



City Council Meeting Agenda
Monday, August 21, 2023 – 6:30 p.m.
City Hall, 200 South Osage, Sedalia MO

MAYOR: ANDREW L. DAWSON

MAYOR PRO-TEM: RHIANNON M. FOSTER

A. CALL TO ORDER – Mayor Dawson – Council Chambers

B. PRAYER & PLEDGE OF ALLEGIANCE

C. ROLL CALL

D. PUBLIC HEARING – PROPOSED TAX RATES FOR 2023

E. SERVICE AWARDS/RETIREMENT AWARDS – None

F. SPECIAL AWARDS

Presentation – Fire Department Badge Pinning

1. Cody Reynolds – Fire Driver/Engineer

I. APPROVAL OF PREVIOUS SESSION MINUTES

A. Council Meeting – August 7, 2023

II. REPORT OF SPECIAL BOARDS, COMMISSIONS AND COMMITTEES - None

III. ROLL CALL OF STANDING COMMITTEES

A. FINANCE / ADMINISTRATION – Chairman Chris Marshall; Vice Chairman Jack Robinson

1. Presentation – Financial Update (Jessica Pyle, Presenter)

2. Proposed Tax Rates for 2023

Council Discussion led by Chairman Marshall

Call for Ordinance levying and providing for the collection of taxes for the Year 2023 in the City of Sedalia, Missouri– Mayor Dawson

3. Bid – Commercial Property and Content Insurance – Assured Partners – Cincinnati Insurance - \$263,857.00

Council Discussion led by Chairman Marshall

Call for Ordinance Approving and Accepting a bid for Commercial Property and Content Insurance – Mayor Dawson

4. Bid – Depository of City Funds – Central Bank and Equity Bank

Council Discussion led by Chairman Marshall

Call for Ordinance Accepting the proposal of Central Bank for the City's Primary Depository and Authorizing secondary deposits at Equity Bank – Mayor Dawson

5. Lion's Club Project Partnership & Budget Amendment – Logo Imprint – West Water Tower

Council Discussion led by Chairman Marshall

Call for Resolution of the City Council of the City of Sedalia, Missouri, stating facts and reasons for the necessity to amend and increase the City's Annual Budget for Fiscal Year 2024 –Mayor Dawson

O Call for Ordinance Amending the Budget for the Fiscal Year 2023-2024 regarding City of Sedalia Logo Imprint on Water Tower – Mayor Dawson

R Call for Resolution by the City Council of the City of Sedalia, Missouri, expressing enthusiastic support for a collaborative endeavor with the Sedalia Lions Club and other civic organizations to display the Sedalia Logo on the Sedalia Water Tower, thereby bolstering community spirit – Mayor Dawson

6. Waiving fees for proposed State Fair Community College projects

Council Discussion led by Chairman Marshall

R Call for Resolution of the City Council of the City of Sedalia, Missouri, to waive permit fees for proposed State Fair Community College projects as an economic development partner in workforce development – Mayor Dawson

B. PUBLIC WORKS – Chairman Thomas Oldham; Vice Chairman Chris Marshall

1. Agreement – Burns & McDonnell – Central Plant Aeration Improvements - \$49,800.00

Council Discussion led by Chairman Oldham

O Call for Ordinance Authorizing an Amendment to Task Order number Eight for Central Plant Aeration Improvements – Mayor Dawson

2. Agreement – Department of Conservation – Springfork Lake Community Assistance Program

Council Discussion led by Chairman Oldham

O Call for Ordinance Authorizing an Agreement with the Missouri Department of Conservation for the continuation of the Community Assistance Program for Springfork Lake – Mayor Dawson

3. Acceptance – Two Permanent Sewer Easements – Curry Drive Sewer Extension

Council Discussion led by Chairman Oldham

O Call for Ordinance Approving and Accepting Permanent Sewer Easements relating to Curry Drive Sewer Extension – Mayor Dawson

4. Acceptance – Quote for Dump Truck – R & B Trucking – \$130,000.00

Council Discussion led by Chairman Oldham

O Call for Ordinance Approving and Accepting a quote for the purchase of a Dump Truck – Mayor Dawson

5. Budget Amendment – Central WWTP – Hauling of Excess Sludge – Drying Beds - \$75,000.00

Council Discussion led by Chairman Oldham

R Call for Resolution of the City Council of the City of Sedalia, Missouri, stating facts and reasons for the necessity to amend and increase the City's Annual Budget for Fiscal Year 2024 –Mayor Dawson

O Call for Ordinance Amending the Budget for the Fiscal Year 2023-2024 regarding WPC Sludge Hauling – Mayor Dawson

6. Granting Utility Easement to Liberty Utilities – Nucor project

Council Discussion led by Chairman Oldham

O Call for Ordinance Granting a utility easement to Liberty Utilities for Nucor project – Mayor Dawson

C. PUBLIC SAFETY – Chairman Jack Robinson; Vice Chairman Steve Bloess

1. Joint Dispatch Ordinance

Council Discussion led by Chairman Robinson

- Call for Ordinance of the City of Sedalia prohibiting telephone harassment of Public Safety Agencies – Mayor Dawson

2. Budget Amendment and Grant Acceptance – 4 Bicycles – Police Department – \$9,136.00

Council Discussion led by Chairman Robinson

- R Call for Resolution of the City Council of the City of Sedalia, Missouri, stating facts and reasons for the necessity to amend and increase the City’s Annual Budget for Fiscal Year 2024 –Mayor Dawson

- Call for Ordinance Amending the Budget for the Fiscal Year 2023-2024 regarding purchase of four bicycles funded by Grant – Mayor Dawson

- Call for Ordinance Authorizing the Acceptance of a Strategic Highway Safety Plan Program Agreement for the purchase of four bicycles for the Sedalia Police Department – Mayor Dawson

D. COMMUNITY DEVELOPMENT – Chairwoman Rhiannon M. Foster; Vice Chairwoman Tina Boggess

1. Correction of legal description for Deer Brook Villas – Phase IV

Council Discussion led by Chairwoman Foster

- Call for Ordinance Amending Ordinance Number 11772 by correcting the legal description of an unincorporated area owned by E.W. Thompson, Inc. for Deer Brook Villas Phase IV – Mayor Dawson

2. Dangerous Building Policy Update

Council Discussion led by Chairwoman Foster

- Call for Ordinance Amending the Sedalia City Code by Authorizing the Board of Appeals to issue orders to vacate dangerous buildings – Mayor Dawson

3. Amending Size Requirements for Ground signs/Monument signs

Council Discussion led by Chairwoman Foster

- Call for Ordinance Amending Chapter 64, Article VII, Division 2, Section 64-210 Ground Signs/ Monument signs of the Code of the City of Sedalia, Missouri to adjust size requirements - Mayor Dawson

IV. OTHER BUSINESS

A. APPOINTMENTS - None

B. LIQUOR LICENSES

Renewals:

- *Philip J. Sherman, dba Dollar General #1316, 2500 West Broadway, Packaged Liquor - \$150.00
- *Philip J. Sherman, dba Dollar General #3494, 713 East Broadway, Packaged Liquor - \$150.00
- *Philip J. Sherman, dba Dollar General #2787, 2003 South Limit, Packaged Liquor - \$150.00
- *Philip J. Sherman, dba Dollar General #2379, 619 North Ohio, Packaged Liquor - \$150.00
- *Charles Wansing dba Chez When, 121 E. 3rd, Liquor by the Drink - \$450.00

V. MISCELLANEOUS ITEMS FROM MAYOR, CITY COUNCIL AND CITY ADMINISTRATOR

VI. GOOD AND WELFARE

- VII. Closed Door Meeting** – Motion and Second to move into closed door meeting in the upstairs conference Room pursuant to Subsections 1 (Legal Advice), 2 (Real Estate) and 12 (Negotiated Contracts) of Section 610.021 RSMo.
- A. Roll Call Vote for Closed Door Meeting
 - B. Discussion of closed items
 - C. Vote on matters, if necessary (require a Roll Call Vote)
 - D. Motion and Second with Roll Call Vote to adjourn closed door meeting and return to open meeting

VIII. ADJOURN MEETING

- A. Motion and second to adjourn meeting

Please join the meeting by clicking or touching this link from your smartphone, computer, tablet, or iPad:
<https://global.gotomeeting.com/join/578973061>

If this is the **first time** you have joined a GoToMeeting you will be asked to identify yourself. Please fill in this information. If you would like, and we suggest you do, go ahead and set your preferences to make it easier to join next time. If you are new to GoToMeeting? We suggest to get the app through the following link: <https://global.gotomeeting.com/install/578973061> This will make joining these meetings quick and easy. Once you have followed the link above and identified yourself you will be given options for how you want to join in with **audio**.

For **smartphones**: tap on one of the phone numbers and it will dial the phone and the meeting numbers. For **other devices**: use the feature of call me. The phone audio will be much better than through your computer. This should come up if you have your preferences set up to show it. If it does not, in the upper right-hand corner of the GoToMeeting screen you will see an icon that looks like a gear. Click on the gear and then look for “Phone” and if it is not highlighted click on it. One of the options should be to call me. Put the phone number you want to be called on (direct dial) into the box provided and then click the “Call Me” button. Once the system calls you, you will be asked to hit pound.

Please be mindful of others on the call by eliminating as much background noise as you can. Mute yourself until you are ready to speak. Do not put the call on hold, if you need to leave even for a short time, hang up as you can always dial back in after your other call. If you hear an echo or squeal, you may have your computer speakers on as well as the phone, mute your computer speakers to eliminate this.

If you want to join in **listen only** mode you can dial the following number and enter the access code.

(For supported devices, tap a one-touch number below to join instantly.)

United States (Toll Free): 1 866 899 4679

- One-touch: <tel:+18668994679,,578973061#>

United States: +1 (669) 224-3318

- One-touch: <tel:+16692243318,,578973061#>

Access Code: 578-973-061

The City Council reserves the right to discuss any other topics that are broached during the course of this meeting.

IF YOU HAVE SPECIAL NEEDS, WHICH REQUIRE ACCOMMODATION, PLEASE NOTIFY THE CITY CLERK’S OFFICE AT 827-3000. ACCOMMODATIONS WILL BE MADE FOR YOUR NEEDS

POSTED ON AUGUST 18, 2023, AT 3:30 P.M. AT THE SEDALIA MUNICIPAL BUILDING, BOONSLICK REGIONAL LIBRARY, SEDALIA PUBLIC LIBRARY AND ON THE CITY’S WEBSITE AT WWW.SEDALIA.COM



OFFICE OF THE CITY ADMINISTRATOR

To: Honorable Mayor Andrew L. Dawson & City Council Members
From: Kelvin Shaw, City Administrator *KS*
Re: Agenda items for City Council meeting on Monday, August 21, 2023, 6:30 p.m.

Public Hearing For Proposed Tax Rates - Every year we have to go through the calculations prescribed by the Hancock Amendment to determine the maximum allowed revenue from property taxes in order to set our levy amounts. This process starts with the County Assessor submitting the total assessed valuations for each taxing jurisdiction to the County Clerk the first part of July. The County Clerk then has to "certify" these values to us and to the State Auditor. A division of the State Auditor's office then prepares a "proforma" that makes the Hancock Amendment calculations that tell us what our maximum levies can be. We then have to publish a notice in the paper of what we intend to set these levies at and hold a public hearing before Council. After such hearing, Council can then set by ordinance the levy amounts. These amounts are then submitted back to the State Auditor through the County Clerk. This by law has to be completed by September 1 of each year or we cannot levy property taxes for that year. The State Auditor then reviews these and "certifies" to the county that these levies are allowable and they can use them for the billing of the property taxes to the taxpayers in November.

The Hancock Amendment calculations limit the amount of increased revenue any taxing jurisdiction can receive to the amounts associated with new territories, new construction, new voter approved levies, and the lesser of the rise in the Consumer Price Index (CPI) or 5%. This basically prohibits the taxing authorities from raising taxes without a vote of the people by just increasing assessed valuations. This assumes though that the assessed valuations are at least keeping up with inflation. The assessed valuations in the City of Sedalia have not kept up with inflation. This has the effect of raising the levy amount to compensate for the difference. This keeps the tax revenue from going down, but does not allow for the reality of the effects of inflation. Likewise, since the levy rate goes up, it has an uneven effect on individual taxpayers. The ones that are assessed accurately are paying more than their fair share, in favor of those that are significantly undervalued. Unfortunately, this can only be rectified through the assessor's office. Staff will continue to work to influence improvement.

This hearing is set aside for anyone from the public to make comments on the appropriateness of the levies before Council considers adoption of the ordinance to set them.

Finance/Administration Committee – There are six items for consideration through the Finance / Administration Committee.

1. Jessica Pyle, Finance Director, will provide an update on the major tax revenue collection trends.
2. As presented above, every year Council may consider an ordinance to set property tax levies after conducting the public hearing at the beginning of this meeting.
3. The property insurance policy is expiring the end of this month. Jason Myers, City Clerk, has been working with each department to accumulate the information and has coordinated the

bid process. There was only one bid received and it was from the current underwriter through our current agent. We have been pleased with the service we have received and the quote came in overall as a flat rate. The premium will go up slightly due to increases in the amount of property being insured. Staff recommends renewal of the property insurance policy with Cincinnati Insurance, through Assured Partners at an annual premium of \$263,857.00.

4. State statutes require cities to select a financial institution to serve as its depository of public funds. Jessica Pyle, Finance Director, coordinated the bid process this year. Central Bank, our current depository, and Equity Bank submitted proposals. A six-person committee was organized to review the bids in detail and score each one in accordance with the established criteria of the request for proposals. These proposals were extremely competitive and that was reflected in the discussion of the committee as well as in the scoring. The scoring averaged less than one point difference, with Central Bank's proposal slightly edging out Equity Bank's. Equity scored higher on net revenue / costs, and Central scored higher on convenience and service level experience. Several of the committee members, noting the competitiveness of the proposals, recommended splitting the business to take advantage of the best of both proposals. Staff also recommends this approach of maintaining the existing relationship with Central Bank, while transitioning a significant portion of the business to Equity Bank.
5. The City has partnered with the Lion's Club on several past successful projects, such as a shelter at Katy Park, the Mini Park along Clarendon, and the beautification of the roundabout and the addition of the flag pole, to name just a few. Likewise, this very active club organizes volunteers on a regular basis to pick up trash along 50 Hwy entering our City. In keeping with these great works, the Club approached the City about the possibilities of organizing a fund raising campaign to facilitate adding logos to the water tower(s). After some preliminary investigation, they have received an estimated cost of approximately \$40,000 per side to affix the Sedalia logo and tagline to a tower. Staff agrees that having the logo displayed on the water towers would be a great promotional tool and generate a great deal of community pride. As you will recall, during the branding campaign, it was stated as a primary goal to create a brand identity for the whole community, and thereby it was not merely about creating a logo for city government. Therefore, it would be entirely appropriate to use the logo and tagline in this way. Likewise, having community support through the civic organizations serves to greatly enhance the sentiment of community spirit and pride displaying this logo represents. While, we would like to have the logo on two sides on both of the main water towers, this may be cost prohibitive to do all of this at one time. The Lions Club has done some research regarding where we could start in order to gain the most benefit. They have driven around the community and mapped where they could see each of the two main towers. From this informal study, the West tower along 16th Street is the most visible from the majority of the locations throughout the community. Therefore, they have set the goal of raising \$40,000 and asked for a pledge from the City to match this with \$40,000 that would fund putting the logo on two sides of the West water tower. Staff recommends approval of a resolution supporting this endeavor, as well as, amending the budget to formally appropriate up to \$40,000 matching funds for the project.
6. State Fair Community College (SFCC) has been a long standing and essential partner with the City in its economic development efforts and successes. SFCC is always well represented at the bargaining table providing key components of the package to draw interest in our com-

munity. Being able to show with confidence how a prospective jobs creator can garner and retain a trained workforce is most often the first hurdle that we must overcome. SFCC is an invaluable asset to the community in this arena. The recently completed Olin Howard Workforce Innovation Center was a huge step forward for the College, and the City was proud to be able to act as a passthrough for some grant funds to help fund that project. SFCC is now currently working through the next phase of that project by renovating and repurposing some existing buildings to expand its programs. The College is now embarking on adding more infrastructure to expand its capabilities in such work force development through three interrelated projects. They are building a new Center for Advanced Agriculture and Transportation Technology, a new 200-bed residence hall, and a new outdoor athletic complex. All total approximately \$50 million in new construction. Dr. Bates, President and Patricia Wood, Board President, have requested consideration of waiver of the building permit fees for these projects. Staff recommends that the partnership with SFCC and the programs these projects will facilitate are in the public's best interest. It is an appropriate use of City resources to conduct the plan reviews and related inspections to ensure public safety while foregoing the revenue offsets.

