby Welliver, Sergeant at Arms. Kate Fjell, City Administrator; and Doug Abele, Interim City Counselor, were absent.

NOTICE POSTED: Thursday, July 16, 2020 at 1:19 p.m.

CALL TO ORDER – PLEDGE AND PRAYER

The meeting was called to order and Morris Carter led the prayer, after the pledge of allegiance.

ROLL CALL

The following Council Representatives were present, sitting distantly from each other: Morris Carter, Whitney Venable, Albert Turner, Michael Stock, Steve Young, Susan Meadows, Curtis Robertson, and Theresa Hurt.

HEARING OF CITIZENS' COMMENTS

None.

APPROVAL OF THE MINUTES OF THE JULY 6, 2020 COUNCIL MEETING

The minutes were approved as presented.

CONSENT ITEMS

None.

PRESENTATION OF ACCOUNTS AND CLAIMS

Ms. Studley read the ordinance appropriating money, in its entirety, and a second time, by title only, since a copy of the ordinance had been made available prior to the meeting. Mr. Carter moved, and Mr. Venable seconded the motion for approval of the ordinance. With no questions, roll call was taken. Ayes: Carter, Venable, Turner, Stock, Young, Meadows, Robertson, and Hurt. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

UNFINISHED BUSINESS

None.

NEW BUSINESS

CONSIDER RESOLUTION R2020-03 APPROVING AN AGREEMENT WITH WALLS HVAC SERVICE LLC FOR THE POOL AHU REPLACEMENT AT THE BOONSLICK HEARTLAND YMCA

Ms. Studley read the resolution in its entirety. The Council had some questions regarding the bids. Mr. Linhart, Parks Director, was unavailable to attend the council meeting due to a family emergency. Ms. Studley offered to call Mr. Linhart on his cell phone so he can answer the questions. The Council agreed to have Ms. Studley call Mr. Linhart on his cell phone. Once Mr. Linhart was reached by cell phone, Council asked him questions. Mr. Carter inquired if the YMCA is doing their routine maintenance as required by the agreement. Mr. Linhart responded that the YMCA is taking care of the maintenance of the unit very well. Mr. Linhart stated that the unit was outdated, and the YMCA has done everything they could to keep it going; but the unit is beyond repair. Mr. Young inquired why there was a 16% difference between the two bids. Mr. Linhart could not answer his question, but he stated that Walls HVAC Service has done work at the YMCA before. The company is very reputable. Mayor Beach inquired of Mr. Linhart if he felt comfortable with the purchase. Mr. Linhart stated that he was very comfortable with the purchase and it is well deserved. There were no further questions from Council. Mr. Carter moved, and Mr. Venable seconded the motion for approval of the bid. Roll call was taken. Ayes: Carter, Venable, Turner, Young, Meadows, Robertson, and Hurt. Total (7). Abstain: Stock. Total (1). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

FIRST READING OF BILL NO 2020-015 APPROVING FINAL SITE PLAN OF MINOR SUBDIVISION FOR 512 INVESTMENT SUBDIVISION AT 1290 LOCUST STREET

Ms. Studley read, by title only, a copy of the bill.

REPORTS OF STANDING COMMITTEES

BOONVILLE HOUSING AUTHORITY – JULY 8, 2020

Mr. Carter reported that they had a good meeting. Mr. Carter stated that later in the council meeting, there will be a new committee member being voted on, whom he believes will be an outstanding member.

HISTORIC PRESERVATION ADVISORY COMMISSION – JULY 13, 2020

Ms. Meadows reported that she was unable to attend the meeting; however, the minutes are available in the council packet.

PLANNING AND ZONING COMMISSION – JULY 14, 2020

Mr. Venable reported that it was a good meeting. They reviewed the minor subdivision request at 1290 Locust Street. Mr. Venable stated that they are looking for another board member as well.

REPORTS OF CITY OFFICIALS

MAYOR

Mayor Beach directed the Council to the committee appointments that were included in the council packet on pages 18 and 19. Mayor Beach advised of the appointments that need to be approved by council: Boonville Housing Authority – Wayne Jones and Cara Johnson; Planning and Zoning Commission – Zach Simpson; and Street, Alley, and Sanitation Board – Leo “Dale” Monteer and Rex Myers. Mr. Carter moved, and Ms. Hurt seconded the motion to approve the appointments. With no questions, roll call was taken. Ayes: Carter, Venable, Turner, Stock, Young, Meadows, Robertson, and Hurt. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

CITY CLERK

No report was offered.

MISCELLANEOUS

Mr. Turner had a question regarding the water spray event that is scheduled at Kemper Park for July 25th. Mr. Turner inquired how the City notified every one of the event that is being held. Chief Carmichael stated that he saw a flyer at City Hall. He thinks that there might have been a flyer displayed at the YMCA. Chief Carmichael stated that Theresa Krebs spoke with him and informed him that her group will be bringing popsicles to the event to share with everyone. Chief Carmichael stated that he was contacted by Leslie Reardon from Hannah Cole Elementary. She would like to have the fire truck at the school for the last day of summer school to close out with a fun event for the students. Mr. Turner was concerned if the City needed to get more information out to the public to inform them of the event. Chief Carmichael stated that he can send something to KWRT, for the event to be added to the community calendar.

