# CITY OF BOONVILLE
# COUNCIL MEETING
# AGENDA
## June 3, 2019
## 7:00 p.m.
**City Council Chambers**
**525 E. Spring Street**
**Boonville, Missouri**

**Public Hearing**
**7:00 P.M. –Public Hearing on Proposed Amendment to the City's Zoning Ordinance, which Include Permitted Uses Allowed in the C-1 (Local Commercial) and C-2 (Central Commercial) Zoning Districts.**

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**I. Call to Order – Pledge and Prayer (Vanessa Dorman)**

**II. Roll Call**

**III. Hearing of Citizens' Comments**

**IV. Approval of the Minutes of the May 20, 2019 Council Meeting**

**V. Consent Items**

a. Consider Change Order No. 5 from Lehman Construction LLC in the amount of **<$0.00>** for Wastewater Treatment Facility Improvements Flow Equalization
b. Consider Pay Request No. 10 from Lehman Construction, LLC in the amount of $116,884.01 for Wastewater Treatment Facility Improvements Flow Equalization

**VI. Presentation of Accounts and Claims**

**VII. Unfinished Business**

A) Third Reading of Bill No. 2019-016 Amending the Residency Requirements for City Administrator
B) Second Reading of Bill No. 2019-017 Amending C-1 and C-2 Districts

**VIII. New Business**

A) First Reading of Bill No. 2019-020 Establishing Disclosure of Potential Conflicts of Interest

**IX. Reports of Standing Committees**

A) Street, Alley, and Sanitation Board – May 29, 2019 (Michael Stock)
B) Tourism Commission – May 21, 2019 (Morris Carter)

## X. Reports of City Officials

City Administrator

Mayor

- Committee Appointments

City Clerk

## XI. Miscellaneous

## XII. 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.



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*DRAFT COPY PENDING CITY COUNCIL REVIEW AND APPROVAL*

City of Boonville
City Council Meeting Minutes
May 20, 2019

The Boonville City Council met in Regular Session on May 20, 2019 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; Irl Tessendorf, City Administrator; and Teresa Studley, City Clerk. Doug Abele, Interim City Counselor, was absent.

**NOTICE POSTED: Thursday, May 16, 2019 at 3:20 p.m.**

**CALL TO ORDER – PLEDGE AND PRAYER**

The meeting was called to order and Mr. Whitney Venable led the prayer after the pledge of allegiance.

**ROLL CALL**

The following Council Representatives were present: Whitney Venable, Vanessa Dorman, Michael Stock, Steve Young, Susan Meadows, Brent Bozarth, Henry Hurt, and Morris Carter.

**HEARING OF CITIZENS' COMMENTS**

Joe Novy, Ward 3, expressed his concern regarding the rush on the bill amending the residency requirement for City Administrator. Mr. Novy stated that he has lived in communities where the top officials or city administrator was not required to live within the community, and it did not work well for the community. The vested interest of the City Administrator living inside the city limits is much greater than one that lives outside. Mr. Novy advised that the next administrator coming into office may not have the best interest for the City of Boonville. Mr. Novy stated that he disagrees with the passage of the ordinance allowing county residents serving on some of the city boards. Mr. Novy requests that the Council really consider what they are about to do.

Judy Stock, Ward 3, expressed her concern regarding the rush on the bill amending the residency requirements for City Administrator. Ms. Stock feels that residency requirements for these types of positions are pretty standard. Ms. Stock thought it strange that this bill would have a first and second reading, and passage on the same night. Ms. Stock stated that when these types of things occur, it makes citizens feel that they cannot be trusted. It looks like the city government is rushing through a bill in a secretive manner to hide something. Ms. Stock stated that she understands that the current city administrator is going to retire eventually and it's possible that the city has his replacement in mind. The replacement doesn't live within the city limits not meeting the current requirements. Ms. Stock inquired of the Council if they think that the citizens of Boonville could not understand this. Ms. Stock inquired if the Council would think that the citizens would agree or disagree of the hiring of an administrator who already knows the ropes, would be a good choice or not. Ms. Stock suggests pulling the residency amendment altogether. Be honest with the citizens and tell them what is going on and what you want to do. Ms. Stock thinks the citizens would be agreeable to having an "acting" administrator in this single instance. The "acting" would be only a paper title. That way no amendment would need to be made. Ms. Stock stated that when that "acting" administrator decided to retire or resign, the next administrator would have to meet the present requirements. Ms. Stock also suggests a specific procedure be set for presenting bills for approval, with a "very specific" emergency clause for those very few times a true emergency exists. Ms. Stock stated that she has talked with the Mayor and was told that there have been changes made and hopefully there will be an explanation of the reasoning for the rush.