Public Works Committee – There are six items for consideration through the Public Works Committee.

1. The City previously entered into a design build contract with Burns & McDonnell to design and construct improvements to the Central Waste Water Treatment Plant. This project has been part of the strategic plans for the last few years and some of the funds were included in the new money's portion of the 2019 refinancing of the 2010 series Certificates of Participation (COP's). A design decision made on which style of blower equipment to be used created a scope change to the design portion of the contract. It has been decided that turbo style blowers are best suited for this application and those blowers require a building enclosure to protect them from the elements. The design of this building was not in the original scope of the design contract. Therefore, staff recommends amending the contract to add to the scope of work and increase the compensation by \$49,800.00.
2. The City's Water Department, through the then representative Public Works Board, entered into a collaborative agreement with the Department of Conservation in 2004. This Community Assistance Program (CAP) arrangement outlined certain roles and responsibilities of the City and the Department of Conservation over a 25-year period. This collaboration is what has provided the Dock, Access Road, Boat Ramp, and fish stocking, among other things, for the public enjoyment of Spring Fork Lake. Since that time, the management of the Water Department has been folded directly under the City Council. The Department of Conservation, wishing to continue this arrangement, proposed amending the agreement to clarify the Public Works Board no longer is the agent for the City, and thereby the agreement is simply with the City of Sedalia. Staff recommends approval. It should be noted that we are currently in the process of engaging the community to determine the best uses of the lake going forward. Preliminary indications are there is overwhelming support for maintaining at least these basic uses of the lake into the future. Likewise, the Department of Conservation has expressed their willingness to continue the relationship beyond the current agreement and potentially even expanding the services for the lake. Therefore, there may be reason in the near future to add to this agreement, but for now, it is simply changing the name and continuing at current levels.

3. As part of an E.W. Thompson, Inc. development project, it is necessary to extend an existing sewer main east from Curry Drive to Lamm Drive. E.W. Thompson is granting an easement to facilitate placement of such sewer main, along with the ongoing maintenance. Staff recommends approval.
4. Included in the current year budget appropriation is \$225,000 for the replacement of one of the dump trucks, plow, and spreader used in the Street Department. Lead times for new equipment continues to be excessive, with current estimates of 18-24 months for this type of truck. Staff has located an alternative in a used heavy haul truck that is in good shape and will provide some added flexibility to the fleet. After shopping around, staff negotiated a price of \$130,000 for this used truck. This will allow us to extend the use of the current fleet. However, it is likely staff will again recommend the purchase of another new truck and plow for next year, in hopes that lead times will be reduced and we can get back to a more routine replacement schedule.
5. As part of the planning for the upgrade project for the Central Waste Water Treatment Plant (CWWTP), staff identified a build up over the years of excess sludge being stored in drying beds and areas designed to hold overflow of this material. It appears this has been allowed to be only added to over time, without periodically dealing with it and disposing of it. As we undertake the process of making improvements to this plant, the drying beds and overflow storage capacity will become essential components, requiring their availability and functionality. Likewise, as part of normalized operations, these areas are intended to be cleaned out after drying and a full load of such dried material is accumulated. There is approximately now 480 tons of this material and staff has looked at the options for hauling and disposal of it. The use of internal staff and equipment is not recommended due to the amount of time and other projects that would have to be foregone or at least delayed to accomplish this task. Therefore, staff recommends hiring out the hauling of this material. Further, since this material has been there so long and there is no reliable way to tell what may be mixed into it, we do not recommend attempting to use this in our composting operation. The landfill will take this waste at a dumping cost of \$100 per ton. Staff thereby, recommends a budget amendment to appropriate \$75,000 for the hauling and disposal fee of this waste material.
6. Liberty Utilities is trying to secure ample easements to extend a gas main to a project north of Nucor. Nucor is supportive of granting an easement for this purpose across the property where their plant is located. Since this property is part of the Chapter 100 incentive program, the land is titled to the City and leased to Nucor, with a remainder interest flowing back to Nucor. In essence for practical purposes, the land is really fully under Nucor control. Nucor is in agreement with the easement, so therefore, staff recommends signing off on the granting of such easement.

Public Safety Committee – There are two items for consideration through the Public Safety Committee.

1. Unfortunately, we have had individuals repeatedly calling public safety agencies for non-emergency situations. These calls have in some cases become so prevalent that they distracted 911 dispatch personnel from attending to real emergency calls. While we certainly do not want to discourage anyone from seeking and receiving assistance from these emergency service agencies such as police, fire, and ambulance, we must find a balance to prevent a few individuals making numerous harassing type non-emergency calls to the point of taking scarce

resources away from those that truly need emergency responses when seconds count. Our prosecuting attorney has drafted an ordinance to define what would constitute abusive use of these public safety resources, grant the authority to fine an individual that violates these provisions, and provide for jail time for a second offense within a year of the first offense. Staff recommends approval.

2. Pettis County GIS Coordinator, James Theisen, worked with the police department to secure a grant from the Missouri Highways and Transportation Commission through their Strategic Highway Safety Plan Program. This grant will provide \$9,136.00 to offset the cost to purchase four bicycles equipped for the Police Bicycle Patrol Unit. Bicycles are better suited for areas where pedestrian and automobile traffic become combined and / or congested, as they can better move in and out of these areas. This grant was not anticipated in during the approval process of the budget. Staff recommends adding the revenue and formally appropriating such revenue for this purpose through a budget amendment.

Community Development Committee – There are three items for consideration through the Community Development Committee.

1. The legal description attached to the annexation petition for the Deer Brook Villas Phase IV property contained a clerical error. Staff recommends amending the ordinance for the annexation to correct the legal description of the land.
2. There have been instances over the years where structures that have been duly adjudicated as dangerous or a public nuisance have been delayed for abatement while the courts moved through a sometimes lengthy eviction process. Our legal counsel has drafted legislation that effectively grants the authority to the Board of Appeals to issue an order to vacate the premises at the time they issue an order for repair or demolition of the structure. Staff recommends approval.
3. A previous amendment to the code governing the maximum size of signs created conflicting language between two sections. It was intended to increase the maximum size allowed, and a section containing the previous lower limit was overlooked and left unchanged. Staff recommends amending the code to remove the conflicting section with the lower limit of 48 square feet, leaving the revised section that allows for 80 square feet.

NOTICE OF PUBLIC HEARING AUGUST 21, 2023

A public hearing will be held at 6:30 p.m. on August 21, 2023 in the Council Chambers in the Municipal Building, located at 200 S. Osage, at which time citizens may be heard on the property tax rates proposed to be set by the City of Sedalia, a political subdivision. The tax rates shall be set to produce the revenues which the budget for the fiscal year beginning April 1, 2023 show to be required from the property tax. Each tax rate is determined by dividing the amount of revenue required by the current assessed valuation. The result is multiplied by 100 so the tax rate will be expressed in cents per \$100.00 valuation.

	2022 ASSESSED VALUATION	2023 ASSESSED VALUATION	ESTIMATED AMOUNT OF PROPERTY TAX REVENUES ASSESSED FOR 2023	PROPOSED TAX RATE 2023 (PER \$100)
For Public Library Purposes:				
Real Estate	173,295,694	178,361,085		
Personal	48,253,194	69,518,139		
Public Library	221,548,888	247,879,224	\$ 581,029	0.2344
Library Temporary			\$ 168,806	0.0681
Total Public Library			\$ 749,834	0.3025
For Special Business District - Real Estate				
	4,856,650	4,796,810		
For Special Business District - Personal				
	680	3,210		
Total	4,857,330	4,800,020	\$ 41,309	0.8606
For All Other Purposes:				
Real Estate	217,837,069	224,110,616		
Personal	67,419,697	95,248,481		
TOTAL	285,256,766	27,828,784		
General			\$ 133,940	0.4813
Public Parks			\$ 46,585	0.1674
Fire Pension			\$ 13,914	0.0500
Police Pension			\$ 26,215	0.0942
TOTAL FOR ALL PURPOSES			\$ 1,011,797	
Tax Levy for All Purposes				1.9560
Tax Levy for Outside Special Business District But Within Public Library				1.0954
Tax Levy for Outside Special Business District and Public Library				0.7929

CITY OF SEDALIA
 Andrew Dawson, Mayor
 Jason Myers, City Clerk

Handicapped citizens needing assistance or auxiliary aids in order to attend this meeting should contact the City Administrator's office at (660) 827-3000 extension 1102 no later than 48 hours prior to the scheduled meeting. The above figures are prior to the Board of Appeals and are the most recent figures available from the County Clerk. Any further changes received by the City prior to the hearing date will be incorporated into the applicable tax rates.



CITY OF SEDALIA, MISSOURI
CITY COUNCIL MEETING
AUGUST 7, 2023

The City has an on-line broadcast of Council Meetings available both live and recorded by going to https://global.gotomeeting.com/join/578973061"

The Council of the City of Sedalia, Missouri duly met on Monday, August 7, 2023 at 6:30 p.m. at the Municipal Building in the Council Chambers with Mayor Pro-Tem Rhiannon M. Foster presiding. Mayor Pro-Tem Foster called the meeting to order and asked for a moment of prayer led by Chaplain Byron Matson followed by the Pledge of Allegiance.

ROLL CALL:

Table with 4 columns: Name, Status, Name, Status. Rows include Jack Robinson (Present), Thomas Oldham (Present), Chris Marshall (Present), Tina Boggess (Present), Bob Hiller (Present), Bob Cross (Absent), Rhiannon Foster (Present), Steve Bloess (Present).

RETIREMENT AWARDS: None

SERVICE AWARDS:

Table with 4 columns: Award, Name, Title, Department. Rows include 35 Year Gift Card/Certificate (Judith Poole, TechService Librarian, Library) and 10 Year Pin/Certificate (Christopher Ballance, Code Enforcement Officer, Community Dev).

Chief Building Official Devin Lake stated Christopher Ballance previously worked in the Sanitation and Street Departments. He has been with Code Enforcement for 2 years and is the Senior Code Enforcement Officer.

SPECIAL AWARDS:

Sedalia Fire Department – Badge Pinnings: Fire Chief Matt Irwin stated Firefighters Alex Razumovsky, Joseph Arnold and Joseph Parnell have passed the Fire 1 & 2 Academy and are being promoted to Fire Driver/Engineer. They are receiving new badges and helmet fronts.

Fire Chief Matt Irwin presented Caimon Kufahl, Taylor Guseman and Miles Adams with their Firefighter badges. Firefighter Kufahl is a graduate of the Fire 1 & 2 Academy, Firefighter Guseman joined from another department and Fire fighter Adams joined from MCC Blue River after graduating.

MINUTES: The Council Meeting minutes of July 17, 2023 were approved on motion by Oldham, seconded by Robinson. All present in favor. Cross was absent.

REPORTS OF SPECIAL BOARDS, COMMISSIONS & COMMITTEES:

The Planning & Zoning Commission minutes dated July 12, 2023 were accepted on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

ROLL CALL OF STANDING COMMITTEES:

FINANCE & ADMINISTRATION – Chris Marshall, Chairman; Jack Robinson, Vice Chairman

- Four sections of the Drug and Alcohol Policy need updating relating to marijuana, additional testing options, random testing and reduced time lapse to reapply for employment after a failed drug test. Changes have been reviewed by legal and Staff recommends approval.

BILL NO. 2023-131, ORDINANCE NO. 11848 – AN ORDINANCE ADOPTING A REVISED DRUG AND ALCOHOL POLICY was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- The budget amendment is for an increase in the amount of \$18,823.29 for the purchase of a city wide duress security system from Lynx Systems. It will allow the City’s network and cell phones to connect employees directly to the Police during emergencies.

RESOLUTION NO. 2036 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024 was read once by title and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

BILL NO. 2023-132, ORDINANCE NO. 11849 – AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024 REGARDING PURCHASE OF DURESS SECURITY SYSTEM was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

BILL NO. 2023-133, ORDINANCE NO. 11850 – AN ORDINANCE APPROVING AND ACCEPTING A PROPOSAL FOR THE PURCHASE OF A CITY-WIDE DURESS/SECURITY SYSTEM was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- The City’s network needs software to monitor and inventory hardware/software connected to the network. A grant was awarded to the City that covers the \$12,636.00 cost for 2 years for Ninjaone inventory support software from SHI International Corp.

RESOLUTION NO. 2037 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024 was read once by title and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

BILL NO. 2023-134, ORDINANCE NO. 11851 – AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024 REGARDING PURCHASE OF NINJAONE HELP DESK AND INVENTORY MANAGEMENT SOFTWARE was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Bloess. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

BILL NO. 2023-135, ORDINANCE NO. 11852 – AN ORDINANCE AUTHORIZING AN AGREEMENT FOR THE PURCHASE OF INVENTORY SUPPORT SOFTWARE was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- The budget amendment is for the purchase of a Synology Network Attached Storage device from B & H Photography in the amount of \$10,139.82.

RESOLUTION NO. 2038 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024 was read once by title and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

BILL NO. 2023-136, ORDINANCE NO. 11853 – AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024 REGARDING PURCHASE OF NETWORK ATTACHED STORAGE DEVICE was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

BILL NO. 2023-137, ORDINANCE NO. 11854 – AN ORDINANCE APPROVING AND ACCEPTING A QUOTE FOR THE PURCHASE OF A NETWORK ATTACHED STORAGE DEVICE was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- This Ordinance is to approve waiving open container laws related to the Retrieving Freedom and Craft Beer Cellar “Wings for Wags” event. Open containers will only be allowed when a participant is inside the designated area during the specified hours while wearing a wristband. Sedalia Police Officers have been hired to ensure safety and compliance.

