

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE CITY OF ST. JOSEPH, MISSOURI

April 4, 2011 - 7:00 p.m.
Office of the City Clerk

CALL TO ORDER:

The Council of the City of St. Joseph, Missouri, met in regular meeting in the Council Chamber at City Hall, on Monday, April 4, 2011, at 7:00 p.m. The meeting was called to order at 7:00 p.m. by Mayor Falkner. Notice of said meeting had been established as every other Monday at 7:00 p.m. Further notice was provided by posting the regular meeting date and time in the City Clerk's office at City Hall, and by written notice (together with a tentative agenda) three days in advance in the City Clerk's office.

ROLL CALL:

Present were Councilmembers Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach, Starr--9. Total membership--9. Five members constitute a quorum.

Also present were Interim City Manager/Police Chief Chris Connally, City Attorney Lisa M. Robertson, Public Works & Transportation Director J. Bruce Woody, Financial Services Director Carolyn Harrison, Fire Chief Michael L. Dalsing, Parks, Recreation & Civic Facilities Director Bill R. McKinney, Health Director Debra Bradley, Planning & Community Development Director Clint Thompson, Customer Assistance Director Samuel T. Barber, Property Maintenance & Technology Services Director Steve Hofferber, Associate Director of Technology Services Mark Townsend, Project Manager Chuck Kempf, Human Resources Manager Carolyn Sanders, Sgt. Larry Stobbs, Jr., Multi-media Coordinator Chris Clark, City Clerk Paula Heyde and Deputy City Clerk Rita K. Domini.

Under the Council voting rotation system, Councilmember Starr voted first.

PLEDGE OF ALLEGIANCE:

Agenda
Number

MINUTES:

37557 By general consent, the minutes of the special meeting held March 21, 2011, at 6:00 p.m., and the regular meeting held March 21, 2011, at 7:00 p.m., were approved as transcribed in the office of the City Clerk.

SPECIAL RECOGNITIONS:

37558 Special Recognition Awards – All-City high schools' basketball players and wrestlers
Proclamation – National Public Health Week 2011

ACCEPTANCE OF AGENDA:

37559 It was moved by Councilmember Penland and seconded by Councilmember Boyer that the Agenda be accepted as published. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

Agenda
Number

PUBLIC HEARING FOR THE ESTABLISHMENT OF A COMMUNITY IMPROVEMENT DISTRICT:

- 37560 Public hearing to be held on April 4, 2011, at 7:00 p.m. in the Council Chamber at City Hall, 1100 Frederick Avenue, for the purpose of considering the establishment of a community improvement district.

A petition for the establishment of Cook Crossings Community Improvement District has been filed with the City Clerk.

The boundaries of the proposed Cook Crossings Community Improvement District are:

The subject property consists of approximately 13.826 acres located generally at the northwest corner of the Belt Highway and Cook Road

- 36561 It was moved by Councilmember Myers and seconded by Councilmember Roach that the public hearing for the establishment of a community improvement district be continued to the April 18, 2011, Council meeting. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

PUBLIC HEARING ON THE COOK CROSSINGS REDEVELOPMENT PLAN:

- 37562 Public hearing to be held on Monday, April 4, 2011, at 7:00 p.m. in the Council Chamber at City Hall to consider an application and hear public comment on a request by Cook Crossing Redevelopment Corporation for the project entitled “Cook Crossings Redevelopment Plan” said project is located at the northwest corner of Belt Highway and Cook Road including the known addresses of 4200 and 4204 North Belt Highway and a portion of 4302 North Belt Highway.

- 37563 It was moved by Councilmember Myers and seconded by Councilmember Starr that the public hearing on the Cook Crossings Redevelopment Plan be continued to the April 18, 2011, Council meeting. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

PUBLIC HEARING ON THE UPTOWN TAX INCREMENT FINANCING PLAN:

- 37564 The City Council held a public hearing on Monday, April 4, 2011, at 7:00 p.m., regarding the Uptown Tax Increment Financing Plan pursuant to Section 99.865 RSMo which provides:

3. Five years after the establishment of a redevelopment plan and every five years thereafter the governing body shall hold a public hearing regarding those redevelopment plans and projects created pursuant to sections 99.800 to 99.865. The purpose of the hearing shall be to determine if the redevelopment project is making satisfactory progress under the proposed time schedule contained within the approved plans for completion of such projects. Notice of such public hearing shall be given in a newspaper of general circulation in the area served by the commission once each week for four weeks immediately prior to the hearing.