Mr. Carter asked the Mayor to be recognized. Mr. Carter stated that he intended to do this after roll call. Mr. Carter moved, and Mr. Venable seconded the motion to amend the agenda by postponing indefinitely Item G, in New Business, "First Reading of Bill No. 2019-019 Amending Chapter 10 License and Taxation" for further research by city staff. With no questions, roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

Matt Schneringer, Ward 1, and Jason Matyas with Boonslick Heartland YMCA came before the Council to remind them of the impact that the YMCA has on the community, whether it is with the use of their facilities or if they have children in one of their sports programs. They expressed that they want the YMCA to continue having that positive and profound impact on the community. Mr. Schneringer stated that he is aware of the Council doing possible improvements and renovations at Johnston Field House and the Kemper Campus. Mr. Schneringer stated that in the past 5-years, the YMCA has served over 6,000 different people. Mr. Schneringer gave more statistics of how many people have been served by the YMCA. Mr. Schneringer stated that the YMCA has grown so much in the past 6 months, that they have had to turn families away due to capacity restrictions. Mr. Schneringer handed out a pamphlet to the Council regarding the needing repairs to the Johnston Fieldhouse (See **Attachment A** herein incorporated and attached to these minutes). Mr. Schneringer itemized and briefed each needed repair to the Council. Mr. Schneringer expressed the need for extra gym space at the YMCA. Mr. Schneringer informed the Council of some programs that are provided with donations given by the community, at no cost to the family: swimming lessons to every Second Grader, Taste of the Week (teaching about nutrition), Nutrition Counseling, Van Transportation, Free Annual Fitness Challenges, and Silver Sneakers; just to name a few. All of these things show what a huge impact the YMCA has on the community.

Mary Pat Abele, Ward 1, Trustee for the Boonslick Regional Library, came before the Council to inform the Council of the need for a new library facility. The discussion of getting a new facility has been ongoing for ten to fifteen years. The need is to make the facility more spacious and inviting. Ms. Abele stated that there are 7,752 card carrying members to the Boonslick Regional Library. Ms. Abele stated that there are over 44,000 titles at the library. Ms. Abele stated that when State Fair Community College decided to consolidate their operation into Science Hall, that will leave the Library Learning Center vacant and it would be an ideal place to relocate the library. When the Library Learning Center was remodeled by Kemper, many years ago, it was renovated as a library; with the workloads and tow loads of all the floors being able to accommodate the weight of all of the books. Ms. Abele stated that it is a perfect place for a library. It is historic, very good shape, expansive, and very importantly, in close proximity of the

YMCA and State Fair Community College. Ms. Abele stated that the things that could be done in collaboration with these organizations are endless. Ms. Abele stated that the Boonslick Regional Library Board is extremely interested in planning to move the library if several things happen; the tearing down of K Barracks, the addition of more parking close to the building to accommodate handicap parking, and pedestrian access. Along with the sales tax proposal, for the library to use the Library Learning Center, these things would have to happen. The citizens of the City of Boonville have a responsibility to enhance the facilities here and improve the quality of life. Ms. Abele stated that we have an opportunity with the short-term sales tax to not only allow the residents here, but everyone, to help create this wonderful space. This will be a wonderful addition to the Katy Trail, the Tourism Center, the Chamber of Commerce, the KATY Bridge, and the 2nd Street Corridor. Ms. Abele handed out a folder to all Council (See **Attachment B** herein incorporated and attached to these minutes).