BILL NO. 2023-138, ORDINANCE NO. 11855 – AN ORDINANCE WAIVING OPEN CONTAINER LAWS AND IMPOSING OTHER CONDITIONS RELATING TO THE RETRIEVING FREEDOM/CRAFT BEER CELLAR “WINGS FOR WAGS” EVENT was read once by title.

2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

PUBLIC WORKS – Thomas Oldham, Chairman; Chris Marshall, Vice Chairman

- The budget amendment is for the purchase of a roll-off truck from Elliott Equipment Co. in the amount of \$97,500.00. The truck will be used by Water Pollution Control to haul biosolids/sludge for compost.

RESOLUTION NO. 2039 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024 was read once by title and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

BILL NO. 2023-139, ORDINANCE NO. 11856 – AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024 REGARDING PURCHASE OF ROLL-OFF TRUCK was read once by title.
2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

BILL NO. 2023-140, ORDINANCE NO. 11857 – AN ORDINANCE APPROVING AND ACCEPTING A SALES ORDER FOR THE PURCHASE OF A ROLL OFF TRUCK was read once by title.
2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- The annexation and utility services agreement with BTI Contracting, LLC is for connection of property located at 1760 Murphy Lane to the City’s water distribution system.

BILL NO. 2023-141, ORDINANCE NO. 11858 – AN ORDINANCE AUTHORIZING AN ANNEXATION AND UTILITY SERVICES AGREEMENT FOR CONNECTION TO THE CITY OF SEDALIA’S WATER DISTRIBUTION SYSTEM was read once by title.
2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

PUBLIC SAFETY – Jack Robinson, Chairman; Steve Bloess, Vice Chairman

- Police Chief Matt Wirt stated the JAG Grant provides an opportunity for the purchasing of equipment. The grant funds are split between the Sedalia Police Department and Pettis County Sherriff’s Department. Grant Amount \$14,274.00.

RESOLUTION NO. 2040 – A RESOLUTION AUTHORIZING THE SEDALIA POLICE DEPARTMENT TO ACT AS AN AGENT FOR THE CITY OF SEDALIA IN THE APPLICATION PROCESS FOR THE 2023 JUSTICE ASSISTANCE GRANT (JAG) AND AN AGREEMENT BETWEEN THE CITY OF SEDALIA, MISSOURI AND THE COUNTY OF PETTIS, MISSOURI FOR DISTRIBUTION AND USE OF ANY AWARDED FUNDS was read once by title and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

COMMUNITY DEVELOPMENT – Rhiannon M. Foster, Chairwoman; Tina Boggess, Vice Chairwoman

- Properties located at 105 South Limit and 1712 Liberty Park Boulevard near the Heckart Community Center are owned by the City and can be used for parking. The areas are zoned R-1 (Single Family Residential) and need to be rezoned C-3 (Commercial) in order to be used for a parking lot.

BILL NO. 2023-142, ORDINANCE NO. 11859 – AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-3 (COMMERCIAL) ON CERTAIN PROPERTIES LOCATED AT 105 SOUTH LIMIT AND 1712 LIBERTY PARK BOULEVARD, IN THE CITY OF SEDALIA, MISSOURI, IN ACCORDANCE WITH CHAPTER 64, OF THE CITY CODE OF THE CITY OF SEDALIA, MISSOURI was read once by title.
2nd Reading – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.
Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- DeLong Inc., owners of property located at 1609 East Harvey and 1701 East Harvey, have requested that properties be rezoned from R-1 (Single Family Residential) to M-2 (Heavy Industrial) to allow for industrial expansion.

BILL NO. 2023-143, ORDINANCE NO. 11860 – AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO M-2 (HEAVY INDUSTRIAL) ON CERTAIN PROPERTIES LOCATED AT 1609 EAST HARVEY AND 1701 EAST HARVEY, IN THE CITY OF SEDALIA, MISSOURI, IN ACCORDANCE WITH CHAPTER 64, OF THE CITY CODE OF THE CITY OF SEDALIA, MISSOURI was read once by title.

2nd Reading – Motion by Oldham, 2nd by Robinson. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Cross was absent.

- The County of Pettis along with CASA have requested that properties located at 200 East Clay and 215 East Henry be rezoned from R-1 (Single Family Residential) to R-3 (Apartment House Residential). CASA is looking to construct their offices and emergency temporary housing on top of the emergency storm shelter located at 200 East Clay.

BILL NO. 2023-144, ORDINANCE NO. 11861 – AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-3 (APARTMENT HOUSE RESIDENTIAL) ON CERTAIN PROPERTIES LOCATED AT 200 EAST CLAY AND 215 EAST HENRY, IN THE CITY OF SEDALIA, MISSOURI, IN ACCORDANCE WITH CHAPTER 64, OF THE CITY CODE OF THE CITY OF SEDALIA, MISSOURI was read once by title.

2nd Reading – Motion by Marshall, 2nd by Robinson. All present in favor. Cross was absent.

Final Passage – Motion by Marshall, 2nd by Robinson. All present in favor. Cross was absent.

Roll Call Vote: Voting “Yes” were Robinson, Marshall, Boggess, Hiller, Foster and Bloess. No one voted “No”. Oldham abstained due to being a CASA Board member. Cross was absent.

- The owner of properties located at 2101 South Marvin, 2201 South Marvin and 2211 South Marvin submitted a rezoning application to rezone the properties from R-1 (Single Family Residential) to C-1 (Local Business). During the Planning & Zoning Commission meeting held August 2, 2023, individuals voiced concern regarding opening the area for commercial use. The C-1 designation does not fit within the immediate surrounding area and the owner of the properties was not able to give a specific commercial use for the property. Staff and the Planning & Zoning Commission recommend denial of the rezoning application.

BILL NO. 2023-145 – GRANTING A CHANGE IN ZONING CLASSIFICATION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (LOCAL BUSINESS) ON CERTAIN PROPERTIES LOCATED AT 2101 SOUTH MARVIN, 2201 SOUTH MARVIN AND 2211 SOUTH MARVIN IN THE CITY OF SEDALIA, MISSOURI IN ACCORDANCE WITH CHAPTER 64, OF THE CITY CODE OF THE CITY OF SEDALIA, MISSOURI was read once by title.

2nd Reading – Motion by Marshall, 2nd by Foster. All present in favor. Cross was absent.

Final Passage – Motion by Oldham, 2nd by Marshall. All present in favor. Cross was absent.

Roll Call Vote: No one voted “Yes”. Voting “No” was Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. Cross was absent. **BILL FAILED.**

APPOINTMENTS: The following new appointments were read and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

*Jennifer Boatright – Animal Advisory Control Board – Completing Dana Gillig’s Term Expiring June 2024.

*Ian Shoemaker – Planning & Zoning Commission – Completing Connie McLaughlin’s Term Expiring June 2026.

BIDS: None

LIQUOR LICENSES: The following new/renewal Liquor Licenses were read and approved on motion by Oldham, seconded by Marshall. All present in favor. Cross was absent.

New:

- *Brad Wikstrom dba Craft Beer Cellar, 700 S Ohio, Special Event (Wings for Wags, September 23, 2023
4:00 p.m. to 8:00 p.m.)
- *Kristy Long dba Wildlife Ridge Winery, 34751 Miller Rd., Smithton, MO, 65350, Special Event (Sedalia Chamber of Commerce Piccadily Gala, 324 W 2nd, September 28, 2023, 8:00 a.m. to Midnight)

Renewal:

- *Chancey Sherman dba Chance's R LLC, 303 S Lamine, Liquor By The Drink & Sunday Sales
- *Eric Brown dba Buffalo Wild Wings, 4401 Wisconsin Ave., Liquor By The Drink & Sunday Sales
- *Doug Benitz dba Liberty Center Association For The Arts, 111 W 5th, Liquor By The Drink
- *Tiffany Vanalstine dba Casey's General Store #1063, 1909 W Main, Packaged Liquor & Sunday Sales
- *Andres Amezcua dba Casey's General Store #1052, 716 W 16th, Packaged Liquor & Sunday Sales
- *Ruby Larsen, dba Casey's General Store #2347, 1601 E Broadway, Packaged Liquor & Sunday Sales
- *Lisa Sousley dba Casey's General Store #1601, 3500 W 16th, Packaged Liquor & Sunday Sales

MISCELLANEOUS ITEMS FROM MAYOR/COUNCIL/ADMINISTRATOR:

City Administrator Kelvin Shaw stated the Spring Fork Lake survey is still available on the website and over 600 surveys have been filled out. The survey will be available on-line until the end of the week and then a work session will occur at a later date to review the results.

City Administrator Kelvin Shaw stated the Missouri State Fair starts Thursday, August 10, 2023 and the City's booth is located near the old Administration Building across from the Grandstand. The City will also have an entry in the parade on Thursday.

GOOD & WELFARE:

Turf Martin, 30192 Highway M, stated he is on the CASA Board and thanked Council for passing the rezoning Ordinance. Mr. Martin stated CASA's mission has changed because the definition of "spouse" has changed. The new name is not known exactly but will represent domestic abuse instead of spousal abuse. Outreach to clients has grown within Pettis County and into Saline and Benton Counties as well. They would like to take advantage of a new location within the City as more of the facilities are becoming publicly disclosed and are being outgrown. Pettis County approached CASA regarding building the new facility on top of the storm shelter located on Harvey and Clay as they were designed by FEMA to be built with an additional level on top. The engineering plans will be submitted to FEMA for approval and their hope is to beautify the area and make it more dignified.

Caylan Crabtree, 3100 Brianna, Apt. 810, stated he is concerned about the area of Clarendon Road by the fairgrounds. The road is narrow and there isn't a sidewalk. He is aware of persons with disabilities who walk that route and they have told him they are uncomfortable walking in the area. Potentially widening the road or adding a sidewalk would make it safer.

Rene Vance, 19813 Tanglenook Rd., stated the Senior Center is selling raffle tickets for \$1,000.00 worth of meat along with a freezer. Tickets are \$10.00 each and only 450 will be sold. The Sedalia Tenderloin will be held September 10, 2023 from 11:00 a.m. to 1:00 p.m. and tickets are \$15.00 for adults and \$7.00 for kids. The fall spud sale will be held September 14, 2023 and they will also be collecting shoes of all sizes

through September 30, 2023 for their "Sole's for Success" fundraiser. Ms. Vance also asked Council if they knew who she could contact regarding landlords charging elderly tenants up to \$100.00 more above their rent for pest control and Councilman Bloess suggested speaking with the Landlords Association.

The meeting adjourned at 7:23 p.m. on motion by Foster, seconded by Oldham to a closed door meeting in the upstairs conference room pursuant to subsections 1 (Legal Advice), 2 (Real Estate) and 12 (Negotiated Contracts) of Section 610.021 RSMo. Roll Call Vote: Voting "Yes" were Robinson, Oldham, Marshall, Boggess, Hiller, Foster and Bloess. No one voted "No". Cross was absent.

The regular meeting reopened and adjourned at 8:01 p.m. on motion by Oldham, seconded by Robinson. All present in favor. Cross was absent.

THE CITY OF SEDALIA, MISSOURI



Rhiannon M. Foster, Mayor



Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE LEVYING AND PROVIDING FOR THE COLLECTION OF TAXES FOR THE YEAR 2023 IN THE CITY OF SEDALIA, MISSOURI.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. There is hereby levied for the year 2023 the following rate of taxation upon all real estate and personal property within the limits of the City of Sedalia, Missouri, which is not exempt from taxation as shown by the Assessor's valuation thereon, as fixed and agreed upon by the Board of Equalization, as follows:

1. For the purpose of defraying the expenses of the City of Sedalia, a city within the State of Missouri, having a population of less than 30,000 and more than 10,000 inhabitants, the rate and sum of \$0.4813 on the One Hundred Dollars valuation.
2. For the support and maintenance of the free public library heretofore established and now existing in the said City, the rate and sum of \$0.2344 on the One Hundred Dollars valuation.
3. For the support of a Library Voter Approved Tax Increase, the rate and sum of \$0.0681 on the One Hundred Dollars valuation.
4. For the support and maintenance of the free public parks heretofore established and now existing in the said City, the rate and sum of \$0.1674 on the One Hundred Dollars valuation.
5. For the support of a fund for Firemen's Pension as heretofore established by vote and provided for by ordinance, the rate and sum of \$0.0500 on the One Hundred Dollars valuation.
6. For the support of a fund for Policemen's Pension as heretofore established by vote and provided for by ordinance, the rate and sum of \$0.0942 on the One Hundred Dollars valuation.
7. For the purpose of paying for all costs and expenses incurred in the operation of the Sedalia Special Business District, the provision of services and improvements authorized by law and incidental to the leasing, construction, acquisition and maintenance of any improvements provided for by law or for paying principal and interest on notes or bonds authorized for the construction or acquisition of any said improvements, the rate and sum of \$0.8606 on the One Hundred Dollars valuation, on property located within the said district.

Section 2. Therefore, the tax levy for:

1. Property located outside the Special Business District and the Public Library will be assessed at the rate of \$0.7929 per \$100.00 assessed valuation thereon; and
2. Property located outside the Special Business District but within the Public Library will be assessed at the rate of \$1.0954 per \$100.00 assessed valuation thereon; and
3. Property located within the Special Business District and the Public Library will be assessed at

the rate of \$1.9560 per \$100.00 assessed valuation thereon.

Section 3. This ordinance shall take effect and be in full force from and after its passage by the City Council and approval by the Mayor.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers,
City Clerk

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE APPROVING AND ACCEPTING A BID FOR COMMERCIAL PROPERTY AND CONTENT INSURANCE.

WHEREAS, the City of Sedalia, Missouri has received a bid from Assured Partners through Cincinnati Insurance for the purchase of Commercial Property and Content Insurance for the City of Sedalia; and

WHEREAS, under the bid the City of Sedalia, Missouri shall pay the sum and amount of not to exceed Two Hundred Sixty-Three Thousand Eight Hundred Fifty-Seven Dollars (\$263,857.00) to Assured Partners through Cincinnati Insurance for said Commercial Property and Content Insurance , as more fully described in the bid attached to this ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. The Council of the City of Sedalia, Missouri hereby approves and accepts the bid by and between the City of Sedalia, Missouri and Assured Partners through Cincinnati Insurance in substantively the same form and content as it has been proposed.

Section 2. The Mayor or City Administrator are authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri on the bid, and any other subsequent documentation, in substantively the same form and content as it has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy bid, and any other subsequent documentation after it has been executed by the parties or their duly authorized representatives.

Section 4. This ordinance shall take effect and be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk



City of Sedalia

City Clerk's Office
200 S. Osage
Sedalia, MO 65301
(660) 827-3000 www.sedalia.com

To: Kelvin Shaw, City Administrator
From: Jason S. Myers, City Clerk
Date: August 21, 2023
Re: Bids for Commercial Property and Content Insurance

The City Clerk's Office bid out the Commercial Property and Content Insurance for the City of Sedalia and only received one bid:

Assured Partners

- Cincinnati Insurance – Total Premium \$265,880.00

The City's current coverage is with Assured Partners thru Cincinnati and the premium for 2022-2023 was \$247,896.00 which is a difference of \$17,984.00 from the amount bid by Cincinnati. The total values went up, so the comparison premium dollars per the value of the property being insured was flat.