Mr. Turner has some concerns regarding the accessibility of testing for COVID-19 in the City of Boonville. Mayor Beach stated that the current screening location is at the Cooper County Public Health Department. Mr. Turner does not believe that anyone who calls can just walk into the health department to get tested. Mr. Turner is concerned that with school starting, he feels that it would be reasonable to have a testing center here in Boonville. Mr. Turner does not feel that it is right to send people to Columbia to be tested for the virus. Mr. Turner is aware that there has been money distributed to different counties for the CARES Act and he would like to know where that money is and why aren't we using it to set up a testing center in Boonville. Mayor Beach stated that we can get the answers from the County Commissioners. Mayor Beach reminded everyone that the controlling authority in this manner is the County Commissioners and not the City of Boonville. Mr. Turner inquired of where the money is today and if it is available to develop a testing sight in the City of Boonville. Mr. Carter reminded the Council

that the Cooper County Health Department is completely separate from County of Cooper. The County Commissioners do not have authority over the health department. Ms. Meadows inquired if the City could collaborate with the health department and have them come in a few days a week for testing purposes. Chief Carmichael stated he believes that Cooper County received approximately \$2 million from the CARES Act. Chief Carmichael explained the application process for the City of Boonville to receive any funds and what types of things would be funded. Chief Carmichael stated that Mr. Jeff Ditto and himself attended an LAPC meeting last week, in which the Presiding Commissioner, Don Baragary, was present. Commissioner Baragary had informed them that the county had begun distributing funds to the applicants. Chief Carmichael stated he would think that Commissioner Baragary would be happy to visit with City Officials to explain how the CARES Act funding works. Mr. Turner stated that he liked Ms. Meadows' idea.

Mr. Robertson stated that at 506 Krohn Street, a streetlight has not been working properly. Mr. Robertson stated that he was not sure if the City took care of this or if Ameren UE took care of this. Mr. Ditto stated that Ameren UE takes care of this and he will notify them.

Mr. Carter stated that he was notified by his constituents regarding the posting of signs at the ballfields for the guidelines that have been added due to the Covid-19 pandemic. Mr. Carter stated that he has talked with Mr. Linhart who advised that they have been putting the signs up, but people keep tearing them down. Mr. Carter also stated that there will be 40 to 60 bikers that will be coming through on Saturday and Sunday, and then camping out on 2nd Street for a Katy Trail biking event.

CLOSED SESSION RSMO 610.021 (2) Real Estate

Mr. Carter moved, and Mr. Young seconded the motion for the Council to go into closed session pursuant to RSMO 610.021 (2) Real Estate. Roll Call was taken. Ayes: Carter, Venable, Turner, Stock, Young, Meadows, Robertson, and Hurt. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

ADJOURN

Upon returning to open session at 7:48pm, Mr. Young moved, and Mr. Stock seconded the motion to adjourn the meeting and the voice vote was unanimous.

Respectfully Submitted,

Teresa Studley, City Clerk

Approved:

Ned Beach, Mayor

ORDINANCE APPROPRIATING MONEY

Be it Ordained by the Council of the City of Boonville as follows:

Section 1: For the purpose of paying salaries and various accounts against the City of Boonville, which have been allowed by the Council, at the regular meeting thereof on **August 3, 2020** the sum of **\$491,812.65**

General Fund	\$152,163.53
Sanitation	\$35,424.92
CIP Tax	\$23,338.59
Water Works	\$143,552.75
Capital Projects	\$0.00
Waste Water	\$116,799.14
Tourism	\$7,244.52
Gaming	\$523.31
Parks/Water	\$3,509.11
Kemper Sales Tax	\$9,256.78

Section 2: The Accountant is hereby authorized and instructed to draw checks on the respective City bank accounts, in favor of the persons whose salaries and accounts have been allowed as above, amounting to **\$491,812.65** being the total amount of money above appropriated.

Section 3: This ordinance shall take effect and be in force from and after its passage. First reading on **August 3, 2020** read for the second time this **August 3, 2020** since a copy was made available prior to the meeting.

Approved **August 3, 2020**

Mayor

Endorsed **August 3, 2020** : I hereby certify that a sufficient sum of money stands to the credit of the City, unappropriated, in the various funds to meet the requirements of this ordinance.

Accountant

BILL NO. 2020-016

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF BOONVILLE, MISSOURI, ESTABLISHING THE RATE OF TAXES TO BE LEVIED ON ALL PROPERTY SUBJECT TO TAXES IN THE CITY OF BOONVILLE, MISSOURI, FOR THE FISCAL YEAR BEGINNING APRIL 1, 2020

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BOONVILLE, MISSOURI, AS FOLLOWS:

SECTION 1: The rate of taxes for the use and benefit of the City of Boonville, Missouri, for the fiscal year beginning April 1, 2020, are hereby established as follows:

- 1.) The rate of taxes for the General Fund shall be Seventy Thirty-One Hundredth Cents (\$.7031) per One Hundred Dollars (\$100.00) assessed valuation.

SECTION 2: This ordinance shall be in full force and effect from and after its passage and approval.

SECTION 3: All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

FIRST READING: August 3, 2020

READ FOR THE SECOND TIME AND PASSED THIS 17th DAY OF AUGUST, 2020, AFTER A COPY OF THIS ORDINANCE HAS BEEN MADE AVAILABLE FOR PUBLIC INSPECTION PRIOR TO ITS FIRST READING AND BASED UPON INFORMATION RECEIVED SUBSEQUENT TO THE FIRST READING FROM THE MISSOURI STATE AUDITOR'S OFFICE INCLUDING FINAL NUMBERS AND PRO FORMA TAX RATE CALCULATIONS REGARDING TAX RATE CEILINGS AND COMPLIANCE WITH SECTION 137.073 RSMO AND ARTICLE X SECTION 22 MISSOURI CONSTITUTION, ALL OF WHICH HAVE BEEN INCLUDED IN A NOTICE OF PUBLIC HEARING AS PROVIDED BY LAW.