All interested persons were given an opportunity to be heard at the public hearing.

- 36565 There being no persons appearing to be heard, the Mayor declared the public hearing closed.

Agenda
Number

CONSENT AGENDA:

37566 It was moved by Councilmember Boyer and seconded by Councilmember LaBass that Agenda Numbers 37567 through 36573 be passed by Consent Agenda. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

Nominations and Appointments:

37567 Filed 3/28/11: The nomination by Councilmember Boyer was approved, appointing Leslie A. Auten, 6309 South 9th Street, as a member of the Board of Operating Engineers for a term expiring March 13, 2016; he is being reappointed.

Bills for Passage:

36568 (S.O. 8181) A Bill (#390-10) amending the Landfill Fund budget in the amount of \$290,000.00 and entering into a Real Estate Sales Agreement with Western Staab Inc. to purchase real estate located at 3409 South Belt Highway, in the amount of \$290,00.00, having been read the first time on March 21, 2011, was read the second time and passed.

Resolutions for Adoption:

37569 (Resolution No. 37569 – 3186) A Resolution (#398-10) to purchase one (1) 34,000 GVWR cab and chassis for the SIM&R Division in the amount of \$68,875.00 from Diamond International, was read and adopted.

37570 (Resolution No. 37570 – 3187)A Resolution (#401-10) authorizing a one year price agreement with Mark’s Lawnmowing for the 2011 Grass Mowing Project for Water Protection facilities in the annual amount of \$25,848.00, was read and adopted.

37571 (Resolution No. 37571 – 3188)A Resolution (#402-10) authorizing utility agreements with KCP&L for the Water Protection Facility Disinfection Facilities and Effluent Pump Station Project in an amount not to exceed \$500,000.00, was read and adopted.

37572 (Resolution No. 37572 – 3189)A Resolution (#405-10) authorizing a price agreement with R.E. Pedrotti in the amount of \$46,000.00 for calibration and maintenance of magnetic flow meters at the Water Protection Facility, was read and adopted.

37573 (Resolution No. 37573 – 3190)A Resolution (#412-10) authorizing a contract with Lee Grover Construction Company for Phil Welch Stadium renovations – Phase 3 in the amount of \$31,076.00, was read and adopted.

***** END OF CONSENT AGENDA *****

BILLS FOR PASSAGE:

37574 A Bill (#387-10) amending Section 7-112 of the Code of Ordinances entitled “Supervision of work; temporary electricians; transferability”, having been read the first time on March 21, 2011, was read the second time and failed to pass. Ayes, Jones, Myers—2. Nays, Starr, Boyer, Falkner, Kovac, LaBass, Penland, Roach—7.

Agenda
Number

BILLS FOR PASSAGE: (Cont'd)