Randy Eaton, President of Board of Trustees for the State Fair Community College, expressed how wonderful it was that the City of Boonville welcomed the State Fair Community College with open arms when the facility moved to Boonville. Everyone was excited about bringing the College to Boonville and the College has continued to grow. Mr. Eaton stated that he also serves on the Trustee Board for the Boonslick Regional Library and he understands the dire need for a new facility for the Boonslick Regional Library. Mr. Eaton stated that they appreciate what the City of Boonville has done for the College and possibly, for the Boonslick Regional Library. Mr. Eaton stated that they are very supportive and if there is any help or information that they can get for the Council, they would like to help with that.

Brad Wooldridge, Ward 1, came before the Council regarding the proposed street closure and parking restriction request for the Heritage Days Celebration for June 18 through 23, 2019. He reminded the Council that he was at the last council meeting with these same concerns. Mr. Wooldridge stated that the carnival is an issue, and if a spot can be found that would not be detrimental to any businesses, then the carnival should work with the space that it is given. Mr. Wooldridge stated that if the carnival needs more room, then by moving the entire carnival to the Kemper Campus, it would be easily accommodated. Mr. Wooldridge stated that the carnival comes once a year, then leaves. But a business owner is around all year and the struggle is real. The business owner works all year to survive. They employ our citizens, collect and pay taxes, and regularly give back to charitable and civic causes. Mr. Wooldridge believes the Council and Chamber of Commerce should be looking out for the business owner. Mr. Wooldridge reminded the Council that the documentation that was submitted to the Council that references Sixth Street, from Spring to Chestnut Streets, is labeled as "Refused – No Signature for W.J.'s". Mr. Wooldridge stated that no one made contact with him regarding said closures. Mr. Wooldridge stated that he worked with one representative with the Heritage Days Committee and with the Mayor; in which the meeting was amicable, positive, and left with a handshake and with a tentative agreement. Since that time, the potential street closures have changed numerous times. At this time, he has still not been apprised from the Chamber of Commerce of their exact intent or request. He was advised earlier in the evening that the Chamber of Commerce intended on using the same layout that was before the Council two weeks ago. Mr. Wooldridge stated that he will let the Council form their own opinion and he will abide by it.

## APPROVAL OF THE MINUTES OF THE MAY 6, 2019 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. Roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

## UNFINISHED BUSINESS

### *SECOND READING OF BILL NO. 2019-015 AMENDING THE BUDGET FOR FY 2019-2020*

Ms. Studley read, by title only, a copy of the bill. Mr. Carter moved, and Mr. Stock seconded the motion to approve the bill amending the budget for fiscal year 2019-2020. With no questions, roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

### *CONSIDER STREET CLOSURE AND PARKING RESTRICTION REQUEST FOR THE HERITAGE DAYS CELEBRATION FOR JUNE 18-23, 2019*

Mayor Beach invited Mr. Jim Niederjohn to come forward regarding the proposed street closures. Mr. Niederjohn gave a brief history of previous Heritage Days that he assisted with logistics and the layouts for the events, which show the Council his qualifications. Mr. Niederjohn feels that he has good knowledge of what works or not. He feels that he has knowledge as to how the layout will affect everything based on his background. Mr. Niederjohn stated that Heritage Days was started for trying to get people to come to downtown Boonville and get the people in front of the businesses. This event is held one time a year. Mr. Niederjohn stated that the carnival does come one time a year, but they spend money with many businesses in the City of Boonville while they are here, and they have been known to spend thousands of dollars in town. The carnival has come back to this town because they like the people here that do their repair work. Mr. Niederjohn stated that there have been three proposals that have been made. On November 5, 2018, the Chamber came to the council meeting with their first proposal. There was much discussion regarding the camping trailers. There was no decision made at that time, however, the Chamber wanted to notify the Council ahead of time what they were doing. Mr. Niederjohn stated that out of the three proposals, the one from November 5$^{th}$ was the best one. A second proposal was reviewed and was mentioned tonight. This second proposal gave very little room for a carnival, which would have ended up with the carnival just leaving town. It would also have put the beer garden under a time constraint for getting everything set up. The third proposal, he feels, will hurt the number of attendance to the event and the profitability of the events by moving to that location. Mr. Niederjohn feels that the best proposal is the one given to the Council on November 5th. Mr. Carter inquired of Mr. Niederjohn what the second and the third options were. Mr. Niederjohn explained each layout. Mr. Young confirmed with Mr. Niederjohn that the first option was the option that was included in the council packet from May 6, 2019. Mr. Niederjohn confirmed that it was option one. There was much discussion between Council and people in the gallery regarding different options that could be used for the event. Mr. Carter moved, with Mr. Stock seconding the motion of the following amendment to the proposal:

- Put carnival on 6th Street, from alley next to Boone Medical Equipment to alley next to car wash by the old Casey's.
- Put carnival on Spring Street, from Boone Medical Group driveway to Post office drive allowing ingress and egress to said business' parking lots.
- Put carnival on City parking lot at Council Chambers
- Put carnival on City parking lot next to the Old Fire Station No. 2
- Put the beer garden on Spring Street just East of Main to the alley (allowing traffic through the alley), closing the street beginning on Friday morning
- Put the beer garden on First State Community Bank parking lot
- Open up 6th Street from alley next to Boone Medical Equipment, all the way South
- Open up Chestnut Street from Main to 6th Street

Ms. Meadows stated that the Council keeps going through this and she does not feel that it is fair for any business owner to ever have access to their business blocked. Ms. Meadows stated that she would like to get this worked through once and for all so that the Council does not have to go through this every single year. Ms. Meadows stated that everyone needs to work together and if that is not possible, then move the event to the 2nd Street Corridor and transport the people back and forth between the event and the businesses downtown. Mr. Niederjohn stated that there have been some years that it was problematic due to kids jumping off the moving tram. Ms. Meadows believes there are some solutions to this. There was discussion between the Council and people in the gallery. Mr. Carter called for the question. Roll call was taken. Ayes: Venable, Dorman, Stock, Meadows, Bozarth, Hurt, and Carter. Total (7). Opposed: Young. Total (1). Absent: None. Total (0). Motion Carried.

Mr. Niederjohn requested a vote on the remaining street closure request for West of Main Street. Mr. Carter moved, and Mr. Stock seconded the motion to approve the Amended Street Closure and Parking Restriction for the Heritage Days Celebration which includes closures for West of Main Street, for June 18-23, 2018. Mr. Niederjohn itemized each closure for streets West of Main Street:

- Spring Street from Main Street to 4th Street for Crafts
- 4th Street from Morgan Street to Vine Street for Car Show
- Chestnut Street from Main Street to 4th Street for Car Show
- Spring Street from 4th Street to 3rd Street for Car Show
- Center Street from Main Street to 4th Street for Shriners Activities

Roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

## NEW BUSINESS

***FIRST AND SECOND READING OF BILL NO. 2019-016 AMENDING THE RESIDENCY REQUIREMENTS FOR CITY ADMINISTRATOR***

Mayor Beach wanted to inform Ms. Stock that he was responsible for putting this bill together and asking for it to be put on the agenda only because of past experience that he has had in the business world. Mayor Beach stated that he is learning the wonderful world of government. There are currently employees and managers that live outside the city limits. Mayor Beach stated that based on some training that he had taken when he joined the Council in 2012, training given by the Missouri Municipal League, he found out that small and medium size cities have difficulties due to this particular issue and we are seeing an increasing number of smaller municipalities having to search outside their city limits in order to get qualified employees; for example, Alliance Water Resources running the water treatment plant. They are very competent and qualified management to run the water plant and they are doing a great job. Mayor Beach stated that this is the reason that he did this. Mayor Beach stated that this was a mistake to put this on the agenda for a first and second reading. Mayor Beach stated that there will still be a first and second reading and from a parliamentary standpoint, there must be a procedure followed. However, there has been a solution created.