APPROVED THIS 17th DAY OF AUGUST 2020.

Ned Beach, Mayor

ATTEST:

Teresa Studley, City Clerk

PUBLIC HEARING

A hearing will be held at 7:00 p.m., August 3, 2020, in the City Council Chambers, 525 East Spring Street, at which citizens may be heard on the property tax rates proposed to be set by the City of Boonville. The tax rates are set to produce the revenues which the budget for the fiscal year beginning April 1, 2020 and beyond, show to be required from the property tax. Each tax rate is determined by dividing the amount of gross revenue needed by the current assessed valuation. (The result is multiplied by 100 so the tax rate will be expressed in cents per \$100 valuation).

<u>ASSESSED VALUATION</u>	<u>CURRENT TAX YEAR</u> 2020	<u>PRIOR TAX YEAR</u> 2019
Real Estate	\$77,504,780	\$77,237,160
Railroad/Utility	4,150,822	4,129,967
Personal Property	\$21,490,350	20,579,661
Railroad/Utility	<u>964,524</u>	<u>981,971</u>
	\$104,110,476	\$102,928,759

The 2020 assessed valuation has been certified by the County Clerk and is subject to adjustment pending appeals to the County and State. The following tax rates are proposed. They are calculated based upon the current information supplied by the County Clerk. As such, they are subject to revision hereafter as the County Clerk provides final valuations. All calculations are designed to be in compliance with Missouri Constitution Article X, Section 22 and the Missouri Statutes.

The maximum tax rate allowable as per the Missouri Statutes and Article X, Section 22 of the Missouri Constitution is \$0.7350 excluding the voluntary rollback taken by the City.

<u>GENERAL FUND</u>	<u>AMOUNT OF PROPERTY TAX REVENUES BUDGETED</u>	<u>PROPOSED TAX RATE (per \$100)</u>	<u>PRIOR TAX RATE (per \$100)</u>
Real Estate	\$545,000	.7031	.7005
Personal Property	145,000	.7031	.7005
Railroad	35,000	.7031	.7005



PRO FORMA - STATE AUDITOR'S REVIEW OF DATA SUBMITTED

7/14/2020

Informational Data

(2020)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Boonville

09-027-0002

General Revenue

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

This page shows the information that would have been on the line items for the Summary Page, Form A, and/or Form B had no voluntary reduction(s) been taken in prior even numbered year(s). The information on this page should not be used in the current year unless the taxing authority wishes to reverse any voluntary reduction(s) taken in prior even numbered year(s) and follows the following steps in an even numbered year.

Based on Prior
Year Tax Rate
Ceiling as if No
Voluntary
Reductions
were Taken

- Step 1 The governing body should hold a public hearing and adopt a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate.
- Step 2 Submit a copy of the resolution, policy statement, or ordinance to the State Auditor's Office for review.

Informational Summary Page

A. Prior year tax rate ceiling (Prior year Informational Summary Page, Line F)	
B. Current year rate computed (Informational Form A, Line 18 below)	0.7323
C. Amount of increase authorized by voters for current year (Informational Form B, Line 15 below)	0.7350
D. Rate to compare to maximum authorized levy (Line B if no election, otherwise Line C)	
E. Maximum authorized levy most recent voter approved rate	0.7350
F. Tax rate ceiling if no voluntary reductions were taken in a prior even numbered year (Lower of Line D or E)	1.0000
	0.7350

Informational Form A

9. Percentage increase in adjusted valuation (Form A, Line 4 - Line 8 / Line 8 x 100)	
10. Increase in Consumer Price Index (CPI) certified by the State Tax Commission	-0.3686%
11. Adjusted prior year assessed valuation (Form A, Line 8)	2.3000%
12. (2019) Tax rate ceiling from prior year (Informational Summary Page, Line A from above)	102,928,759
13. Maximum prior year adjusted revenue from property that existed in both years (Line 11 x Line 12 / 100)	0.7323
14. Permitted reassessment revenue growth The percentage entered on Line 14 should be the lower of the actual growth (Line 9), the CPI (Line 10), or 5%. A negative figure on Line 9 is treated as a 0 for Line 14 purposes. Do not enter less than 0, nor more than 5%.	753,747
15. Additional reassessment revenue permitted (Line 13 x Line 14)	0.0000%
16. Total revenue permitted in current year from property that existed in both years (Line 13 + Line 15)	0
17. Adjusted current year assessed valuation (Form A, Line 4)	753,747
18. Maximum tax rate permitted by Article X, Section 22, and Section 137.073, RSMo, if no voluntary reduction was taken (Line 16 / Line 17 x 100)	102,549,314
	0.7350

Informational Form B

6. Prior year tax rate ceiling to apply voter approved increase to (Informational Summary Page, Line A if increase to an existing rate, otherwise 0)	
7. Voter approved increased tax rate to adjust (If an "increase of/by" ballot, Form B, Line 5a + Line 6, if an "increase to" ballot, Form B, Line 5b)	
8. Adjusted prior year assessed valuation (Form A, Line 8)	
9. Maximum prior year adjusted revenue from property that existed in both years (Line 7 x Line 8 / 100)	
10. Consumer Price Index (CPI) certified by the State Tax Commission	
11. Permitted revenue growth for CPI (Line 9 x Line 10)	
12. Total revenue allowed from the additional voter approved increase from property that existed in both years (Line 9 + Line 11)	
13. Adjusted current year assessed valuation (Form A, Line 4)	
14. Adjusted voter approved increased tax rate (Line 12 / Line 13 x 100)	
15. Amount of rate increase authorized by voters for the current year (If Line 7 > Line 14, then Line 7, otherwise, Line 14)	