- 37575 (G.O. 2423) A Bill (#375-10) amending Sections 7-502, 7-503, 7-505, 7-506, 7-513 and 7-517 of Chapter 7 “Buildings and building regulations” of the Code of Ordinances to update the plant operating engineer licensing program, having been read the first time on March 7, 2011, was read the second time and passed. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37576 It was moved by Councilmember Starr and seconded by Councilmember Penland that Bill #358-10 be amended before consideration for passage by substituting a new ordinance in place of the one originally filed. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37577 It was moved by Councilmember Kovac and seconded by Councilmember Myers that Bill #358-10 be amended before consideration for passage by changing Sec. 17-277(b)(4) to read as follows: Potential negative (clinical, operational, fiscal) impacts of the proposed new service on existing city services,” in Section 1 of the body of the ordinance. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37578 It was moved by Councilmember Myers and seconded by Councilmember Roach that Bill #358-10 be amended before consideration for passage by changing Section 3 in the body of the ordinance to make the effective date of the ordinance ten business days after the date of passage. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37579 (G.O. 2424) A Bill (#358-10) amending Chapter 17 of the Code of Ordinances entitled “Health and sanitation” to add a new Article X entitled “Emergency medical services vehicles” for purposes of providing for the adoption of an emergency medical services vehicles permit and prescribing other matters relating thereto, having been read the first time on February 22, 2011, was read the second time and passed. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37580 It was moved by Councilmember Myers and seconded by Councilmember Starr that a Bill (#391-10) approving a petition for the creation of the Cook Crossing Community Improvement District and creating the Cook Crossing Community Improvement District, be postponed to the April 18, 2011, Council meeting. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37581 It was moved by Councilmember Myers and seconded by Councilmember Penland that a Bill (#392-10) granting approval of a development plan for Cook Crossing Redevelopment Corporation 353 Redevelopment Project at the northwest corner of Belt Highway and Cook Road including the known addresses of 4200 and 4204 North Belt Highway and a portion of 4302 North Belt Highway, be postponed to the April 18, 2011, Council meeting. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.
- 37582 It was moved by Councilmember Penland and seconded by Councilmember Kovac that a Bill (#393-10) approving a Sales Tax Improvement, Reimbursement and Development Agreement between the City of St. Joseph, Missouri, Cook Crossing Community Improvement District and St. Joseph Partners, LLC in the amount not to exceed \$1,600,000, plus interest, be postponed to the April 18, 2011, Council meeting. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

Agenda
Number

BILLS FOR PASSAGE:

- 37583 It was moved by Councilmember Myers and seconded by Councilmember Roach that a Bill (#394-10) approving a Cooperative Agreement among the City of St. Joseph, Missouri, the Cook Crossing Community Improvement District and St. Joseph Partners, LLC, for funding and financing of certain improvements related to the petition to establish the Cook Crossing Community Improvement District, as amended, and authorizing the City Manager to execute the agreement, be postponed to the April 18, 2011, Council meeting. Motion carried. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

EMERGENCY BILLS FOR PASSAGE:

- 37584 (S.O. 8182) An Emergency Bill (#411-10) amending the Water Protection Fund budget in the amount of \$16,000.00, the General Fund budget in the amount of \$1,059,591.00 and the Capital Projects Fund budget in the amount of \$1,075,591.00 and approving a contract and deduct Change Order #1 with E.L. Crawford Construction Company in the total amount of \$4,505,380.50 for construction of the new multipurpose athletic facility, was introduced, read and passed. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

RESOLUTIONS FOR ADOPTION:

- 37585 (Resolution No. 37585 – 3191) A Resolution (#414-10) appointing individuals to serve as members of the Citizens Campaign Committee for the June 7, 2011, Transient Guest (Hotel/Motel) Tax Election, was read and adopted. Ayes, Starr, Boyer, Falkner, Jones, Kovac, LaBass, Myers, Penland, Roach—9.

BILLS FOR FIRST READING:

- 37586 A Bill (#397-10) amending the Planning and Community Development Department budget in the General Fund and the Gaming Fund budget in the amount of \$4,000.00 for the purpose of providing a Save Our Heritage Grant to Paul and Brenda Reilly for the property at 301 South 12th Street, was introduced and read the first time.
- 37587 A Bill (#399-10) amending the Fire Department budget in the General Fund to recognize funds received from an insurance claim for damages to fire apparatus in the amount of \$2,569.04, was introduced and read the first time.
- 37588 A Bill (#400-10) accepting permanent sewer easements in Lake at Twelve Oaks, a platted subdivision in Sewer District 325, was introduced and read the first time.
- 37589 A Bill (#403-10) amending the Parks Maintenance Fund budget in the amount of \$15,560.00 to provide for temporary wages and vehicle repair, was introduced and read the first time.
- 37590 A Bill (#404-10) amending Section 4-13 “Suspension and revocation of licenses” and Section 4-15 “Violations and penalties” of Chapter 4 “Alcoholic beverages” of the Code of Ordinances and adding a new Section 4-19 entitled “Schedule of suspensions, revocations and administrative penalties,” was introduced and read the first time.
- 37591 A Bill (#406-10) accepting a Special Warranty Deed from UMB Bank, N.A. for the property known as the Geiger Mansion located at 2501 Frederick Avenue, was introduced and read the first time.