Public Works Operations Manager, Justin Bray reviewed the schedule of contractor's equipment in order to compare amounts listed versus actual cash value for the various equipment. Following Mr. Bray's review and by adjusting amounts on the equipment to reflect current value, it resulted in an additional premium savings amount of \$2,023.00. With this additional savings, it decreases Cincinnati's bid to a total of \$263,857.00 which is a difference of \$15,961.00 from the 2022-2023 premium.

The recommendation is to award the bid for commercial property and content insurance for a one-year period with a renewal option of an additional two years to Assured Partners under Cincinnati Insurance effective September 1, 2023.

Tabulation of Bids
Commercial Property Insurance
July 6, 2023 2:00 P.M.
Council Chambers

			Assured Partners Attn: Becky Stetzenbach 404 W. Broadway Sedalia, Mo 65301	
			Cincinnati Insurance AM Best Rating: A+ (Superior)	
<u>Coverage</u>	<u>Blanket</u>	<u>Current Deductible</u>	<u>Deductible</u>	
			<u>Quoted</u>	<u>Premium</u>
Property	\$130,795,343	\$75,000	\$75,000	\$246,906.00
-West Fire Headquarters		\$25,000		Included
-Police Headquarters		\$25,000		Included
-Heckart Community Center		\$25,000		Included
-WPC Tanks		\$5,000		Included
Business Income	\$14,399,497			Included
Property in the Open	\$23,842,628	\$5,000		Included
-EMA Siren 2 & 27		\$2,500		Included
-Hubbard Park		\$2,500		Included
School Signals	\$37,605.97	\$2,500	\$2,500	\$3,029.00
Traffic Lights	\$626,033.67	\$2,500	\$2,500	Included
EDP	\$950,804.32			\$5,981.00
Service Interruption/Extra Expense	Incl. in prop. Total			Included
Equipment Breakdown	Incl. in prop. Total		\$25,000	Included
Contractor's Equip.	\$7,117,288.81	\$1,000	\$1,000	\$9,964.00
Terrorism (TRIA) - Additional Cost				Excluded
<u>TOTAL PREMIUM W/O TRIA</u>				\$265,880.00
<u>Alternate Bids-Contractors Equipment:</u>				
\$5,000 Deductible	\$4,574,844.80			\$5,490.00
\$10,000 Deductible	\$4,116,146.69			\$3,705.00
<u>Specified Causes of Loss/Deductible:</u>				
Earthquake		10%		Limit \$25,000,000; Deductible 10%
Flood		\$50,000		Limit Full Building Value Deductible \$50,000
Windstorm or Hail		\$100,000 per bldg.		Deductible \$100,000/building

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE ACCEPTING THE PROPOSAL OF CENTRAL BANK FOR THE CITY'S PRIMARY DEPOSITORY AND AUTHORIZING SECONDARY DEPOSITS AT EQUITY BANK

WHEREAS, recently the City asked for proposals to be the depository for the City's monetary funds and (Central Bank), provided its successful proposal, attached hereto and incorporated herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. The Council accepts the proposal and the terms contained therein of (Central Bank), as attached hereto and incorporated herein as Exhibit A, to be the City's primary depository.

Section 2. The Council designated the individuals or appointed to the positions of Mayor, Finance Director, and City Clerk to be signatories on each of the accounts maintained at such bank, and authorizes any of such individuals to execute documents they deem appropriate in connection with this relationship.

Section 3. The council authorizes secondary deposit accounts to be held at Equity Bank.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers, City Clerk



Let's Cross Paths

City of Sedalia

200 S. Osage

Sedalia, MO 65301

(660) 827-3000 www.sedalia.com

To: Kelvin Shaw
City Administrator

From: Jessica Pyle

Date: August 7, 2023

Re: City of Sedalia Depository Bid Award

State statutes require City depository services to be selected by bid. The last depository bid was awarded in 2015. In May, City of Sedalia distributed notice for depository bids. The two bids received were opened on June 5, 2023. Central Bank and Equity Bank each submitted a bid for depository funds.

The proposals from Central Bank and Equity Bank were very competitive. The bid tabulation sheet prepared by Jason Myers is included. Also included is further analysis of comparison of the two bids and the scoring from each member of the finance committee.

In summary:

- 1) Equity Bank's bid has the highest net income of just over \$20k annually, assuming a \$10M collective account balance. Both banks propose zero fees.
- 2) Five of the six scoring members, awarded equal or greater scores for Central Bank over Equity Bank in each of the remaining five categories: Service Levels, Service Experiences, Strength & Stability, Convenience, and Desirable Options.
- 3) Overall, five of the six scores awarded a total greater score to Central Bank over Equity Bank. The average of all six scores was less than one point. The bids were very competitive.
- 4) The recommendation by several scoring members includes to deposit some funds with Equity Bank, as best suited from an operational standpoint and to allow the opportunity to establish a depository relationship with Equity Bank.

All things considered, I recommend that we propose to Council on August 21 to accept the Central Bank proposal as the City of Sedalia main depository institution, while depositing some funds with Equity Bank.

Bid Tabulation
Depository of City Funds
Bids Due May 31, 2023
Opened June 5, 2023 3:00 p.m.
Council Chambers

	Central Bank Attn: Greg Eby, President & CEO 301 W Broadway, PO Box 0351 Sedalia, MO 65302-0351	Equity Bank Attn: Mark S. Janczewski, CTP 920 Thompson Blvd Sedalia, MO 65301
Tier \$	No minimum balance or tier	Pay same rate on all balances
Margin Over/Under Federal Funds Rate to be paid on balance up to tier amount	Rate of 0.15 basis points below Federal Funds (Current 5.07%) or 4.92% as of 5/30/2023	Lower end of Federal Funds Rate range plus .15%
Margin Over/Under Federal Funds Rate on balance exceeding tier amount	No tier or minimum balance	Lower end of Federal Funds Rate range plus .15%
Minimum Rate (floor) to be paid on Account:	0.15 basis points below Federal Funds	0.35%

**CITY COUNCIL
OF THE CITY OF SEDALIA, MISSOURI**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI,
STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE
THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024.**

WHEREAS, Section 67.010 of the Revised Statutes of Missouri requires each political subdivision of the State of Missouri (“State”) to prepare an annual budget and establishes the requirements for that budget; and

WHEREAS, the City of Sedalia, Missouri (“City”), is a city of the third classification created pursuant to Chapter 77, RSMo, and is a political subdivision of the State of Missouri; and

WHEREAS, the City Council of the City adopted and approved the City’s annual budget for Fiscal Year 2023 in accordance with the requirements of Section 67.010, RSMo, by Ordinance No. 11535 on March 21, 2022, and

WHEREAS, Sections 67.030 and 67.040 authorize and provide a procedure for the City Council to amend the City’s annual budget to increase expenditures in any fund; and

WHEREAS, expenses for City’s operations for Fiscal Year 2024 have been higher than budgeted, but do not exceed revenues plus the City’s unencumbered balance brought forward from previous years; and

WHEREAS, the City Council of the City desire to state the facts and reasons necessitating an amendment to increase certain expenditures in the Fiscal Year 2024 annual budget.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. Expenditures from the City’s General Fund must be increased by a total of \$40,000 above the amount authorized in the adopted annual budget for Fiscal Year 2024. An amendment to increase said budget is necessary for the following facts and reasons:

- A. Add City of Sedalia logo to water tower as a joint project with Lions Club

Section 2. This Resolution shall take effect immediately upon its execution by the Mayor or otherwise as provided by law.

PASSED by the City Council of the City of Sedalia, Missouri, on August 21, 2023

Presiding Officer of the Council

ATTEST: _____
Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024
REGARDING CITY OF SEDALIA LOGO IMPRINT ON WATER TOWER**

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SEDALIA, MISSOURI** as follows:

Section 1. The 2023-2024 fiscal year budget beginning April 1, 2023 and ending March 31, 2024 is hereby amended to modify certain budgeted line items as they appear on the attached schedule and made a part hereof as Exhibit A as if fully set out herein.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

Exhibit A
City of Sedalia
FY24 Budget Amendment 8/21/2023 Admin Water Tower Logo

Account / Description	Current Budget	Change	Amended Budget	Comments
Expenditures / Uses of Funds				
15-32-353-41 Capital Projects	4,650.00	40,000.00	44,650.00	Add City of Sedalia logo to water tower as a joint project with Lions Club
Total Expenditure Change		<u>40,000.00</u>		
		<u>(40,000.00)</u>		Net Increase (Decrease) in Projected Fund Balance

RESOLUTION NO. _____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, EXPRESSING ENTHUSIASTIC SUPPORT FOR A COLLABORATIVE ENDEAVOR WITH THE SEDALIA LIONS CLUB AND OTHER CIVIC ORGANIZATIONS TO DISPLAY THE SEDALIA LOGO ON THE SEDALIA WATER TOWER, THEREBY BOLSTERING COMMUNITY SPIRIT.

WHEREAS, the Sedalia Lions Club, renowned for their unwavering dedication to our community, has proposed a thoughtful initiative to amplify our city's identity by displaying its logo on the Sedalia Water Tower; and

WHEREAS, the logo and tag line were artfully crafted, not merely to represent the city government, but to embody a unifying community brand, lending itself perfectly to this purpose of communal identity and pride; and

WHEREAS, this proposal is in keeping with the spirit of successful collaborations between the City and the Lions Club, which have led to the fruition of numerous cherished community projects, including the Picnic Shelter at Katy Park, the Playground at the Mini Park, and the Highway 50 West Beautification project, among others; and

WHEREAS, the Sedalia Lions Club has committed to leading a fundraising effort, reaching out to local service organizations, community clubs, and foundations, with an ambitious yet achievable target of raising \$40,000.00; and

WHEREAS, the City Council recognizes the profound communal value of this endeavor and the sense of local pride it can cultivate, as well as the promotion of visibility it can provide for the City of Sedalia.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI AS FOLLOWS:

Section 1. The City Council hereby expresses its enthusiastic intention to match the funds raised by the Sedalia Lions Club and other civic organizations for the purpose of proudly displaying the Sedalia logo on the Sedalia Water Tower.

Section 2. While this resolution reflects our shared aspiration, it should be noted that any expenditure of City funds shall be in accordance with the City's financial policies such as those governing budgeting and the procurement process.

Section 3. The Mayor of the City of Sedalia and City Administrator are hereby authorized and encouraged to collaborate with the Sedalia Lions Club and other key stakeholders to develop a detailed plan for the fundraising, design, and successful implementation of this project.

Section 4. This resolution, steeped in community spirit, shall take effect immediately upon its heartfelt adoption and approval.

PASSED by the City Council of the City of Sedalia, Missouri, on August 21, 2023

Presiding Officer of the Council

ATTEST: _____
Jason S. Myers, City Clerk

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI TO WAIVE PERMIT FEES FOR PROPOSED STATE FAIR COMMUNITY COLLEGE PROJECTS AS AN ECONOMIC DEVELOPMENT PARTNER IN WORKFORCE DEVELOPMENT.

WHEREAS, State Fair Community College (SFCC) is an integral partner with the City in its economic development efforts as the focal point and primary provider of work force development services; and

WHEREAS, to further expand and improve its capabilities in such work force development, the college is moving forward with three interrelated construction projects totaling approximately \$50 million of new construction; and

WHEREAS, SFCC has requested consideration of waiver of the applicable building permit fees for these projects, given their nonprofit status and the community benefits it provides, as well as, the economic development impact of these particular projects.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. It is in the public's general interest to waive the building permit fees for the following SFCC projects.

- a) The construction of a new Center for Advanced Agriculture and Transportation Technology facility. Estimated construction costs of \$20 million.
- b) The construction of a new 200 bed residence hall. Estimated construction costs of \$15 to \$20 million.
- c) The construction of a new outdoor athletic complex. Estimated construction costs of \$10 million.

Section 2. It is appropriate use of City resources to conduct the plan reviews and follow-up inspections to ensure public safety for these projects without remuneration of the costs.

Section 3. This resolution shall take effect immediately upon its execution by the Mayor or otherwise as provided by law.

PASSED by the City Council of the City of Sedalia, Missouri, on August 21, 2023.

Presiding officer of the Council

ATTEST: _____

Jason S. Myers
City Clerk

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AN AMENDMENT TO TASK ORDER NUMBER EIGHT FOR CENTRAL PLANT AERATION IMPROVMENTS.

WHEREAS, the City of Sedalia, Missouri has received an Amendment to Task Order #8 from Burns & McDonnell Engineering Company, Inc. for aeration improvements at the Central Wastewater Treatment Plant; and

WHEREAS, under the attached amendment, the City of Sedalia, Missouri shall pay the sum and amount of Forty-Nine Thousand Eight Hundred Dollars (\$49,800.00) to Burns & McDonnell Engineering Company, Inc. for said services as more fully described in the proposed amendment attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. The Council of the City of Sedalia, Missouri hereby approves and accepts the amendment to Task Order #8 by and between the City of Sedalia, Missouri and Burns & McDonnell Engineering Company, Inc. attached hereto in substantively the same form and content as it has been proposed.

Section 2. The City Administrator is authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri on the amendment in substantively the same form and content as it has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the amendment after it has been executed by the parties or their duly authorized representatives.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection in the City Clerk's Office prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers,
City Clerk



Let's Cross Paths

City of Sedalia


200 S. Osage

Sedalia, MO 65301

(660) 827-3000 www.sedalia.com

MEMO

TO: Kelvin L. Shaw, City Administrator

FROM: Christopher R. Davies, Public Works Director 

SUBJECT: AMENDMENT TO CONTRACT WITH BURNS & McDONNELL, CWWTP

Background:

The City is currently under contract with Burns & McDonnell, an engineering firm, for the design and construction of certain improvements to the Central Wastewater Treatment Plant. The scope of the project is refurbish the Aeration Basin, which includes: 1) New Mixer, 2) New Diffusers, 3) New Blowers, and associated equipment. The purpose of this upgrade is twofold: 1) to replace aging and broken equipment, 2) to assist in bringing the WWTP back into compliance with the approved National Pollutant Discharge Elimination System (NPDES).

Discussion:

City staff has been working with Burns & McDonnell on the upgrade to the plant. As part of that process, we have been reviewing various components of the proposed upgrade, which includes the blowers. There are two types of blowers for this application: 1) the existing blowers, which are Positive Displacement Blowers, or 2) Turbo Blowers. In reviewing the options and taking into account the proposed life of the WWTP, staff has recommend and is moving forward with the Turbo Blowers. There are two main reasons for this: 1) a more energy efficient blower, and 2) less moving parts and less expensive to maintain. The purchase of the Turbo Blowers requires the installation of a building to house the blowers, which is a requirement of the manufacturer to maintain the warranty; the existing blowers are outside and subject to the elements (which they are designed for). In choosing the Turbo Blowers, the cost of the building is factored into the overall life of the project. In the concept design work, the original plan was to replace the blowers with in-kind components, however as discussed above, the Turbo Blowers are the better option which requires the design of a building, which is currently outside of the scope of work with our contract with Burns & McDonnell.