RESOLUTION NO. R2020-04

A RESOLUTION OF THE CITY OF BOONVILLE, MISSOURI, AUTHORIZING AND APPROVING AN AGREEMENT BETWEEN CAPITAL PAVING AND CONSTRUCTION, LLC AND THE CITY OF BOONVILLE, MISSOURI PERTAINING TO ASPHALT IMPROVEMENTS 2020; AND PROVIDING AN EFFECTIVE DATE THEREFORE

WHEREAS, the City of Boonville has solicited and received bids for this project and determined that Capital Paving and Construction, LLC represents the best bid pursuant to the purchasing code set forth in Section 2-20 of the City of Boonville Code of Ordinances;

THEREFORE, be it resolved by the City Council of the City of Boonville, Missouri, as follows:

SECTION 1: That a certain Agreement between Capital Paving and Construction, LLC and the City of Boonville, Missouri relating to the Asphalt Improvements 2020, a copy of which is marked "Exhibit A" is attached hereto and made a part hereof, is hereby approved.

SECTION 2: That the City Administrator and the City Clerk are hereby authorized to execute, and attest said agreement on behalf of the City of Boonville.

SECTION 3: This resolution shall take effect and be in full force from and after its passage and approval.

Passed this 3rd day of August 2020, by the City Council of Boonville, Missouri

Ned Beach, Mayor

ATTEST:

Teresa Studley, City Clerk

ASPHALT IMPROVEMENTS 2020 CITY OF BOONVILLE, MISSOURI				ENGINEER'S ESTIMATE		1		2	
Bid Opening July 22, 2020 MECO Project No. 454-279				MECO Engineering Co. 2701 Industrial Drive Jefferson City MO 65109		Capitol Paving & Construction, LLC P.O. Box 104960 Jefferson City, MO 65110		Frech Paving 5517 O'Neil Road Columbia, MO 65202	
Item	Description	Quantity	Unit	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	Mobilization	1	LS	\$ 7,000.00	\$ 7,000.00	\$ 5,500.00	\$ 5,500.00	\$ 2,000.00	\$ 2,000.00
2	Traffic Control	1	LS	\$ 1,400.00	\$ 1,400.00	\$ 2,100.00	\$ 2,100.00	\$ 2,000.00	\$ 2,000.00
3	Removal of Improvements	252	SY	\$ 7.00	\$ 1,764.00	\$ 8.50	\$ 2,142.00	\$ 49.60	\$ 12,499.20
4	Geotextile Separation Fabric	252	SY	\$ 3.50	\$ 882.00	\$ 16.25	\$ 4,095.00	\$ 4.55	\$ 1,146.60
5	6" MoDOT Type 5 Aggregate Base	252	SY	\$ 10.00	\$ 2,520.00	\$ 8.50	\$ 2,142.00	\$ 11.30	\$ 2,847.60
6	Subgrade Compaction	252	SY	\$ 2.00	\$ 504.00	\$ 8.50	\$ 2,142.00	\$ 3.60	\$ 907.20
7	3" BP-1 Wedge Surface Course	252	SY	\$ 21.00	\$ 5,292.00	\$ 20.50	\$ 5,166.00	\$ 41.85	\$ 10,546.20
8	2" thk BP-1 Asphalt Surface	1,825	SY	\$ 11.50	\$ 20,987.50	\$ 20.00	\$ 36,500.00	\$ 18.70	\$ 34,127.50
9	Tack Coat	75	GAL	\$ 3.20	\$ 240.00	\$ 8.00	\$ 600.00	\$ 10.00	\$ 750.00
10	2" Milling and Pavement Prep. Including Sweeping Full Width	1573	SY	\$ 7.00	\$ 11,011.00	\$ 8.00	\$ 12,584.00	\$ 14.80	\$ 23,280.40
PROJECT BASE BID				\$ 51,800.50		\$ 72,971.00		\$ 90,104.70	



Date: July 30, 2020

To: Mayor and City Council

From: Kate Fjell, City Administrator



RE: Intergovernmental Agreement with Public Water Supply District

Included on the agenda tonight is an intergovernmental agreement with the Public Water Supply District. This will move three duplexes (6 customers) on Scenic Drive onto city water; currently they are on Public Water district for water and City for sewer services. These duplexes are inside the City Limits. This will simplify things for the residents of these duplexes and billing collection easier for the City. We are agreeing to pay 1/3 of the cost of connecting them to City Water.

A RESOLUTION OF THE CITY OF BOONVILLE, MISSOURI AUTHORIZING AND APPROVING A COOPERATIVE AGREEMENT BETWEEN THE CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT #1 OF COOPER COUNTY AND THE CITY OF BOONVILLE, MISSOURI REGARDING WATER CUSTOMER ACQUISITION BY THE CITY OF BOONVILLE; AND PROVIDING AN EFFECTIVE DATE THEREFOR.