Ms. Studley read the ordinance in its entirety and 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 to have a third reading on the bill at the next council meeting, June 3, 2019. With no questions, roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

***FIRST READING OF BILL NO. 2019-017 AMENDING C-1 AND C-2 DISTRICTS***

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

***FIRST AND SECOND READING OF BILL NO. 2019-018 TEMPORARY SALES TAX FOR CAPITAL IMPROVEMENTS AT KEMPER SCHOOL CAMPUS***

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

***CONSIDER RESOLUTION R2019-01 APPROVING A CONTRACT FOR ECONOMIC DEVELOPMENT SERVICES WITH BOONSLICK COMMUNITY DEVELOPMENT CORPORATION***

Ms. Studley read the resolution in its entirety. Mr. Young moved, and Ms. Dorman seconded the motion to approve the resolution. Mr. Bozarth questioned, in Section 10 of the agreement, why the agreement and the renewal can only be terminated with a unanimous mutual agreement of all three parties (City, County, and the Corporation). Mr. Ken Hirlinger, Industrial Development Authority, responded that in order to hire an economic developer, we need to be able to guarantee that person a number of years that they can work here. Mr. Hirlinger added that the funding will be contingent upon this agreement. The intention was to have a 5-year agreement. But also, the intention is, if things do not seem to be working out, we do not want the agreement to be easy to terminate. We would not be able to hire anyone if that was the case. Mr. Hirlinger stated that if someone is hired and they are very successful, the chances of keeping them here for 5-years for what they are being hired for this year, is very slim as well. Mr. Hirlinger stated that this agreement might need to be modified to pay that person more money. Mr. Hirlinger stated that there is going to be a full-time person, at the same price, that you were paying someone before and only working a third of the time. With no further questions, roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Hurt, and Carter. Total (7). Opposed: Bozarth. Total (1). Absent: None. Total (0). Motion Carried.

### *CONSIDER RESOLUTION R2019-02 APPROVING AN AGREEMENT WITH CONCRETE SOLUTIONS LLC FOR KROHN STREET CURB AND GUTTER IMPROVEMENTS PHASE 3*

Ms. Studley read the resolution in its entirety. Mr. Carter moved, and Mr. Bozarth seconded the motion to approve the resolution. Mr. M.L. Cauthon, Director of Public Works, stated this is the third and final phase of a project that was done from Main Street to Tisdale, and this project will be from Tisdale to Stegner. Roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

### *CONSIDER STREET CLOSURE REQUEST FOR KATY BRIDGE COALITION FOR SPIRITS OF THE KATY BRIDGE FESTIVAL ON JUNE 1, 2019*

Mayor Beach inquired of Todd Baslee, Katy Bridge Coalition, if there was anything needed. Mr. Baslee stated that he was just wanting one block closed for one day. Mr. Venable moved, and Mr. Stock seconded the motion to approve the street closure request. With no questions, roll call was taken. Ayes: Venable, Dorman, Stock, Young, Meadows, Bozarth, Hurt, and Carter. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

### *FIRST READING OF BILL NO. 2019-019 AMENDING CHAPTER 10 LICENSES AND TAXATION*

The first reading of Bill No. 2019-019 was postponed indefinitely on the authority of Council by vote at the beginning of the meeting, noted in these minutes.

## REPORTS OF STANDING COMMITTEES

### *HOUSING AUTHORITY – MAY 8, 2019*

Mr. Carter reported that the meeting was good, and everything is moving forward.

*PLANNING AND ZONING COMMISSION – MAY 14, 2019*

Mr. Venable reported at he was not able to attend the meeting; however, the minutes are in the packet for Council review. Ms. Fjell stated that it has been decided to conduct a public hearing at the June 3, 2019 Council Meeting at 7:00 p.m. for the amending of the C-1 and C-2 commercial districts for medical marijuana.