Burns & McDonnell has provided the City with an Amendment to the Contract for the design work; this additional design work will increase the lump sum contract value by \$49,800 to a total value of \$248,700.00. Two signed amendments from Burns & McDonnell are attached.

Recommendation:

City staff recommends the City Council approved the amendment to the contract with an increased cost of \$49,800 and authorized the City Administrator to sign the amendment.

AMENDMENT TO TASK ORDER NO. 8

AMENDMENT No. 1

Date: 08/08/2023

This AMENDMENT modifies the Agreement dated February 22, 2023 made by and between **Burns & McDonnell Engineering Company, Inc.**, (hereinafter called ENGINEER), and The City of Sedalia, Missouri (hereinafter called OWNER) for the following Project: Central WWTP Aeration Improvements. For good and valuable consideration, the sufficiency of which is acknowledged, the parties agree to make the following changes to their Agreement.

1. The parties agree that the DESIGN-BUILDER's Scope of Services is amended as follows:
 - A. Complete Preliminary Design and Pricing Development (in accordance with Task 4 and 5 of Task Order No. 8) for a new blower building with turbo-blowers adjacent to the Aeration Basin. Blower building to generally consist of:
 - i. Single room pre-engineered metal building.
 - ii. HVAC as needed for equipment requirements.
 - iii. No plumbing.
 - iv. Lighting, doors, and insulation in accordance with all applicable building codes.
 - v. Design of three (3) 2,700 scfm each turbo-blowers (2 duty, 1 standby) and associated piping and electrical equipment.
2. The following adjustments are made to the DESIGN-BUILDER's compensation:

Increase the total lump sum contract value by \$49,800 to a total value of \$248,700.00.
3. The time for completion of DESIGN-BUILDER's Services is adjusted as follows:

Time for completion is extended by 62 calendar days to September 22, 2023.
4. Other changes to the Agreement, if any, are stated below:

None.
5. The terms of this AMENDMENT supersede any contrary terms of the Agreement. This AMENDMENT will be deemed a part of, and be subject to, all other terms and conditions of the Agreement. Except as modified above, the Agreement will remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT the day and year first written above.



OWNER: City of Sedalia, Missouri

**ENGINEER: Burns & McDonnell
Engineering Company, Inc.**

By: _____

By:  _____

Name: Kelvin L Shaw

Name: Darin Brickman, PE

Title: City Administrator

Title: Vice President

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MISSOURI DEPARTMENT OF CONSERVATION FOR THE CONTINUATION OF THE COMMUNITY ASSISTANCE PROGRAM FOR SPRINGFORK LAKE

WHEREAS, the City of Sedalia, Missouri, has received a proposal to continue the City's participation in the Missouri Department of Conservation Community Assistance Program at Springfork Lake; and

WHEREAS, under the agreement, the Missouri Department of Conservation and the City of Sedalia desire to take advantage of the qualities of Springfork Lake and maximize the recreational values associated with its proper management and use as more fully described in the proposed agreement attached and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. The Council of the City of Sedalia, Missouri, hereby authorizes the agreement by and between the City of Sedalia, Missouri and Missouri Department of Conservation as the agreement has been proposed and attached hereto.

Section 2. The Mayor is authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri, on the agreement in substantively the same form and content as the agreement has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a copy of the agreement after it has been executed by the parties or their duly authorized representatives.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers, City Clerk

**AGREEMENT BETWEEN THE
CITY OF SEDALIA
AND THE
MISSOURI DEPARTMENT OF CONSERVATION**

THIS AGREEMENT is to implement the MISSOURI DEPARTMENT OF CONSERVATION COMMUNITY ASSISTANCE PROGRAM, and is made and entered into this _____ day of _____ 20___, by and between the CITY OF SEDALIA (City) and the MISSOURI DEPARTMENT OF CONSERVATION (Department).

WHEREAS, the City owns a tract of land in Pettis County with a 115-acre lake known as Spring Fork Lake that is used by the City for public fishing and recreation, and is referred to here as the "Area" and is described in attached Exhibit A; and

WHEREAS, the City and Department entered into a Community Assistance Program Agreement on July 23, 2004 for the Area which is hereby superseded and replaced; and

WHEREAS, the Department and City realize the importance and need for close-to-home fishing and associated outdoor activities; and

WHEREAS, the Department and City wish to take advantage of the qualities of this Area and maximize the recreational values associated with its proper management and use.

NOW, THEREFORE, in consideration of the mutual covenants of the parties contained herein, the parties hereto do mutually agree as follows:

1. **CITY RESPONSIBILITIES.** The City agrees to:
 - A. Allow free public access and full use of the Area for fishing and related recreational activities by the general public consistent with the Wildlife Code of Missouri and during hours established by mutual agreement of the City and the Department.
 - B. Provide Area maintenance as specified in attached Exhibit B.
 - C. Monitor the condition of the Area's facilities and take actions necessary to ensure that they are clean, safe and usable, including but not limited to closing facilities to public access until any dangerous conditions that may have arisen have been corrected.
 - D. Provide adequate law enforcement and protective services, as much as City jurisdiction permits, for the safety and well-being of the Area's users and facilities.

- E. Give proper recognition to the Department and the Federal Aid in Sport Fish Restoration Program in all brochures, advertisements or other publications concerning the Area.
- F. Prohibit fish stocking other than that recommended in writing by a Department fisheries management biologist.
- G. Manage its property within the watershed of Spring Fork Lake to maintain the lake's good water quality, and take no actions that will lead to the deterioration of the lake's water quality, habitat or aquatic community.
- H. Comply with all local, state, and federal laws and regulations related to the performance of this Agreement to the extent that the same may be applicable to the City. The City agrees to assume all risks associated with the activities performed under this Agreement. Nothing in this Agreement shall constitute a waiver of sovereign immunity.
- I. Follow the terms and conditions found on Exhibit C until July 23, 2029 since federal aid was used. Maintain in good working order and repair all facilities constructed pursuant to the July 23, 2004 Agreement until July 23, 2029. These facilities include the boat ramp, privy, floating fishing dock, parking lot with concrete parking pad, and entrance road.

2. DEPARTMENT RESPONSIBILITIES. The Department agrees to:

- A. Prepare and provide a general management plan for the fishery resources of the lake.
- B. Provide periodic fish community surveys and analysis, and manage the fishery through proper regulations, fish stocking, manipulation of the fish population and other fisheries management actions as determined by the Department.
- C. Enact and enforce appropriate fishing rules and regulations, and assist the City in enforcing the laws of the State of Missouri and the Wildlife Code of Missouri.
- D. Provide and maintain informational and entrance signs recognizing the City and the Department for their roles in this cooperative project.

3. JOINT RESPONSIBILITIES AND ACKNOWLEDGEMENTS. Both parties agree that:

- A. This Agreement is for the purpose of capitalizing on the value of the Area for public fishing and related outdoor activities.
- B. The Department may fund its obligations under this Agreement with any combination of state and federal monies.

- C. The required fishing permit as defined by the Wildlife Code of Missouri and the effective regulations pertaining to the taking of fish and use of the Area will be jointly publicized whenever possible.
- D. This Agreement shall become effective upon execution by both parties. It shall expire twenty-five years from the effective date; provided, however, that it shall renew automatically for successive terms of one year each if neither party has advised the other in writing of its intention to terminate the same at least one hundred and twenty days prior to any applicable termination date.
- E. Any electronic signatures affixed to this document are intended to authenticate this writing and to have the same force and effect as manual signatures, pursuant to the Missouri Uniform Electronic Transactions Act (§432.200 et seq., RSMo).
- F. This Agreement may be amended as desired by the mutual written agreement of the parties hereto.
- G. In the event of breach or default of this Agreement by the City, or should this Agreement be terminated by the City for other than breach or default by the Department, before July 23, 2029, the City shall reimburse the Department for that portion of the costs of improvements at the Area provided by the Department pursuant to the July 23, 2004 Agreement, minus the total amount actually expended by the City to maintain said Area as previously set out. In the event of breach or default of this Agreement by the Department prior to its expiration date, use without restriction of all improvements installed at the Area with Department funds pursuant to the July 23, 2004 Agreement shall revert to the City at no cost.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

**MISSOURI DEPARTMENT OF
CONSERVATION**

FISHERIES SECTION CHIEF

Attest:

CITY OF SEDALIA

City Clerk

MAYOR

EXHIBIT A

[Attach documentation that the area is owned (copy of deed) or will be legally under the control (copy of leases, easements or agreements) of the cooperating entity during the entire term of this Agreement.]

EXHIBIT B

AREA MAINTENANCE STANDARDS

The City agrees to provide routine maintenance of the Area and facilities sufficient to keep the public use facilities in a clean, safe and usable condition. In accomplishment of this, the City agrees to:

- 1) Provide routine cleaning of the boat ramp.
- 2) Clean up trash and litter at least once each week from May 1st through September 15th, and as needed during the rest of the year.
- 3) Clean and deodorize privy at least once a week from May 1st through September 15th, and as needed during the rest of the year.
- 4) Pump privy when liquid levels reach 75% of pit capacity or before when conditions warrant, and to make repairs to Area privies as needed.
- 5) Mow grass within 10 feet of roads, parking lots, and other public use facilities often enough to ensure that it does not exceed a height of 6 inches; and mow a 20-foot semi-circle around the cantilever directional sign (if provided) often enough to ensure that vegetation does not obstruct the visibility of the sign from both directions.
- 6) Control grass on roads and parking areas and around traffic control barriers (if present).
- 7) Provide and install rock (rip rap), as needed, to maintain any protective rocked slopes or banks in the vicinity of the provided facilities.
- 8) Provide the normal, routine maintenance of Area roads, parking lots, entrance road, boat ramp, floating fishing dock, privy, sidewalks, ADA parking spaces and any other facilities needed to keep these items fully functional and to present a positive image of the City and Department to the public.

EXHIBIT C

NOTICE OF FEDERAL PARTICIPATION

The City agrees to the following terms and conditions if Federal Aid in Sport Fish Restoration are used to construct, develop or maintain the capital assets located on its property.

- 1) As a subrecipient of Federal funds the City must expend and account for the Federal award in accordance with state laws and procedures for expending and accounting for its own funds. In addition, the City's financial management system, including records documenting compliance with Federal statutes, regulations, and the terms and conditions of the Federal award, must be sufficient to permit the preparation of reports required by the project-specific terms and conditions; and the tracing of funds to a level of expenditures adequate to establish that such funds have been used according to the Federal statutes, regulations, and the terms and conditions of the Federal award (2 CFR 200.302 Financial Management).
- 2) Provide the Department with information as requested to allow the determination of risk related to both financials and performance. Allow the Department and auditors access to the records and financial statements of the project as necessary to make a risk assessment.
- 3) Meet and follow the requirements for subrecipients (2 CFR 200.331) which include having a DUNS identifier and be registered in SAM.gov in order to receive federal awards. Certify that the City is not suspended.
- 4) Must have effective control over, and accountability for, all funds, property, and other assets. The City must adequately safeguard all assets constructed with the federal funds and assure that they are used solely for authorized purposes.
- 5) The City must meet and address all requirements imposed by the Department, 50 CFR part 80 and 2 CFR part 200 so that the Federal award is used in accordance with Federal statutes, regulations and the terms and conditions of the Federal award.
- 6) Verify that the City is audited as required by 2 CFR 200 Subpart F—Audit Requirements when it is expected that the City's Federal awards expended during the respective fiscal year equaled or exceeded the threshold set forth in §200.501 Audit Requirements.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE APPROVING AND ACCEPTING PERMANENT SEWER EASEMENTS RELATING TO CURRY DRIVE SEWER EXTENSION.

WHEREAS, the City of Sedalia has received permanent sewer easements for the Curry Drive Sewer extension from E.W. Thompson, Inc and Ditzfeld Transfer, Inc.; and

WHEREAS, said sewer extension is part of a development that will extend an existing sewer main east from Curry Drive to Lamm Drive as more fully described in the permanent easements attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. The Council of the City of Sedalia, Missouri, hereby approves and accepts the permanent sewer easements from owners of properties located at Curry Drive and Lamm Drive as more fully described in the easements attached to this ordinance and incorporated herein.

Section 2. The City Clerk is hereby authorized and directed to file in his office the said permanent sewer easements and Ordinance after recoding said easements and Ordinance with the Pettis County Recorder of Deeds.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed Ordinance having been made available for public inspection prior to the time the Bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk




Let's Cross Paths

City of Sedalia

200 S. Osage

Sedalia, MO 65301

(660) 827-3000 www.sedalia.com

To: Kelvin Shaw, City Administrator
Through: Chris Davies, Public Works Director 
From: Jeremy Stone, Public Works Project Manager
Date: August 8, 2023
Subject: Council Memo- Acceptance of Two (2) Permanent Sewer Easements Related to the Curry Drive Sewer Extension

The Public Works Department is seeking approval of two (2) permanent sewer easements related to the Curry Drive Sewer Extension. The Curry Sewer Extension is part of a development by E.W. Thompson, Inc. that will extend an existing sewer main east from Curry Drive to Lamm Drive.

The executed easement agreements are attached for review. Thank you for considering the acceptance of these easements.



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2023-2978

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07/10/2023 11:50 AM
PAGES: 2

BARBARA CLEVENGER
RECORDER OF DEEDS
PETTIS COUNTY, MO

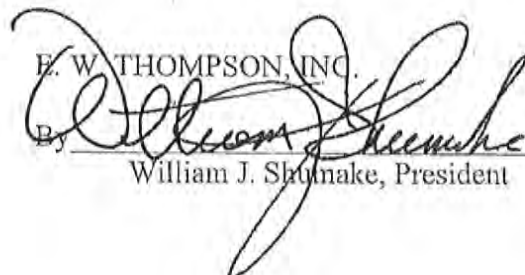
SEWER EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That **E. W. Thompson, Inc., a Missouri corporation**, hereinafter called GRANTOR, has this day, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations to it in hand paid by the **CITY OF SEDALIA, MISSOURI, a municipal corporation**, hereinafter called GRANTEE, does hereby grant, bargain, sell and convey unto the said Grantee, its successors and assigns, a non-exclusive easement to use and to grant to others the use of said easement, for the purpose of operating and maintaining a sanitary sewer system, for the transportation, treatment, and disposal of sewage waste water, said easement being described as follows, to-wit:

A 15.0 FOOT SANITARY SEWER EASEMENT LYING 7.5 FOOT EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:
COMMENCING AT THE NORTHEAST CORNER OF A TRACT DESCRIBED IN BOOK 743 PAGE 373, SAID POINT ALSO BEING ON THE WEST LINE OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI; THENCE SOUTH 04°11'28" WEST, ALONG SAID WEST LINE AND ALONG THE EAST LINE OF SAID TRACT, 41.0 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 38°18'05" EAST, 36.63 FEET; THENCE SOUTH 04°07'44" WEST, 604.46 FEET; THENCE SOUTH 40°54'12" EAST, 617.01 FEET TO A POINT OF THE WESTERLY RIGHT-OF-WAY LINE OF LAMM DRIVE AND THE TERMINATION OF SAID EASEMENT.