WHEREAS, the City of Boonville, Missouri and the Consolidated Public Water Supply District desire to enter into a Cooperative Agreement authorized and permitted by Section 247.050 of the Revised Statutes of Missouri, for the purposes of a water district contracting with a Municipality to sell water within the Public Water Supply District; and

WHEREAS, this acquisition allows the City of Boonville citizens to be both water and sewer customers making billing easier for both the City and the citizens; and

WHEREAS, this agreement enables the water district to acquire the necessary easements for planned improvements.

NOW THEREFORE, be it resolved by the City Council of the City of Boonville, Missouri as follows:

SECTION 1: That a certain interim Cooperative Agreement between the Consolidated Public Water Supply District #1 of Cooper County and the City of Boonville, Missouri, a copy of which is marked "**Exhibit A**" and is attached hereto and made a part hereof, is hereby approved.

SECTION 2: That the Mayor and the City Clerk be and are hereby authorized to execute, and attest said Agreement, in multiple counterparts, on behalf of the City of Boonville.

SECTION 3: This resolution shall take effect and be in full force from and after its passage and approval.

Passed this 3rd Day of August 2020, by the City Council of Boonville, Missouri

Ned Beach, Mayor

ATTEST:

Teresa Studley, City Clerk

INTERGOVERNMENTAL COOPERATIVE AGREEMENT

This Agreement is entered into by and between the City of Boonville, a Third Class City, of the State of Missouri, hereinafter referred to as "City", and Consolidated Public Water Supply District #1 of Cooper County, Missouri, a Political Subdivision, being a Consolidated Water District under Chapter 247 of the Revised Statutes of Missouri, hereinafter referred to as "District".

WHEREAS, Municipalities and Political Subdivisions of the State of Missouri may contract and cooperate as to the operation of public improvements or facilities, or for a common service so long as it is within the scope and powers of such Municipality or Political Subdivision under the provisions of Section 70.220 RSMo; and,

WHEREAS, the District has the power, under Section 247.050 RSMo, to contract with a municipality to allow the municipality to sell water within the District according to the terms and provisions of such contract; and,

WHEREAS The City is authorized and operates a water supply utility; and,

WHEREAS, Donald L. Baragary and Joy L. Baragary, husband and wife, hereafter "the Baragarys" own three (3) duplexes with street addresses of 17927 and 17929 Scenic Drive; 17957 and 17959 Scenic Drive; and 17975 and 17977 Scenic Drive, Boonville, MO, hereinafter referred to as "Duplexes", which are located inside the City Limits of the City and also located within the boundaries of the District, and,

WHEREAS, The District is in the process of putting together plans for bidding improvements to the district water system, which would require easements from the Baragarys as to two (2) different properties on Logan's Lake Road, a copy of those easements are attached hereto and incorporated by reference herein; and,

WHEREAS, The Baragarys have indicated to the District they will not sign the 2 easements unless the Duplexes are placed on City water service rather than District water service; and,

WHEREAS, the District requested its Engineer, MECO Engineering to prepare plans and cost estimates to change water service connections to the mains servicing the duplexes from the mains of the District to the mains of the City which are attached hereto and incorporated by reference herein.

NOW THEREFORE BE IT AGREED, between the District and the City:

The District conditioned upon receipt of the two signed easements from the Baragarys, agree with the consent of the City the Baragarys can connect to the water mains of the City who shall provide water services to the Duplexes of the Baragarys.

The City agrees to be responsible for one-third of the cost of connecting the Baragarys to the City's main and the District will be responsible for the remaining costs of switching the duplexes to the city's main.

The Duplexes, from and after the date of disconnection from the District, shall receive water services from the City in accordance the City's ordinances, policies, rules and regulations.

IN WITNESS WHEREOF, the parties have executed this Agreement by representatives of the parties, who have been granted authority by the parties' governing body to enter into this Agreement.

City of Boonville

Dated: _____

By: _____

Consolidated Public Water Supply District
#1 of Cooper County, Missouri

Dated: _____

By: Randon Leathers, President

EASEMENT

DATE OF INSTRUMENT: _____, 2020

GRANTORS: Donald L. Baragary and Joy L. Baragary

GRANTEE: CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT #1 OF COOPER COUNTY, MISSOURI

PROPERTY DESCRIPTION: Property in Section 10, Township 48N, Range 17W of 5th PM Cooper County, Missouri as more fully described below

THIS EASEMENT entered into on _____, 2020, by and between Donald L. Baragary and Joy L. Baragary, husband and wife, hereinafter referred to as GRANTORS and CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT #1 of Cooper County, Missouri, a water supply district in Cooper County, Missouri, recognized under Chapter 247 of the Revised Statutes of the State of Missouri, hereinafter referred to as GRANTEE. (Grantee's mailing address is: P.O. Box 422, Boonville, MO 65233)

WHEREAS, GRANTORS are the owners of the following tract of land in Cooper County, Missouri, to-wit:

A tract of-land lying in the Northeast quarter of Section 10, Township 48 North, Range 17 West, in Cooper County, Missouri, described by metes and bounds as follows:

From the Northwest corner of said Northeast quarter of Section 10 run East along the North line of said Northeast quarter, a distance of 1398.23 feet, thence leaving said North line of the Northeast quarter and run South 7°45' East 25.23 feet for the point of beginning of the tract of land herein and hereby conveyed, said point of beginning being on the South line of the County Road, thence East along said South line of the County Road, 647.31 feet to the West line of the tract of land conveyed to The Boonville Special Road District in the Warranty Deed recorded in Deed Book 117, at page 582, in the office of the Cooper County Recorder, thence leaving said South line of the County Road and run South along the West line of said tract of land, conveyed to The Boonville Special