## REPORTS OF CITY OFFICIALS

*CITY ADMINISTRATOR*

No report was offered.

*MAYOR*

Mayor Beach reminded the department heads to be sure to work on the committee appointments.

*CITY CLERK*

No report was offered.

## MISCELLANEOUS

None.

## ADJOURN

With no further discussion, Mr. Young moved, and Mr. Bozarth seconded the motion to adjourn at 8:27 p.m. and the voice vote was unanimous.

Respectfully Submitted,

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Teresa Studley, City Clerk

Approved:

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Ned Beach, Mayor

**CONTRACT CHANGE ORDER**
**SECTION 00941**

Change Order No. 5
Project No. 454-267

Sheet of
Original 1 of 6

Recommended: MECO Engineering Co., Inc. (Engineer)
To: Lehman Construction Company, LLC (Contractor)
From: City of Boonville (Owner)

You are hereby directed to make the following changes:

I. Reason for change and effect on completion time (if any):

Line item # 62: Location of valve causes malfunction when influent velocity is high

Line item # 63: Original oversite related to preventing freezing of cleanout in cold weather

II. Cost of work affected by this Change Order:

| | | Bid Amount | | | Previous Change Orders | | This Change Order | | Revised Contract |
|---|---|---|---|---|---|---|---|---|---|
| Item No. | Item Description | Quantity/Units | Unit Price | Value | C.O. # | Quantity Changed | Increase Qty. Decrease Qty. | Amount Added or Deducted | Quantity/Unit |
| 42 | Contingency | 1 EA | $100,000.00 | $100,000.00 | 1, 2, 3, 4 | -0.73 EA | -0.06 EA | -$6,014.60 | 0.94 EA $21,407.25 |
| 62 | Seal Up One Pressure Relief Valve | | $1,006.84 | | | | 1 LS | $1,006.84 | 1 LS |
| 63 | Modify Force Main Cleanouts with Pit and Lid | | $2,503.88 | | | | 2 EA | $5,007.76 | 2 EA |
| | Total This Sheet: | | | | | | | $0.00 | |

| | | |
|---|---|---|
| 1. Original Contract Amount: | | $2,195,102.00 |
| 2. Add or Deduct This Order Totals: | $0.00 | |
| 3. Add or Deduct Previous: (Line 4 of previous order) | $0.00 | |
| 4. Total Add or Deduct to Date (2+3): | | $0.00 |
| 5. Revised Contract Amount (1+4): | | $2,195,102.00 |

Kevin McDonald 5-23-19
Recommended: Engineer - MECO Engineering Company Date

Ordered: Owner Date

[signature] 5/23/19
Accepted: Contractor Date

Change Order is subject to all provisions of the Contract Documents and is not in effect unless signed by all parties.

# APPLICATION AND CERTIFICATE FOR PAYMENT
(PAY ESTIMATE)

Original _____ of 6
Page _____ of

| | | | |
|---|---|---|---|
| | CONTRACTOR: Lehman Construction, LLC | APPLICATION NO: | # 10 KM |
| PROJECT NO: 454-267 | OWNER: City Of Boonville MO | APPLICATION DATE: | |
| Wastewater Treatment Facility Improvements Flow Equilization | | PERIOD FROM: | |

| | |
|---|---|
| ORIGINAL CONTRACT SUM: | $2,195,102.00 |
| NET CHANGE BY CHANGE ORDERS: | $0.00 |
| CONTRACT SUM TO DATE: | $2,195,102.00 |
| MATERIALS STORED: | $0.00 |
| TOTAL COMPLETED & STORED TO DATE: | $2,157,680.15 |
| RETAINAGE 5%: | $107,884.01 |
| TOTAL EARNED LESS RETAINAGE: | $2,049,796.14 |
| LESS PREVIOUS CERTIFICATES OF PAYMENT: | $1,932,912.13 |
| CURRENT PAYMENT DUE: | $116,884.01 |
| CONTRACT TIME LIMIT DATE: | November 2, 2018 |

| ORDER NO. | DATE APPROVED | ADDITIONS | DEDUCTIONS |
|---|---|---|---|
| 1 | 5/7/2018 | | $0.00 |
| 2 | 7/2/2018 | | $0.00 |
| 3 | 8/6/2018 | | $0.00 |
| 4 | 11/6/2018 | | $0.00 |
| 5 | 6/3/2019 | | $0.00 |
| | TOTALS | $0.00 | $0.00 |