Grantor represents and warrants that it is the owner of said real estate and has the right to convey to Grantee the easement herein granted.

IN WITNESS WHEREOF, the undersigned has set his hand and seal on this 30th day of June, 2023.

E. W. THOMPSON, INC.
By 
William J. Shumake, President

STATE OF MISSOURI)
) ss.
COUNTY OF PETTIS)

On this 30th day of June, 2023, before me personally appeared William J. Shumake, to me personally known, who being duly sworn, did say that he is the President of E. W. Thompson, Inc., and that the foregoing instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and the said William J. Shumake acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Sedalia, Missouri, the day and year first above written.

Dianne M. Simon

Notary Public

DIANNE M. SIMON
Notary Public - Notary Seal
STATE OF MISSOURI
Benton County
My Commission Expires: Jun. 1, 2027
Commission # 15541477



DocId:38157803
Tx:4137292

2023-2979
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07/10/2023 11:50 AM
PAGES: 2

BARBARA CLEVINGER
RECORDER OF DEEDS
PETTIS COUNTY, MO

SEWER EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That **Ditzfeld Transfer, Inc.**, a Missouri corporation, hereinafter called GRANTOR, has this day, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations to it in hand paid by the **CITY OF SEDALIA, MISSOURI**, a municipal corporation, hereinafter called GRANTEE, does hereby grant, bargain, sell and convey unto the said Grantee, its successors and assigns, a non-exclusive easement to use and to grant to others the use of said easement, for the purpose of operating and maintaining a sanitary sewer system, for the transportation, treatment, and disposal of sewage waste water, said easement being described as follows, to-wit:

COMMENCING AT THE NORTHEAST CORNER OF A TRACT DESCRIBED IN BOOK 743 PAGE 373, SAID POINT ALSO BEING ON THE WEST LINE OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST OF THE FIFTH PRINCIPAL MERIDIAN, PETTIS COUNTY, MISSOURI; THENCE SOUTH 04°11'28" WEST, ALONG SAID WEST LINE AND ALONG THE EAST LINE OF SAID TRACT, 40.0 FEET TO THE SOUTH LINE OF AN EXISTING SANITARY SEWER EASEMENT AND THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 04°11'28" WEST, ALONG THE WEST LINE OF SAID SECTION 6 AND ALONG THE EAST LINE OF SAID TRACT DESCRIBED IN BOOK 743 PAGE 373, 12.09 FEET; THENCE NORTH 85°48'32" WEST, 30.0 FEET; THENCE NORTH 04°11'28" WEST, 12.09 FEET TO A POINT ON THE SOUTH LINE OF SAID EXISTING SANITARY SEWER EASEMENT; THENCE SOUTH 85°48'32" EAST, ALONG SAID SOUTH LINE, 30.0 FEET TO THE TERMINATION OF SAID EASEMENT.

Grantor represents and warrants that it is the owner of said real estate and has the right to convey to Grantee the easement herein granted.


IN WITNESS WHEREOF, the undersigned has set his hand and seal on this 28th day of June, 2023.

DITZFELD TRANSFER, INC.
By: 
Steven W. Ditzfeld, President

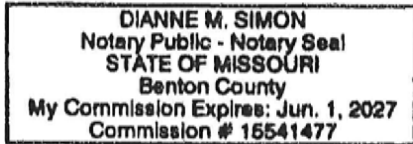
STATE OF MISSOURI)
) ss.
COUNTY OF PETTIS)

On this 28th day of June, 2023, before me personally appeared Steven W. Ditzfeld, to me personally known, who being duly sworn, did say that he is the President of Ditzfeld Transfer, Inc., and that the foregoing instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and the said Steven W. Ditzfeld acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Sedalia, Missouri, the day and year first above written.



Notary Public



BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE APPROVING AND ACCEPTING A QUOTE FOR THE PURCHASE OF A DUMP TRUCK.

WHEREAS, The City of Sedalia, Missouri, has received a quote from R & B Trucking for the purchase of a 2015 Kenworth W900B dump truck to be utilized by the Street Division; and

WHEREAS, under the terms of the Quote, the City of Sedalia shall pay the sum and amount of One Hundred Thirty Thousand Dollars (\$130,000.00) to R & B Trucking for said truck as more fully described in the quote attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. The Council of the City of Sedalia, Missouri, hereby approves and accepts the quote from R & B Trucking in substantively the same form and content as the quote has been proposed.

Section 2. The Mayor or City Administrator are authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri, on any other documentation, if necessary, in substantively the same form and content as the quote has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the quote and any other subsequent documentation after it has been executed by the parties or their duly authorized representatives.

Section 4. This ordinance shall take effect and be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

ATTEST:

Andrew L. Dawson, Mayor

Jason S. Myers
City Clerk




Let's Cross Paths

City of Sedalia

200 S. Osage

Sedalia, MO 65301

(660) 827-3000 www.sedalia.com

To: Kelvin Shaw, City Administrator
Through: Chris Davies, Public Works Director 
From: Justin Bray, Operations Manager
Date: August 10, 2023
Subject: Used Kenworth Dump Truck for Public Works Street Division

The Public Works Department requests approval to purchase the above vehicle. The purchase of a dump truck, plow and spreader was approved for the Street Division in the FY2024 budget. Due to ship dates being 18-24 months out on truck chassis and up to 12 month on spreaders and plows. Street Division requesting to purchase a heavy haul truck and would suit the needs of the Street Division as well as other divisions. The Department requests to purchase this used equipment from R & B Trucking, 47 Kansas Ave., Kansas City, KS 66105.

The Division had planned to use the MoDOT contract pursuant to the City's Financial Policy. However, due to the increase in price and the long waiting list for new equipment, it is in the best interest of the City given the lower price and condition of the truck. Attached is comparable trucks in similar condition and the price from the R & B Trucking.

Originally budgeted	\$225,000
KT Trans LLC	\$130,000

2015 KENWORTH W900B



USD **\$130,000**

Truck Location: [47 Kansas Ave](#) [Kansas City, Kansas 66105](#)

Seller Information

R&B Trucking

Contact: Dustin Poling

Phone: (816) 730-8412

Kansas City, Kansas 66105

(816) 730-8412

[Video Chat](#)



[Hide Thumbnails](#)

Description

Mileage: 451,658 Color: Maroon Wheelbase: 269" Front Axle: Dana D2000 20K Rear Axle: D46-170 HP 46K Ratio: 4.10 Engine Make: PACCAR Engine Type: MX13 | 455HP Trans: RT016908LL-10sp Suspension: Hendrickson HMX400/460 Fuel Cap: Pushers: 120 gal Watson-Chalin 13.5K

Specifications

Year	2015	Manufacturer	KENWORTH
Model	W900B	VIN	INKWXPEX9FJ431278
Condition	Used	Mileage	451,658 mi
Engine Manufacturer	PACCAR	Suspension	Hendrickson HMX460
Drive Side	Left Hand Drive		

[Show As Paragraph](#)

2016 KENWORTH W900L



USD **\$190,000**

Truck Location: [Perrysville, Ohio 44864](#)

Seller Information

brent stillion

Contact: Brent Stillion

Phone: (419) 632-4070

Perrysville, Ohio 44864

(419) 632-4070

[Video Chat](#)



[Hide Thumbnails](#)

Description

ISX15 @ 550 HP , 18 SPEED , FULL LOCKERS 20,000 FRONT 46,000 REARS, Electric Tarp, Big Bertha Vibrating system, Regular maintenance, One owner, Ready to work, Call for more info and pictures.

Specifications

Year	2016	Manufacturer	KENWORTH
Model	W900L	VIN	1NKWX4TXOGJ108921
Condition	Used	Mileage	200,000 mi
Drive Side	Left Hand Drive		

[Show As Paragraph](#)

2006 KENWORTH W900



USD **\$159,500**

Truck Location: [4518 Division Ave Wayland, Michigan 49348](#)

Seller Information

SOUTH KENT SALES

Contact: Scott Keizer

Phone: (616) 877-4435

Wayland, Michigan 49348

[Visit Our Website](#)

(616) 877-4435

Video Chat



[Hide Thumbnails](#)

Description

New 18' ultra high tensile strength AR steel dump body, new tarp system, new hoist, new pump, new pto, new oil, new steer tires, new drive tires, new drive brake shoe and drums, all new shocks, all new air bags, all new air bag lines, new 25,000 non-steerable tag axle, new 25,000 non-steerable pusher axle, Double frame.

Specifications

Year	2006	Manufacturer	KENWORTH
Model	W900	Condition	Used
Stock Number	893	Mileage	479,000 mi
Horsepower	470 HP	Engine Manufacturer	CATERPILLAR
Transmission	Manual	Number of Speeds	10 Spd
Overdrive	Yes	Ratio	4.11
Differential Lock	Yes	Drive	10x4
Suspension	8 Bag Air Ride	Number of Rear Axles	Quad

4:27



AA



truckpaper.com

Check Buying Power

2015 KENWORTH W900B

Dump Trucks

FEATURED LISTING




4:27



truckpaper.com — Private

Apply for Financing

Get Shipping C

 View Details

2006 KENWORTH W900

Dump Trucks

FEATURED LISTING



4:27




truckpaper.com — Private

Engine make: FRODOX Engine type: MIXED / FRO
RT016908LL-10sp... [See More Details](#)

Apply for Financing

Get Shipping C

 View Details

2016 KENWORTH W900L

Dump Trucks

FEATURED LISTING



**CITY COUNCIL
OF THE CITY OF SEDALIA, MISSOURI**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI,
STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE
THE CITY'S ANNUAL BUDGET FOR FISCAL YEAR 2024.**

WHEREAS, Section 67.010 of the Revised Statutes of Missouri requires each political subdivision of the State of Missouri ("State") to prepare an annual budget and establishes the requirements for that budget; and

WHEREAS, the City of Sedalia, Missouri ("City"), is a city of the third classification created pursuant to Chapter 77, RSMo, and is a political subdivision of the State of Missouri; and

WHEREAS, the City Council of the City adopted and approved the City's annual budget for Fiscal Year 2023 in accordance with the requirements of Section 67.010, RSMo, by Ordinance No. 11535 on March 21, 2022, and

WHEREAS, Sections 67.030 and 67.040 authorize and provide a procedure for the City Council to amend the City's annual budget to increase expenditures in any fund; and

WHEREAS, expenses for City's operations for Fiscal Year 2024 have been higher than budgeted, but do not exceed revenues plus the City's unencumbered balance brought forward from previous years; and

WHEREAS, the City Council of the City desire to state the facts and reasons necessitating an amendment to increase certain expenditures in the Fiscal Year 2024 annual budget.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. Expenditures from the City's WPC Fund must be increased by a total of \$75,000 above the amount authorized in the adopted annual budget for Fiscal Year 2024. An amendment to increase said budget is necessary for the following facts and reasons:

- A. To haul excel sludge from drying beds in preparation for aeration basin upgrades.

Section 2. This Resolution shall take effect immediately upon its execution by the Mayor or otherwise as provided by law.

PASSED by the City Council of the City of Sedalia, Missouri, on August 21, 2023

Presiding Officer of the Council

ATTEST: _____
Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024
REGARDING WPC SLUDGE HAULING.**

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SEDALIA, MISSOURI** as follows:

Section 1. The 2023-2024 fiscal year budget beginning April 1, 2023 and ending March 31, 2024 is hereby amended to modify certain budgeted line items as they appear on the attached schedule and made a part hereof as Exhibit A as if fully set out herein.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August 2023.

Andrew L. Dawson, Mayor

ATTEST:


Jason S. Myers
City Clerk

Exhibit A
City of Sedalia
FY24 Budget Amendment 8/21/2023 WPC Sludge Hauling

Account / Description	Current Budget	Change	Amended Budget	Comments
Expenditures / Uses of Funds				
81-51-352-01 WPC Capital Projects Land Improvements	125,000.00	75,000.00	200,000.00	Haul excess sludge from drying beds
Total Expenditure Change		<u>75,000.00</u>		
		<u>(75,000.00)</u>		Net Increase (Decrease) in Projected Fund Balance

MEMO

TO: Kelvin L. Shaw, City Administrator
Jessica Pyle, Finance Manager

FROM: Christopher R. Davies, Public Works Director 

SUBJECT: AMENDMENT TO CENTRAL WWTP BUDGET – HAULING OF EXCESS SLUDGE FROM DRYING BEDS

DATE: August 16, 2023

Background:

The Central WWTP is in the process of upgrading the aeration basin. As part of the upgrade, the City will need to provide space for biosolids that will be taken out of the aeration basin for the upgrade.

Discussion:

The existing drying beds have material that has been there for several years, which needs to be removed. To accomplish this task will require the hiring of a contractor who has the ability to haul the material to the landfill. The cost of the contractor and equipment is approximately \$27,000.00; based on a quantity of 480 tons of material (960,000lbs or 9000c.f.) and taking 2 weeks to complete. In addition, the City will pay for the disposal cost, at the landfill, at a rate of \$100/ton (\$48,000.00). The Public Works Department is requesting an **increase** of \$75,000.00 for account number 61-51-352-01 Land Improvements, Water Pollution Control Budget.

If you have any questions or need additional information please let me know.

Recommendation:

City staff recommends the City Council approved the amendment to increase the budget by \$75,000.00 for account number 61-51-352-01.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEDALIA PROHIBITING TELEPHONE HARASSMENT OF PUBLIC SAFETY AGENCIES.

WHEREAS, the City of Sedalia, Missouri desires to protect public safety employees from harassment in the form of repetitive, non-emergency telephone calls, as such harassment can distract limited resources and attention away from addressing emergency situations; and

WHEREAS, this concern is not hypothetical, but real, as several individuals routinely make dozens of non-emergency calls to 911 Joint Communications Dispatch every month, and at least one such call occurred while dispatchers were addressing a legitimate emergency.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1.

Sec. 36-25. Telephone Harassment of a Public Safety Agency

(a) *Definitions.* As used in this section, the following terms shall have the following meanings:

(1) *Repeatedly* means 10 or more times in any 30-day period.

(2) *Non-emergency telephone calls* mean any telephone call that does not clearly involve a danger to life, danger to property, or does not seek assistance to the caller's location by a public safety agency.

(3) *Public safety agency* means any public safety organization providing emergency response services inside the city of Sedalia or any organization dispatching such services, including, but not limited to, Pettis County 911 Joint Communications, the Sedalia Police Department, the Sedalia Fire Department, the Pettis County Sheriff's Department, the Pettis County Fire District, the Pettis County Ambulance District, and the Missouri State Highway Patrol.

(b) It shall be unlawful for any person to repeatedly make non-emergency telephone calls to a public safety agency, whether to the public safety agency's emergency line or administrative business line.

(c) Nothing in this section shall be construed to limit or obstruct any person from making a legitimate emergency call or calling for assistance or service.