Agenda
Number

BILLS FOR FIRST READING: (Cont'd)

- 37592 A Bill (#407-10) amending the Police Department budget in the General Fund to budget funds received from an insurance company in the amount of \$13,730.00 and a private paid claim in the amount of \$530.00 for a total amount of \$14,263.00 for damages to police vehicles, was introduced and read the first time.
- 37593 A Bill (#408-10) to enter into a one year contract with Proserv Business Systems to provide copier rental services for the City of St. Joseph, with extensions of three additional one-year periods subject to the annual appropriation process, was introduced and read the first time.
- 37594 A Bill (#409-10) amending the General Fund and Streets Maintenance Fund budgets in the amount of \$198,000.00 and authorizing a unit price contract with Helsel Design and Construction Services in an amount not to exceed \$240,621.22 for the Concrete Pavement Replacement Project on Pershing Road and Rock Springs Road, was introduced and read the first time.
- 37595 A Bill (#410-10) amending the Water Protection Fund budget in the amount of \$100,000.00 to recognize partial insurance reimbursement for the replacement of a manhole and sewer lines which collapsed at the Wastewater Treatment Plant in July, 2010, was introduced and read the first time.
- 37596 A Bill (#413-10) amending the Property Maintenance and the Technology Services budgets in the General Fund in the amount of \$10,000.00 in order to provide funding for maintenance of certain Geographic Information System (GIS) data, was introduced and read the first time.

REPORTS OF BOARDS & COMMISSIONS:

Filed 3/17/11: Minutes of the Plumber's Examining and Appeals Board meeting held March 10, 2011, at 4:00 p.m., in the 1st Floor Conference Room at City Hall.

Filed 3/21/11: Minutes of the Housing Authority meeting held February 17, 2011, at 4:00 p.m., at 2902 South 36th St.

Filed 3/22/11: Minutes of the Community Police Advisory Committee meeting held March 1, 2011, at 7:00 p.m., at the Rolling Hills Public Library, 1904 N. Belt.

Filed 3/23/11: Minutes of the Social Welfare Board meeting held February 28, 2011, at 3:40 p.m., at 904 South 10th St.

Filed 3/24/11: Minutes of the Landmark Review Board meeting held May 11, 2010, at 6:00 p.m., in the Council Chamber at City Hall.

Filed 3/25/11: Minutes of the Electrical Standards and Appeals Board meeting held March 8, 2011, at 7:00 a.m., in the 1st Floor Conference Room at City Hall.

Filed 3/28/11: Minutes of the Advisory Commission on Aging meeting held March 9, 2011, at 12:00 p.m., at the Calvin Center, 1412 North 3rd St.

Filed 3/29/11: Minutes of the Aviation Board meeting held March 2, 2011, at 7:00 p.m., in the Conference Room at Rosecrans Memorial Airport.

Filed 3/30/11: Minutes of the Museum Oversight Board meeting held March 9, 2011, at 12:00 p.m., at 3406 Frederick Blvd.

COUNCIL WORK SESSIONS & COMMITTEE MEETINGS – CITY CLERK’S OFFICE:

Filed 3/23/11: Minutes of the Work Session held March 16, 2011, at 4:15 p.m., in the 4th Floor Conference Room at City Hall.

Filed 3/29/11: Minutes of the Work Session held March 23, 2011, at 5:00 p.m., in the 4th Floor Conference Room at City Hall.

REPORTS & RECOMMENDATIONS OF THE CITY MANAGER:

Filed 3/18/11: Mayor and City Council Update, March 18, 2011.