Road District; a distance of 134.0 feet to the Southeast corner of the tract of land conveyed to The Boonville Special Road District, thence continue South 25.0 feet, thence South 18°17' West 26.33 feet to the Northwest corner of Lot 59 of Lake of the Woods Addition No. 1, a subdivision in Cooper County, Missouri, according to the plat thereof filed for record in Survey Book 5 at Page 175 in the office of the Cooper County Recorder, thence continue South 18°17' West 174.31 feet to the Westerly most corner of said Lot 59, said corner being on the Northerly line of Big Buck Boulevard, as shown on said plat of Lake of the Woods Addition No. 1, thence along said Northerly and Easterly line-of Big Buck Boulevard as follows: West 436.5 feet, thence North 60°20' West 41.51 feet, thence North 49°30' West 40.64 feet, thence North 37°04' West 50.96 feet, thence North 17°55' West 69.96 feet, thence North 7°45' West 198.02 feet to the point of beginning. Containing 4.75 acres, more or less. Subject to all easements of record. Being Tract C of a Survey recorded in Survey Book 6, Page 32, Office of Cooper County Recorder.

FOR AND IN CONSIDERATION of the sum of one dollar and other good and valuable consideration to GRANTORS paid, the receipt of which is hereby acknowledged, the GRANTORS do hereby grant, bargain and sell and convey to the GRANTEE, its successors and assigns, a perpetual easement for public water supply transmission and delivery lines, and appurtenances essential thereto across and under the real property previously described, the easement area being more specifically described as follows:

The waterline shall be laid within 10 feet south of the south right of way of Logans Lake Road. The final burden of the easement shall be an area 10 feet south of the south right of way of Logans Lake Road. The easement is restricted to the use for public water supply and delivery lines and appurtenances essential thereto.

GRANTORS also grant to GRANTEE the right to enter upon said property and make necessary excavations to erect, survey, inspect, stake, construct, lay, use, reconstruct or relocate, enlarge, remove, patrol, operate, maintain and repair the water line, meters, flush hydrants, valves, pumping systems and other necessary components of the water system. GRANTEE shall have the right to cut, clear and remove trees, brush and any and all obstructions of whatever kind and character which in the judgment of the GRANTEE will interfere with its easement rights. The pipe, attachments, installations and improvements installed by the GRANTEE shall at all time remain the property of the GRANTEE.

GRANTORS further grant to GRANTEE or contractors of the GRANTEE, a temporary construction easement for the purpose of initial construction or reconstruction of said water line flush hydrants, valves and system. The temporary construction easement shall expand the described easement by twenty feet during construction or reconstruction. After construction or reconstruction and testing of the line, the temporary

construction easement shall terminate.

Where access to the easement area from a public roadway is impractical or would visit damage upon the GRANTORS, the GRANTEE is permitted and licensed irrevocably so long as service is potentially available to the property, to obtain access to the easement area and water structures and including the shutoff valve, over adjacent lands of the GRANTORS by utilizing GRANTORS' access routes which appear customarily used or designated by GRANTORS for access and egress to the relevant easement description. Except when presence on the property is brief, GRANTEE'S employees will endeavor to notify persons residing on the property of their presence and purpose.

Expansion and upgrade of the initially completed structure is permitted by this instrument but is explicitly described, limited and confined as follows:

The GRANTEE may install reasonably sized replacement service facilities described above, additional, stronger or larger reasonably sized lines, in the initial easement description, and may extend a main or service line to a roadway contiguous to the easement description. In the case of an incomplete crossing of GRANTORS' property, GRANTEE may extend a transmission main on across GRANTORS' property description in a direct line extending the initial main, to reach an adjacent property, in which case the burden of the easement and easement footprint as to said extension, will thereafter be described with the same parameters of the initial easement description - on either side of the extension as installed.

The purpose of any later expansion or upgrade will be solely to provide public water service.

The footprint and burden of any expansion or upgrade will remain confined and limited to the easement description explicitly described in the initial and extension terms of this instrument.

TO HAVE AND TO HOLD said easement and rights under the GRANTEE, its successors and assigns forever.

GRANTORS, their heirs, successors and assigns do hereby warrant and covenant unto GRANTEE, that they are the owners of the above described land and have full right and authority to grant this easement, that the GRANTEE may quietly enjoy the premises for the purposes herein stated and GRANTORS agree that no buildings, structure or obstruction of any character or kind shall be permitted on said strip of land included in this easement which shall damage and injure the water line, meters, flush hydrants, valves and system or interfere with the use of the easement.

GRANTEE is obligated to return the surface to grade level and seed in the area which is excavated. GRANTEE agrees that if the GRANTEE'S use of the easement results in damage to crops planted on GRANTORS' land they will compensate GRANTORS for the actual value of their loss.

As relates to the Uniform Relocation Assistance and Real Property Acquisitions Act and Regulations:

1. GRANTORS have received a copy of the Project Easements brochure. The brochure describes the GRANTORS' rights under the Uniform Relocation Assistance and Real Property Acquisitions Act and regulations.

2. Described in the pamphlet is the right to just compensation for the easement, based on an appraisal or valuation. A valuation would be used if the value for the easement is estimated at \$10,000 or less. If the value of the easement is estimated to exceed \$10,000, an appraisal in which you could accompany the appraiser would be performed. However, the GRANTORS have the right to waive those rights and to donate the easement for this project to the GRANTEE.