(d) Nothing in this section shall be constructed to limit or obstruct the enforcement or prosecution of ordinance 36-24, which prohibits making a false report.

- (e) For the purposes of this section, it is immaterial which telephone number the call is made from, to which public safety agency telephone number the call is made, or which public safety employee answers the call. The burden of proof on the prosecution shall only be to prove, beyond a reasonable doubt, that the accused defendant cumulatively made a prohibited number of non-emergency telephone calls to covered public safety organizations in the prescribed period of time. The recordings of such calls shall be admissible into evidence upon the sworn testimony of a public safety agency's custodian of records that the recordings, and the listed dates and times of those recordings, are true and accurate.
- (f) Upon conviction for a first offense under this section, the Court shall impose a fine. Upon conviction of a second offense under this section within one year of the first offense, the Court may impose a jail sentence. Fines and jail sentences may be imposed in accordance with applicable law.
- (g) While not required to enforce this section or prosecute a violation of same, the director of any covered public safety agency is authorized to issue warning letters advising of this ordinance as appropriate.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

**CITY COUNCIL
OF THE CITY OF SEDALIA, MISSOURI**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI,
STATING FACTS AND REASONS FOR THE NECESSITY TO AMEND AND INCREASE
THE CITY’S ANNUAL BUDGET FOR FISCAL YEAR 2024.**

WHEREAS, Section 67.010 of the Revised Statutes of Missouri requires each political subdivision of the State of Missouri (“State”) to prepare an annual budget and establishes the requirements for that budget; and

WHEREAS, the City of Sedalia, Missouri (“City”), is a city of the third classification created pursuant to Chapter 77, RSMo, and is a political subdivision of the State of Missouri; and

WHEREAS, the City Council of the City adopted and approved the City’s annual budget for Fiscal Year 2023 in accordance with the requirements of Section 67.010, RSMo, by Ordinance No. 11535 on March 21, 2022, and

WHEREAS, Sections 67.030 and 67.040 authorize and provide a procedure for the City Council to amend the City’s annual budget to increase expenditures in any fund; and

WHEREAS, expenses for City’s operations for Fiscal Year 2024 have been higher than budgeted, but do not exceed revenues plus the City’s unencumbered balance brought forward from previous years; and

WHEREAS, the City Council of the City desire to state the facts and reasons necessitating an amendment to increase certain expenditures in the Fiscal Year 2024 annual budget.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEDALIA, MISSOURI, AS FOLLOWS:

Section 1. Expenditures from the City’s General Fund must be increased by a total of \$9,136 above the amount authorized in the adopted annual budget for Fiscal Year 2024. An amendment to increase said budget is necessary for the following facts and reasons:

- A. Purchase of four bicycles to be used by the Bicycle Patrol Unit;
- B. Funded by a Strategic Highway Safety Plan Program grant from the Missouri Highways and Transportation Commission

Section 2. This Resolution shall take effect immediately upon its execution by the Mayor or otherwise as provided by law.

PASSED by the City Council of the City of Sedalia, Missouri, on August 21, 2023

Presiding Officer of the Council

ATTEST: _____
Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2023-2024
REGARDING PURCHASE OF FOUR BICYCLES FUNDED BY GRANT.**

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SEDALIA, MISSOURI** as follows:

Section 1. The 2023-2024 fiscal year budget beginning April 1, 2023 and ending March 31, 2024 is hereby amended to modify certain budgeted line items as they appear on the attached schedule and made a part hereof as Exhibit A as if fully set out herein.

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

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

Exhibit A
 City of Sedalia
 FY24 Budget Amendment 8/21/2023 Police Bicycle Grant Purchase

Account / Description	Current Budget	Change	Amended Budget	Comments
Revenues / Source of Funds				
10-00-428-00 Police Grants	(6,685.00)	(9,136.00)	(15,821.00)	MO State Highways and Transportation Commission Strategic Highway Safety Plan Program
Total Revenue Change		<u>(9,136.00)</u>		
Expenditures / Uses of Funds				
10-63-351-00 Police Equipment	326,758.59	9,136.00	335,894.59	Purchase 4 bicycles for Police Bicycle Unit
Total Expenditure Change		<u>9,136.00</u>		
		<u>-</u>		Net Increase (Decrease) in Projected Fund Balance

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A STRATEGIC HIGHWAY SAFETY PLAN PROGRAM AGREEMENT FOR THE PURCHASE OF FOUR BICYCLES FOR THE SEDALIA POLICE DEPARTMENT.

WHEREAS, The City of Sedalia, Missouri, has identified the need for four bicycles to be used by the Sedalia Police Department for the Bicycle Patrol Unit. This purchase will be funded through the Missouri Highways and Transportation Commission Strategic Highway Safety Plan Program Grant; and

WHEREAS, under the terms of the Agreement, the City of Sedalia shall receive the sum and amount of Nine Thousand One Hundred Thrity-Six Dollars (\$9,136.00) for the purchase of four bicycles as more fully described in the Agreement attached to this Ordinance and incorporated by reference herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. The Council of the City of Sedalia, Missouri, hereby approves and accepts the Strategic Highway Safety Plan Program agreement by and between the City of Sedalia, Missouri, and Missouri Highways and Transportation Commission in substantively the same form and content as it has been proposed.

Section 2. The Mayor or City Administrator are authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and fix the seal of the City of Sedalia, Missouri, on the agreement in substantively the same form and content as it has been proposed.

Section 3. The City Clerk is hereby directed to file in his office a duplicate or copy of the agreement and any other subsequent documentation after it has been executed by the parties or their duly authorized representatives.

Section 4. This ordinance shall take effect and be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

ATTEST:

Andrew L. Dawson, Mayor

Jason S. Myers
City Clerk

CCO Form: HS02
Approved: 01/05 (BDG)
Revised: 03/17 (AR)

Award name/number: MCRS-KC00
Award year: FY2024

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION STRATEGIC HIGHWAY SAFETY PLAN PROGRAM AGREEMENT

THIS AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the

City of Sedalia Police Department, a municipal corporation in the State of Missouri (hereinafter, "City").

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations in this Agreement, the parties agree as follows:

(1) PURPOSE: The Commission has authorized State Road Funds to be used to support regional Strategic Highway Safety Plan activities. The purpose of this Agreement is to grant the use of such State Road Funds to the City.

(2) ACTIVITY: The State Road Funds, which are the subject of this Agreement, will support the following activity to further Missouri's Strategic Highway Safety Plan Program: **Bike Patrol for Aggressive, Speed, Occupant Protection, Distracted Enforcement**

(3) INDEMNIFICATION: To the extent allowed or imposed by law, the City shall defend, indemnify and hold harmless the Commission, including its members and the Missouri Department of Transportation (MoDOT or Department) employees, from any claim or liability whether based on a claim for damages to real or personal property or to a person for any matter relating to or arising out of the City's wrongful or negligent performance of its obligations under this Agreement.

(4) AMENDMENTS: Any change in this Agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment signed and approved by the duly authorized representatives of the City and the Commission.

(5) COMMISSION REPRESENTATIVE: This Commission's District Engineer is designated as the Commission's representative for the purpose of administering the provisions of this Agreement. The Commission's representative may designate by written notice other persons having the authority to act on behalf of the Commission in furtherance of the performance of this Agreement.

(6) NONDISCRIMINATION CLAUSE: The **City** shall also comply with all state and federal statutes applicable to the **City** relating to nondiscrimination, including, but not limited to, Chapter 213, RSMo; Title VI and Title VII of the Civil Rights Act of 1964 as amended (42 U.S.C. Sections 2000d and 2000e, *et seq.*); and with any provision of the "Americans with Disabilities Act" (42 U.S.C. Section 12101, *et seq.*).

(7) ASSIGNMENT: The **City** shall not assign, transfer or delegate any interest in this Agreement without the prior written consent of the Commission.

(8) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the State of Missouri. The **City** shall comply with all local, state and federal laws and regulations relating to the performance of this Agreement.

(9) CANCELLATION: The Commission may cancel this Agreement at any time for a material breach of contractual obligations or for convenience by providing the **City** with written notice of cancellation. Should the Commission exercise its right to cancel the contract for such reasons, cancellation will become effective upon the date specified in the notice of cancellation sent to the **City**.

(10) ACCESS TO RECORDS: The **City** and its Contractors must maintain all records relating to this Agreement, including but not limited to invoices, payrolls, etc. These records must be available at no charge to the Commission and/or their designees or representatives during the period of this Agreement and any extension, and for a period of three (3) years after the date on which the **City** receives reimbursement of their final invoice from the Commission.

(11) REIMBURSEMENT: With regard to work under this Agreement, the **City** agrees that funds to implement Missouri's Strategic Highway Safety Plan activities shall only be available for reimbursement of eligible costs which have been incurred by the **City**. The **City** shall supply to the Commission copies of all bid information; purchase orders; invoices; and name, date, hours worked, and rate of pay (on Program Agreements that include salaries). Any costs incurred by the **City** prior to authorization and notification to proceed from the Commission are **not** reimbursable costs. The Commission shall not be responsible for any costs associated with the activity herein unless specifically identified in this Agreement or subsequent written amendments. The Commission shall not provide more than **nine thousand, one-hundred thirty-six** dollars (**\$9,136.00**) for this Strategic Highway Safety Plan safety project.

(12) USE OF FUNDS: Any employee of the **City** whose salary or wages are paid in whole or in part with federal funds is prohibited from participating in certain partisan political activities, including, but not limited to, being a candidate for elective office pursuant to Title 5 United States Code (hereinafter, "U.S.C."), Sections 1501-1508. If an employee of the **City** participates in activities prohibited by the Hatch Act, the **City** shall no longer pay that employee's salary or wages with federal funds unless the requirements of 5 U.S.C. Sections 1501-1508 are not applicable to that employee pursuant to 5 U.S.C. Section 1502(c).

(13) INSPECTION OF IMPROVEMENTS AND RECORDS: The **City** shall assure that representatives of the Commission shall have the privilege of inspecting and reviewing the work being performed per this Agreement. The **City** shall also maintain all financial documents, reports, papers and other evidence pertaining to costs incurred in connection with this Program Agreement, and make such materials readily available for review at reasonable times and at no charge during this Agreement period and for three (3) years from the date of final payment under this Agreement, for inspection by the Commission or any authorized representatives of the State of Missouri; copies shall be furnished, upon request, to authorized representatives of the Commission or State.

(14) VENUE: It is agreed by the parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this Agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Cole County, Missouri.

(15) FINAL AUDIT: The Commission may, in its sole discretion, perform a final audit of project costs. The **City** shall refund any overpayments as determined by the final audit.

(16) SOLE BENEFICIARY: This Agreement is made for the sole benefit of the parties hereto and nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Commission and the **City**.

(17) AUTHORITY TO EXECUTE: The signers of this Agreement warrant that they are acting officially and properly on behalf of their respective institutions and have been duly authorized, directed and empowered to execute this Agreement.

[Remainder of Page Intentionally Left Blank]

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the **City** this _____ day of _____, 20____.

Executed by the MoDOT Commission this _____ day of _____, 20____.

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

Vendor: **Sedalia Police Department**

By _____

Title: District Engineer

Title _____

By _____

Title _____

By _____

Title _____

ATTEST:

By _____

Title _____

Approved as to Form:

Title _____

Ordinance No _____

Note: If a City or County has a commission form of government, three (3) signatures are required.

Sedalia Police Department
DEPARTMENTAL MEMORANDUM
Office of the Chief of Police

To : City Administrator Kelvin Shaw

From : Chief Matthew Wirt_____

Date : August 11, 2023

Ref : Grant Acceptance and Related Budget Amendment

In conjunction with Pettis County GIS coordinator James Theisen and the Sedalia Police Department we applied for and received the Missouri Highways and Transportation Commission Strategic Highway Safety Plan Program Agreement Grant. The grant is designed to help bolster our bike patrol for aggressive driving, speed, occupant protection and distracted driver enforcement. The bicycles can be utilized in areas where vehicle traffic and pedestrian traffic combine in congested areas. The grant was not planned in the FY 2024 budget. As a result, I request a budget amendment for a total of \$9,136 for the equipment account 10-63-351-00.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NUMBER 11772 BY CORRECTING THE LEGAL DESCRIPTION OF AN UNINCORPORATED AREA OWNED BY E.W. THOMPSON, INC. FOR DEER BROOK VILLAS PHASE IV.

WHEREAS, on April 3, 2023, the City Council of the City of Sedalia, Missouri passed Ordinance No. 11772 approving and annexing an unincorporated area owned by E.W. Thompson, Inc. for the development of Deer Brook Villas Phase IV; and

WHEREAS, the legal description contained in the Ordinance and provided on the annexation petition for said area was a preliminary legal description that was updated on the survey map but not on the attachment to their petition; and

WHEREAS, Ordinance No. 11772 needs to be amended to correct the legal description for said area.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

Section 1. Ordinance No. 11772 is hereby amended to correct the legal description of an unincorporated area owned by E.W. Thompson, Inc. for Deer Brook Villas Phase IV. Said tract is more particularly described on Exhibit A attached hereto.

Section 2. The City Clerk is hereby ordered and directed to cause three certified copies of this ordinance to be filed with the Office of County Clerk of Pettis County, Missouri, and placed on record with the Pettis County Recorder of Deeds.

Section 3. This ordinance shall be in full force and effect from and after its passage and approval.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers, City Clerk

**EXHIBIT A
CORRECTED LEGAL DESCRIPTION
DEER BROOK VILLAS PHASE IV**

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER AND THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST, PETTIS COUNTY, MISSOURI, BEING A PART OF THE LAND DESCRIBED AS TRACT II OF THE QUIT-CLAIM DEED RECORDED IN BOOK 287, PAGE 218 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SURVEY RECORDED AS DOCUMENT #2014-2947 IN PLAT CABINET C, PAGES 829-830 AND THE TRACT DESCRIBED BY THE WARRANTY DEED RECORDED IN BOOK 2015, PAGE 1894 OF THE RECORDS OF PETTIS COUNTY, MISSOURI; THENCE WITH THE WESTERLY LINE OF SAID SURVEY AND DEED S25°05'00" W, 527.20 FEET TO THE SOUTHWEST CORNER OF SAID SURVEY AND DEED; THENCE LEAVING SAID WESTERLY LINE AND WITH THE SOUTHERLY LINE OF SAID SURVEY AND DEED, S64°54'50"E, 8.45 FEET TO THE NORTHWEST CORNER OF THE SURVEY RECORDED AS DOCUMENT #2020-0028 IN PLAT CABINET C, PAGES 1030-1031 AND THE TRACT DESCRIBED BY THE CORPORATION WARRANTY DEED RECORDED AS DOCUMENT #2020-2768; THENCE LEAVING SAID SOUTHERLY LINE OF THE SURVEY RECORDED AS DOCUMENT #2014-2947 AND SAID WARRANTY DEED RECORDED IN BOOK 2015, PAGE 1894 AND WITH THE WESTERLY LINE OF SAID SURVEY RECORDED AS DOCUMENT #2020-0028 AND SAID TRACT DESCRIBED BY THE CORPORATION WARRANTY DEED RECORDED AS DOCUMENT #2020-2768, S25°05'10"W, 275.00 FEET TO THE SOUTHWESTERN CORNER OF SAID SURVEY AND DEED AND TO THE NORTHERLY LINE OF 10TH STREET AS SHOWN AND DESCRIBED BY CITY ORDINANCE NO. 11696, RECORDED AS DOCUMENT #2023-0152; THENCE LEAVING SAID WESTERLY LINE AND WITH THE NORTHERLY LINE OF SAID 10TH STREET, N64°54'50"W, 334.15 FEET TO THE EASTERLY LINE OF LAMM DRIVE AS SHOWN AND DESCRIBED BY SAID CITY ORDINANCE NO. 11696; THENCE LEAVING SAID NORTHERLY LINE AND WITH SAID EASTERLY LINE, N25°06'48"E, 802.36 FEET; THENCE LEAVING SAID EASTERLY LINE, S64°53'12"E, 325.29 FEET TO THE POINT OF BEGINNING AND CONTAINING 6.05 ACRES.