Filed 3/18/11: Memorandum in re: Missouri Theater fire update.

Filed 3/25/11: Mayor and City Council Update, March 25, 2011.

Filed 3/28/11: Memorandum in re: Missouri Theater fire update.

DELEGATIONS, PETITIONS:

None.

COMMUNICATIONS:

Filed 3/16/11: Minutes of the Police Pension Board meeting held February 16, 2011, at 4:00 p.m., in the Council Chamber at City Hall.

Filed 3/17/11: City Weekly, March 17, 2011.

Filed 3/21/11: E-mail from Captain Janice Rothganger, Patrol Division/Police Dept., in re: Citizen call in (Officer Leroy Barnes should be recognized for his caring and concern).

Filed 3/21/11: E-mail from Captain Janice Rothganger, Patrol Division/Police Dept., in re: Citizen call in (Thanking Officer Quentin Abbot for help with a flat tire).

Filed 3/21/11: Letter from Daniel Moser, 615 N. 7th St., in re: Cook Crossing Community Improvement District.

Filed 3/21/11: Article from the Kansas City Star entitled “*Tracy Avenue debacle is another sadly typical KC scandal*”, by E. Thomas McClanahan.

Filed 3/23/11: Information requested in re: Bill #387-10.

Filed 3/24/11: Minutes of the Geiger Mansion Committee meeting held March 10, 2011, at 4:00 p.m., at 2501 Frederick Ave.

Filed 3/24/11: City Weekly, March 24, 2011.

Filed 3/24/11: Article from the Missouri Municipal Review entitled “*Remington Nature Center of St. Joseph...A treasure of mammoth proportions*” by Mary Robertson and Chuck Kempf.

Filed 3/28/11: Memorandum from Chuck Kempf, Project Manager, in re: Phil Welch Stadium 2011 Update – Phase III.

COMMUNICATIONS: (Cont'd)

Filed 3/28/11: Memorandum from Mayor Falkner in re: Council sponsored bills/resolutions.

Filed 3/28/11: E-mail from Steve Hall, 4815 Stonecrest Terrace, in re: Resignation from the Advisory Commission on Aging.

Filed 3/28/11: Memorandum from Diana Slater, Human Resources Director, in re: (2010) Human Resources Annual Report.

Filed 3/29/11: Minutes of the St. Joseph Museums, Inc. Exhibits Committee meeting held September 20, 2010, at 4:00 p.m. at 3406 Frederick Blvd.

Filed 3/29/11: Minutes of the St. Joseph Museums, Inc. Programming Committee meeting held December 3, 2010, at 1:40 p.m. at 3406 Frederick Blvd.

Filed 3/29/11: Minutes of the St. Joseph Museums, Inc. Collections Committee meeting held December 14, 2010, at 8:00 a.m. at 3406 Frederick Avenue.

Filed 3/29/11: Minutes of the St. Joseph Museums, Inc. Executive Committee meeting held December 16, 2010, at 12:00 p.m. at 425 Edmond.

Filed 3/29/11: Minutes of the St. Joseph Museums, Inc. Civil War Medicine Exhibit Advisory Committee meeting held January 24, 2011, at 11:00 a.m. at 3406 Frederick Blvd.

Filed 3/29/11: Minutes of the St. Joseph Museums, Inc. Programming Committee meeting held February 15, 2011, at 12:00 p.m. at 3406 Frederick Blvd.

Filed 3/29/11: Copy of Bill # 358-10 with revisions.

OTHER BUSINESS:

City Manager's Report – None.

Councilmember Starr said kudos to city staff because there are people that tell her that they are doing a good job and they enjoy watching the council meetings on the television. Last weekend she heard from citizens that they were able to hear what is going on in the Council meeting; in the past they weren't able to do that. Also, citizens have told her that they appreciate being able to watch the Council meetings from their homes.

Councilmember Myers urged everyone to vote tomorrow.

Councilmember Penland recognized members of the Young Executives Network who were present.