3. After having been fully informed of the above, GRANTORS in the spirit of community betterment have decided to waive the right to Just Compensation and an appraisal under the Uniform Relocation Assistance and Real Property Acquisition Policies Act and accepts such consideration as is herein expressed for said donation.

IN WITNESS WHEREOF the GRANTORS have set their hands the day and year first above written.

Donald L. Baragary

Joy L. Baragary

GRANTORS

STATE OF MISSOURI

COUNTY OF COOPER

On _____, 2020, before me personally appeared Donald L. Baragary and Joy L. Baragary, husband and wife, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in Boonville the County and State aforesaid, the day and year first above written.

Notary Public

My commission expires: _____

EASEMENT

DATE OF INSTRUMENT: _____, 2020

GRANTORS: Donald L. Baragary and Joy L. Baragary

GRANTEE: CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT #1 OF COOPER COUNTY, MISSOURI

PROPERTY DESCRIPTION: Property in Section 10, Township 48N, Range 17W of 5th PM Cooper County, Missouri as more fully described below

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WHEREAS, GRANTORS are the owners of the following tract of land in Cooper County, Missouri, to-wit:

A tract of land lying in the Northeast Quarter of Section 10, Township 48, Range 17 West, in Cooper County, Missouri, described by metes and bounds as follows: From the Northeast corner of said Northeast quarter of Section 10, run South 1°50' West along the West line of said Northeast quarter, a distance of 25.0 feet for the point of beginning of the tract of land herein and hereby conveyed, said point being on the South line of the County Road, thence leaving said South line of the County Road and continue South 1°50' West 591.31 feet to the Northeast corner of Lot 58 in Lake of the Woods Addition No. 1, a subdivision in Cooper County, Missouri, according to the plat thereof filed for record in Survey Book 5 at Page 175 in the office of the Cooper County Recorder, thence leaving said East line of the Northeast quarter and run South 74°00' West along the Northerly line of said Lot 58, a distance of 492.71 feet to the Northwestern corner of said Lot 58, thence along the Easterly line of Big Buck

Boulevard, as shown on said plat of Lake of the Woods Addition No. 1 as follows: North 14°29' East 62.34 feet, thence North 7°28' West 88.13 feet to a point on the South line of Lot 59 of said Lake of the Woods Addition No. 1, thence leaving said Easterly line of Big Buck Boulevard, and run South 86°23' East along the South line of said Lot 59, a distance of 52.5 feet to the Southeast corner of said Lot 59, thence North 4°39' East along the East line of said Lot 59, a distance of 400.01 feet to the Northeast corner of said Lot 59, thence continue North 4°29' East 25.08 feet, thence North 25.0 feet to the Southeast corner of the tract of land conveyed to the Boonville Special Road District, in the Warranty Deed Recorded in Deed Book 117 at Page 582 in the office of the Cooper County Recorder, thence continue North along the East line of said tract of land conveyed to The Boonville Special Road District, a distance of 134.0 feet to the South line of said County Road, thence run East along said South line of the County Road, 402.81 feet to the point of beginning. Containing 6.23 acres, more or less. Subject to all easements of record. Being Tract A of a Survey recorded in Survey Book 6, Page 32, Office of Cooper County Recorder.

FOR AND IN CONSIDERATION of the sum of one dollar and other good and valuable consideration to GRANTORS paid, the receipt of which is hereby acknowledged, the GRANTORS do hereby grant, bargain and sell and convey to the GRANTEE, its successors and assigns, a perpetual easement for public water supply transmission and delivery lines , and appurtenances essential thereto across and under the real property previously described, the easement area being more specifically described as follows:

The waterline shall be laid within 20 feet south of the south right of way of Logans Lake Road. The final burden of the easement shall be an area 20 feet south of the south right of way of Logans Lake Road. The easement is restricted to the use for public water supply and delivery lines and appurtenances essential thereto.

GRANTORS also grant to GRANTEE the right to enter upon said property and make necessary excavations to erect, survey, inspect, stake, construct, lay, use, reconstruct or relocate, enlarge, remove, patrol, operate, maintain and repair the water line, meters, flush hydrants, valves, pumping systems and other necessary components of the water system. GRANTEE shall have the right to cut, clear and remove trees, brush and any and all obstructions of whatever kind and character which in the judgment of the GRANTEE will interfere with its easement rights. The pipe, attachments, installations and improvements installed by the GRANTEE shall at all time remain the property of the GRANTEE.

GRANTORS further grant to GRANTEE or contractors of the GRANTEE, a temporary construction easement for the purpose of initial construction or reconstruction of said water line flush hydrants, valves and system. The temporary construction easement shall expand the described easement by twenty feet during construction or

reconstruction. After construction or reconstruction and testing of the line, the temporary construction easement shall terminate.

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GRANTORS, their heirs, successors and assigns do hereby warrant and covenant unto GRANTEE, that they are the owners of the above described land and have full right and authority to grant this easement, that the GRANTEE may quietly enjoy the premises for the purposes herein stated and GRANTORS agree that no buildings, structure or obstruction of any character or kind shall be permitted on said strip of land included in this easement which shall damage and injure the water line, meters, flush hydrants, valves

and system or interfere with the use of the easement.

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3. After having been fully informed of the above, GRANTORS in the spirit of community betterment have decided to waive the right to Just Compensation and an appraisal under the Uniform Relocation Assistance and Real Property Acquisition Policies Act and accepts such consideration as is herein expressed for said donation.