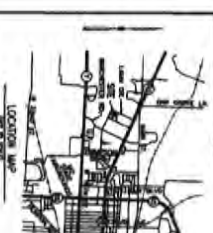
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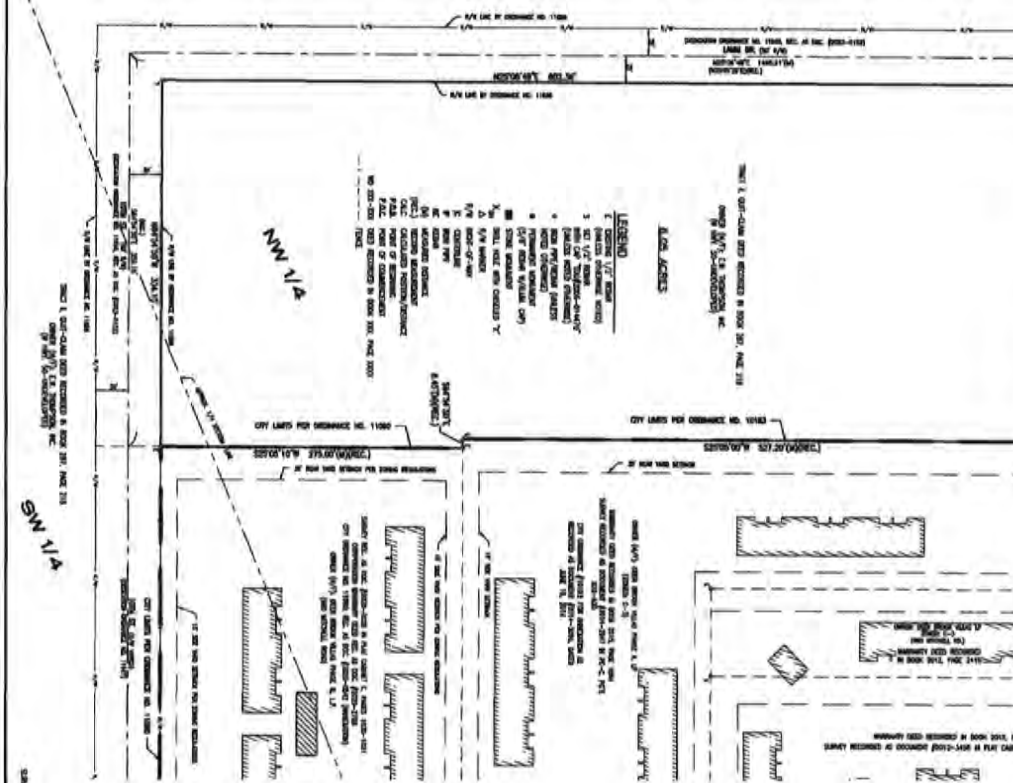
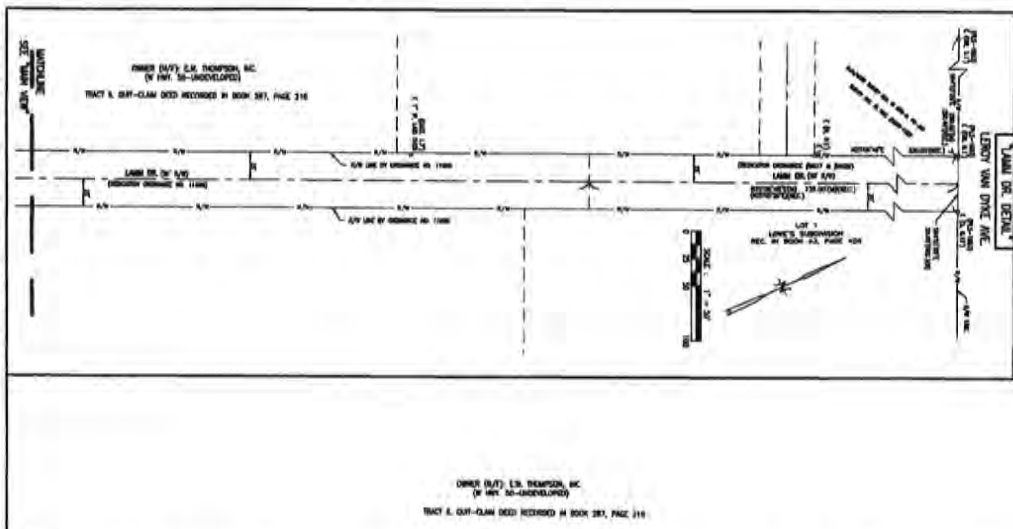
SURVEY FOR MBL DEVELOPMENT CO.

LOCATED IN THE NORTHWEST 1/4 AND THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST PETTIS COUNTY, MISSOURI

DATE: FEBRUARY 1, 2003



FLOOD HAZARD STATEMENT
THIS SURVEY WAS CONDUCTED IN THE NORTHWEST 1/4 AND THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST, PETTIS COUNTY, MISSOURI. THE RESULTS OF THE SURVEY INDICATE THAT THERE IS NO FLOOD HAZARD ASSOCIATED WITH THIS PROPERTY.



LEGEND

- 1. 1" = 30' SURVEY
- 2. 1/4 SECTION
- 3. 1/2 SECTION
- 4. 1/4 SECTION
- 5. 1/4 SECTION

ALIAS LISTINGS

- 1. 1" = 30' SURVEY
- 2. 1/4 SECTION
- 3. 1/2 SECTION
- 4. 1/4 SECTION
- 5. 1/4 SECTION

NOTES
1. THIS SURVEY WAS CONDUCTED BY THE ENGINEER PRESENT ON THE SURVEY PROPERTY AS SET FORTH IN THESE PLANS.
2. ALL INFORMATION WAS OBTAINED FROM THE RECORDS OF THE MISSOURI DEPARTMENT OF REVENUE, THE MISSOURI DEPARTMENT OF PUBLIC SAFETY, AND THE MISSOURI DEPARTMENT OF HEALTH.
3. THE ENGINEER HAS CONDUCTED A VISUAL INSPECTION OF THE SURVEY PROPERTY AND HAS FOUND THAT THE INFORMATION PROVIDED IN THESE PLANS IS ACCURATE.
4. THE ENGINEER HAS CONDUCTED A VISUAL INSPECTION OF THE SURVEY PROPERTY AND HAS FOUND THAT THE INFORMATION PROVIDED IN THESE PLANS IS ACCURATE.

SURVEY FOR MBL DEVELOPMENT CO.		
OWNER: MBL DEVELOPMENT CO. PROJECT: MBL DEVELOPMENT CO. PROJECT	SCALE: 1" = 30'	DATE: FEBRUARY 1, 2003
DESIGN GROUP LLC 10111 N. MISSOURI AVENUE ST. LOUIS, MISSOURI 63121		

PLAN 001-0017
SURVEY FOR MBL DEVELOPMENT CO.
IN SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST, PETTIS COUNTY, MISSOURI

**PROPERTY DESCRIPTION FOR MBL DEVELOPMENT CO.
OF DEER BROOK VILLAS, PHASE 4 (SURVEYED TRACT)
SEDALIA, PETTIS COUNTY, MO**

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER AND THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 45 NORTH, RANGE 21 WEST, PETTIS COUNTY, MISSOURI, BEING A PART OF THE LAND DESCRIBED AS TRACT II OF THE QUIT-CLAIM DEED RECORDED IN BOOK 287, PAGE 218, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT NORTHWEST CORNER OF THE SURVEY RECORDED AS DOCUMENT #2014-2947 IN PLAT CABINET C, PAGES 829-830 AND THE TRACT DESCRIBED BY THE WARRANTY DEED RECORDED IN BOOK 2015, PAGE 1894 OF THE RECORDS OF PETTIS COUNTY, MISSOURI; THENCE WITH THE WESTERLY LINE OF SAID SURVEY AND DEED, S25°05'00"W, 527.20 FEET TO THE SOUTHWEST CORNER OF SAID SURVEY AND DEED; THENCE LEAVING SAID WESTERLY LINE AND WITH THE SOUTHERLY LINE OF SAID SURVEY AND DEED, S64°54'50"E, 8.45 FEET TO THE NORTHWEST CORNER OF THE SURVEY RECORDED AS DOCUMENT #2020-0028 IN PLAT CABINET C, PAGES 1030-1031 AND THE TRACT DESCRIBED BY THE CORPORATION WARRANTY DEED RECORDED AS DOCUMENT #2020-2768; THENCE LEAVING SAID SOUTHERLY LINE OF THE SURVEY RECORDED AS DOCUMENT #2014-2947 AND SAID WARRANTY DEED RECORDED IN BOOK 2015, PAGE 1894 AND WITH THE WESTERLY LINE OF SAID SURVEY RECORDED AS DOCUMENT #2020-0028 AND SAID TRACT DESCRIBED BY THE CORPORATION WARRANTY DEED RECORDED AS DOCUMENT #2020-2768, S25°05'10"W, 275.00 FEET TO THE SOUTHWESTERN CORNER OF SAID SURVEY AND DEED AND TO THE NORTHERLY LINE OF 10TH STREET AS SHOWN AND DESCRIBED BY CITY ORDINANCE NO. 11696, RECORDED AS DOCUMENT #2023-0152; THENCE LEAVING SAID WESTERLY LINE AND WITH THE NORTHERLY LINE OF SAID 10TH STREET, N64°54'50"W, 334.15 FEET TO THE EASTERLY LINE OF LAMM DRIVE AS SHOWN AND DESCRIBED BY SAID CITY ORDINANCE NO. 11696; THENCE LEAVING SAID NORTHERLY LINE AND WITH SAID EASTERLY LINE, N25°06'48"E, 802.36 FEET; THENCE LEAVING SAID EASTERLY LINE, S64°53'12"E, 325.29 FEET TO THE POINT OF BEGINNING AND CONTAINING 6.05 ACRES.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE SEDALIA CITY CODE BY AUTHORIZING THE BOARD OF APPEALS TO ISSUE ORDERS TO VACATE DANGEROUS BUILDINGS.

WHEREAS, the City Council wishes to empower the Board of Appeals, in issuing demolition orders for dangerous buildings, to further order the owners of such buildings and any occupants of same to vacate the premises to make way for such demolition; and

WHEREAS, the City Code authorizes fine and imprisonment for failing to comply with an order of the Board of Appeals.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI, as follows:

SECTION ONE. Sec. 10-453 Order of repair or demolition.

(b) The order shall state a reasonable time, which shall not be less than 30 days from the date of issuance, within which to comply with the order, such time to be determined by the concurring vote of three members of the board of appeals, and shall further provide that if it is not complied with within such time, the building official shall cause the work or demolition to be done by the city and its own crews or by contractors employed by the city for that purpose. The board is further authorized to order all occupants and owners to vacate the subject premises to make way for such work or demolition. Persons refusing to vacate the premises shall be guilty of failing to comply with an order of the board of appeal pursuant to section 10-459 and subject to arrest and prosecution for same. Notice of an order to vacate shall be posted on the front of the subject building not less than ten days before the demolition commences.

SECTION TWO. Repeal of Conflicting Ordinances.

The provisions of any ordinance or code section in conflict with any provision of this ordinance are hereby repealed to the extent of such conflict.

SECTION THREE. Effective Date.

This ordinance shall be in full force and effect from and after the date of its passage and approval.

SECTION FOUR. Severability.

The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

Read two times by title, copies of the proposed ordinance having been made available for public inspection in the City Clerk's Office prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers, City Clerk

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 64, ARTICLE VII, DIVISION 2, SECTION 64-210 GROUND SIGNS/MONUMENT SIGNS OF THE CODE OF THE CITY OF SEDALIA, MISSOURI TO ADJUST SIZE REQUIREMENTS.

WHEREAS, the City of Sedalia, Missouri desires to update its Code of Ordinances by amending Section 64-210 regarding Ground Signs/Monument Signs; and

WHEREAS, the City of Sedalia, Missouri has determined that it is appropriate and necessary to amend this Section to clarify size requirements for said signs.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEDALIA, MISSOURI as follows:

Section 1. That **Section 64-210. – Ground Signs/Monument Signs of Division 2 – Sign Construction and Maintenance Standards, Article VII - Signs, Chapter 64 - Zoning** of the Code of the City of Sedalia, Missouri, be amended to remove subsection (3) in its entirety, to read as follows:

Sec. 64-210. – Ground Signs/Monument Signs.

Ground Signs shall be subject to the following restrictions:

(1) Shall be located so as to not obstruct vision at an intersection or a vehicular entry or exit from the property.

(2) Ground/monument signs shall not exceed ten feet in height and a maximum size of 80 square feet. Pre-existing signs may not be altered without engineered plans.

~~(3) Shall have a maximum size of 48 square feet.~~

(4) **(3)** One ground sign shall be allowed for each building fronting a public street. The foregoing, however, is subject to the specific provisions of this division regarding the total number of signs allowed for each business.

Section 2. That all other parts and provisions of the City Code not in conflict herewith shall remain in full force and effect unless previously or subsequently amended or appealed.

Section 3. That should any section, sentence or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

Section 4. That this Ordinance shall be in full force and effect from and after its passage and approval.

Section 5. That the City Clerk is authorized by this ordinance to correct any scrivener's errors identified within this Ordinance.

Read two times by title, copies of the proposed ordinance having been made available for public inspection prior to the time the bill is under consideration by the Council and passed by the Council of the City of Sedalia, Missouri this 21st day of August, 2023.

Presiding Officer of the Council

Approved by the Mayor of said City this 21st day of August, 2023.

Andrew L. Dawson, Mayor

ATTEST:

Jason S. Myers
City Clerk

To: Kelvin Shaw
From: Devin Lake
Date: August 17, 2023
Subject: Sign Ordinance Revision

It was recently brought to our attention that there were contradictory maximum sizes in the City's current Ground Sign/Monument Sign requirements. An ordinance passed in 2019 revised the maximum size to 80 square feet but did not remove the previous 48 square foot language. This ordinance clarifies and removes the duplicate requirement.

I recommend Council approve this revision.

Thank you.