NET CHANGE BY CHANGE ORDERS: $0.00

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

In accordance with the Contract Documents, based on site observations and the data comprising this application, the Engineer certifies to the Owner that to the best of the Engineer's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED OF $ 116,884.01
(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

CONTRACTOR:
BY: Brett Hall
DATE:

OWNER:
BY:

ENGINEER:
BY: Kevin McDonald

MECO ENGINEERING COMPANY, INC.
ENGINEERS * SURVEYORS

2701 INDUSTRIAL DRIVE
JEFFERSON CITY, MO 65109 (573)893-5558

## 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 June 3, 2019 the sum of **$420,116.55**

| | |
|---|---|
| General Fund | $108,563.95 |
| Sanitation | $44,080.98 |
| CIP Tax | $27,178.11 |
| Water Works | $142,334.44 |
| Capital Projects | $35,269.25 |
| Waste Water | $21,704.06 |
| Tourism | $3,638.62 |
| Gaming | $32,952.33 |
| Parks/Water | $4,394.81 |

**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 **$420,116.55** 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 June 3, 2019 read for the second time this 3rd of June, 2019 since a copy was made available prior to the meeting.

Approved June 3, 2019 ______________________________

Mayor

Endorsed June 3, 2019: 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.__2019-020___** **ORDINANCE NO.__________**

**AN ORDINANCE OF THE CITY OF BOONVILLE, MISSOURI, TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN MUNICIPAL OFFICIALS.**

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

**SECTION 1:** Declaration of Policy. The proper operation of municipal government requires that public officials and employees be independent, impartial and responsible to the people; that government decisions and policy be made in the proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, there is hereby established a procedure for disclosure by certain officials and employees of private financial or other interests in matters affecting the City.

**SECTION 2:** Conflicts of Interest.

a. All elected and appointed officials as well as employees of a political subdivision must comply with section 105.454 of Missouri Revised Statutes on conflicts of interest as well as any other state law governing official conduct.
b. Any member of the governing body of a political subdivision who has a "substantial or private interest" in any measure, bill, order or ordinance proposed or pending before such governing body must disclose that interest to the city clerk of such body and such disclosure shall be recorded in the appropriate journal of the governing body. Substantial or private interest is defined as ownership by the individual, his spouse, or his dependent children, whether singularly or collectively, directly or indirectly of: (1) 10% or more of any business entity; or (2) an interest having a value of $10,000 or more; or (3) the receipt of a salary, gratuity, or other compensation or remuneration of $5,000 or more, per year from any individual, partnership, organization, or association within any calendar year.

**SECTION 3:** Disclosure Reports. Each elected official, the chief administrative officer, the chief purchasing officer, and the general counsel (if employed full-time) shall disclose the following information by May 1, if any such transactions occurred during the previous calendar year:

a. For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of five hundred dollars, if any, that such person had with the political subdivision, other than compensation received as an employee or payment of any tax, fee or penalty due to the political subdivision, and other than transfers for no consideration to the political subdivision.

b. The date and the identities of the parties to each transaction known to the person with a total value in excess of five hundred dollars, if any, that any business entity in which such person had a substantial interest, had with the political subdivision, other than payment of any tax, fee or penalty due to the political subdivision or transactions involving payment for providing utility service to the political subdivision, and other transfers for no consideration to the political subdivision.

c. The chief administrative officer and the chief purchasing officer also shall disclose by May 1 for the previous calendar year the following information:

   1. The name and address of each of the employers of such person from whom income of one thousand dollars or more was received during the year covered by the statement;
   2. The name and address of each sole proprietorship that he/she owned; the name and the general nature of the business conducted of each partnership and joint venture in which he/she was a partner or participant; the name and address of each partner or co-participant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the Secretary of State; the name, address and general nature of the business conducted of any closely held limited liability corporation or limited partnership in which the person owned ten percent or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent or more of any class of outstanding stock, limited partnership units or other equity interests.
   3. The name and address of each corporation for which such person served in the capacity of a director, officer, or receiver.