IN WITNESS WHEREOF the GRANTORS have set their hands the day and year first above written.

Donald L. Baragary

Joy L. Baragary

GRANTORS

STATE OF MISSOURI

COUNTY OF COOPER

On _____, 2020, before me personally appeared Donald L.

Baragary and Joy L. Baragary, husband and wife, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in Boonville the County and State aforesaid, the day and year first above written.

Notary Public

My commission expires: _____

City of Boonville, Missouri

Park Board Committee Meeting

CANCELLATION

Tuesday July 21, 2020@ 3:30 pm

Council Chambers

525 E Spring

Boonville, Mo 65233

The Tuesday, July 21, 2020 meeting of the Park Board Committee meeting has been cancelled due to the lack of agenda for this meeting.

**CITY OF BOONVILLE
BOARD of PUBLIC WORKS
CANCELLATION**

July 30, 2020

5:30 p.m.

**City Services Building
1200 Locust Street
Boonville, Missouri**

The **Thursday, July 30, 2020** meeting of the **BOARD of PUBLIC WORKS** has been cancelled due to lack of agenda items. The next regularly scheduled meeting is **August 27, 2020**.

City of Boonville, Missouri

Cemetery Board Committee Meeting

CANCELLATION

Thursday, July 30, 2020@ 5:30 pm

Council Chambers

525 E Spring

Boonville, Mo 65233

The Thursday, July 30, 2020 meeting of the Cemetery Board Committee meeting has been cancelled due to the lack of agenda for this meeting.

**STREET, ALLEY and SANITATION BOARD
MEETING
July 29, 2020**

NOTICE POSTED: Thursday, July 23, 2020, 11:37 a.m.

The Street, Alley and Sanitation Board met at the City Services Building, 1200 Locust St., 6:30 p.m., July 23, 2020. The following voting members were present: Dale Monteer, David Smith and Wayne Jones. Jeff Ditto, Interim Director of Public Works and Steve Young, Council Representative were also present.

ABSENT or EXCUSED: Lewis Miller, Rex Myers

MINUTES:

Minutes of the April 24, 2019 Street, Alley and Sanitation Board meeting were approved as presented.

PUBLIC COMMENTS: None

OLD BUSINESS: None

NEW BUSINESS: A. Discussion of traffic flow on Highland Drive at Main Street. After much discussion and considering of different possibilities, the board decided to table the matter until the next meeting so all could do more investigating

B. Discussion/consideration of One-Way traffic for the North/South alley between the block of Locust and Spruce streets passed unanimously, to go from North to South. Motion was made by Mr. Smith, seconded by Mr. Jones.

MISCELLANEOUS: Mr. Jones noted confusion at the intersection of Santa Fe Trail and Parkway Drive. The Stop Sign is in the middle of the Parkway Drive Intersection.

Mr. Ditto recommended board members to look at city streets while they are out driving to evaluate if there would be adequate room for emergency vehicles to pass.

With no further business, the meeting was adjourned at 7:02 p.m. with a motion from Mr. Jones, seconded by Mr. Smith. Voting yes: Smith, Jones and Monteer.

Respectfully submitted,

Jeff Ditto, Interim Director of Public Works

VACANT COMMITTEE POSITIONS & COMMITTEE APPOINTMENTS

Airport – 5 Seats – TOTAL NEEDED 4

Vacant – 3

Needs Renewed if they Choose – 1

Abbi McDougal Benjamin – Expires May 2022

Architectural Review Committee – 5 seats – TOTAL NEEDED 1

Vacant – 1

Needs Renewed if they Choose – 0

Board of Adjustments – 5 Seats – TOTAL NEEDED 5

Vacant – 3

Needs Renewed if they Choose – 2

Board of Public Works – 4 Seats – TOTAL NEEDED 2

Vacant – 2

Needs Renewed if they Choose – 0

BOCA Board of Appeals—7 Seats – TOTAL NEEDED 1

Vacant – 1

Needs Renewed if they Choose – 0

Boonville Housing Authority Board – 5 Seats

Vacant – 0

Needs Renewed if they Choose – 0

Cemetery Board – 5 Seats – TOTAL NEEDED 2

Vacant – 2

Needs Renewed if they Choose – 0

Fire Board – 5 Seats

Vacant – 0

Needs Renewed if they Choose – 0

Historic Preservation Commission – 7 Seats – TOTAL NEEDED 2

Vacant – 2 (both seats expire May 2020)

Needs Renewed if they Choose – 0

Industrial Development Authority – 8 Seats

Vacant – 0

Needs Renewed if they Choose – 0

Local Agency Funding – 4 Seats

Vacant – 0

Needs Renewed if they Choose – 0

Parks and Recreation Board – 5 Seats – TOTAL NEEDED 2

Vacant – 2 (both seats expire May 2020)

Needs Renewed if they Choose – 0

Planning and Zoning Commission – 5 Seats

Vacant – 0 (seat expires May 2024)

Needs Renewed if they Choose – 0

Andrew Cowherd (expires May 2024)

Police Board – 5 Seats

Vacant – 0

Needs Renewed if the Choose – 0

Street, Alley, and Sanitation Board – 5 Seats

Vacant – 0

Needs Renewed if the Choose – 0

Tourism Committee – 5 Seats—TOTAL NEEDED 2

Vacant – 0

Needs Renewed if the Choose – 2

Transportation Development District Committee – 5 Seats – TOTAL NEEDED 2

Vacant – 0

Needs Renewed if the Choose – 2