**SECTION 4:** Filing of Reports.

a. The financial interest statements shall be filed at the following time, but no person is required to file more than one financial interest statement in any calendar year:

   1. Every other person required to file a financial interest statement shall file the statement annually not later than May 1 and the statement shall cover the calendar year ending the immediately preceding December 31; provided that any

member of the City Council may supplement the financial interest statement to report additional interests acquired after December 31 of the covered year until the date of filing of the financial interest statement.

2. Each person appointed to office shall file the statement within thirty days of such appointment or employment covering the calendar year ending the previous December 31.
3. Every candidate required to file a personal financial disclosure statement shall file no later than fourteen days after the close of filing at which the candidate seeks nomination or election or nomination by caucus. The time period of this statement shall cover the twelve months prior to closing date of filing for candidacy.

b. Financial disclosure reports giving the financial information required in Section 3 shall be filed with the City Clerk and with the Missouri Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.

**SECTION 5:** Filing of Ordinance. The City Clerk shall send a certified copy of this Ordinance to the Missouri Ethics Commission within ten days of its adoption.

**SECTION 7:** Effective Date. This Ordinance shall be in full force and in effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the City Council.

**FIRST READING: JUNE 3, 2019**

**READ FOR THE SECOND TIME AND PASSED THIS 17$^{TH}$ DAY OF JUNE 2019 AFTER A COPY OF THIS ORDINANCE HAS BEEN MADE AVAILABLE FOR PUBLIC INSPECTION PRIOR TO ITS FIRST READING.**

**APPROVED THIS 17$^{th}$ DAY OF JUNE 2019.**

______________________________

Ned Beach, Mayor

**ATTEST:**

______________________________

Teresa Studley, City Clerk



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# CITY OF BOONVILLE
## STREET, ALLEY and SANITATION BOARD
## CANCELLATION
**May 29, 2019**
**6:30 p.m.**
**City Services Building**
**1200 Locust Street**
**Boonville, Missouri**

The **Wednesday, May 29, 2019** meeting of the **STREET, ALLEY and SANITATION BOARD** has been cancelled for **lack of agenda items**. The next regularly scheduled meeting is **WEDNESDAY, JUNE 26, 2019.**


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**Tourism Commission**
**MEETING**
**May 21, 2019**

**NOTICE POSTED:** Friday, May 17, 2019 @ 4:11pm

The Tourism Commission met at the Visitor Center Building at 100 E Spring St, 2:30 p.m. May 21, 2019.

**ROLL CALL:** Voting Members Present; none. Non-Voting Members Present; Katie Gibson, Director of Tourism, and Cheryl Gates, Toursim Coordinator. Voting Members absent were Leah Jonkers, Gwin Coleman, Paul Keller and Julie Pasley, . Council Representative Morris Carter was absent.

Without a quorum of voting members, the meeting was cancelled.

Respectfully submitted,

Katie Gibson, Tourism Director

June 3, 2019

# VACANT COMMITTEE POSITIONS & COMMITTEE APPOINTMENTS

**Airport**
Vacant – 4

**Architectural Review Committee**
Vacant – 5

**Board of Adjustments**
Vacant – 2

**BOCA Board of Appeals**
Vacant-1

**Cemetery Board**
Vacant – 1

**Fire Board**
Christy Linhart
Bill Hilden

**Parks and Recreation Board**
Vacant – 3

**Planning and Zoning Commission**
Vacant – 1

**Police Board**
Brett Cooper
Ralph Twillman
Tom Halford

**Tourism Committee**
Vacant – 3

**Transportation Development District Committee**
Vacant – 1


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