Mayor Falkner welcomed Interim City Manager Chris Connally. He appreciates Mr. Connally's efforts and the efforts of his staff for taking on the added responsibilities.

Mr. Connally said the Council's passage of the emergency ordinance put a lot of local contractors to work.

PUBLIC COMMENT:

Roger Robbins, 11 Lundeen, asked why those citizens who do not live in the city of St. Joseph are charged a higher sewer fee. In Country Club Village, he knows of approximately 370 residents that are on city sewer and pay an average of \$110.00 per month, which is \$40,700. If the City loses those users, the City will lose a half a million dollars annually. He asked for consideration for those residents outside the city limits if they could be charged a rate closer to what the city residents are being charged. Mayor Falkner said this issue has been discussed several times. He would be more than willing to meet with anybody on this issue.

Dennis Fuston, Business Manager/Financial Sec. for the International Brotherhood of Electrical Workers (IBEW), Local #545, 421 S. 8th Street, requested that the Council hold a work session on using more local labor and the licensing issue. Councilmember Penland said he would work with the Mayor and get something set up. Mr. Fuston asked where the bond money (\$20,000,000) originated from for the Boehringer Ingelheim (BIVI) project. Councilmember Myers said those were Chapter 100 bonds. Mr. Fuston said the building does not belong to BIVI which is leasing the building for 20 years. He is curious how the city can justify that without any stipulations of using local labor. Mr. Connally said the city cannot require private businesses to use local labor. Planning & Community Development Director Clint Thompson said the city is not issuing the \$20,000,000; it is BIVI's debt. Mr. Fuston said every time a city project is taxed he would like the Council to put it the ballot; as a taxpayer he would vote for paying more for a project that he knew was going to be done locally and he thinks everyone that is unemployed would agree with that. He thanked Mr. Woody for calling him back on the snow removal.

NOTES:

Agenda No. 37558 – Mayor Falkner and Councilmember Kovac presented Special Recognition Awards to the high school basketball players and wrestlers who received the First Team All-City distinction.

Mayor Falkner presented the Proclamation for National Public Health Week 2011 to Health Director Debra Bradley.

Agenda No. 37574 – Ron Allen, Electrical Standards & Appeals Board member, 3501 Nickell Drive; Jim Giefer, #18 S. Carriage, Branch Manager for Wachter Electric and former member of the Electrical Standards & Appeals Board; and Luke Case, Case Electric, 12826 Hwy. D, Savannah, Missouri; spoke in opposition to the proposed ordinance.

Dennis W. Fuston, Business Manager/Financial Sec. for the International Brotherhood of Electrical Workers (IBEW), Local #545, 421 S. 8th Street; and David Mason, 1324 N. 25th Street, spoke in favor of the proposed ordinance.

Oscar Velazquez, 7708 S. FF Highway, said he thinks the most important issue is continuing education.

Agenda No. 37576-9 – Ellis Cross, 503 N. 5th St., asked if anyone else had put in an application. Ms. Bradley said not yet. Mr. Cross asked the Council to not make this another monopoly.

Steve Holdenried, 2125 S. 11th St., said having the Health Director make a recommendation to the Council in regard to issuing the permit would be a violation of the city charter period. There is a process for somebody to go through, but it's the City Council's job to set policy, not to micromanage. He hopes the Council would stay with the city charter.

NOTES: (Cont'd)

Mr. Cross said the Council would be within the City Charter to request the city manager to notify the Council if someone has applied for a permit.

Agenda No. 37590 – Kenneth Reeder, 1801 E. Randolph St., on behalf of Public Citizens Local & Associates, said the thing to keep in mind is that this is for sure another layer of enforcement. In the future we might not be in the position of having people on city staff such as Mr. Barber and Sgt. Stobbs who have a reputation of being fair-minded to enforce these laws. We do not want to burden them with this power, this control and this enforcement. The Council needs to realize more importantly that this is not legal. There is no state statute and no state law that allows the levying of fines or the collection of fines administratively as this ordinance provides. That is a legal opinion that he has already received. He wondered why the language in the copy that was distributed at the work session has been changed significantly in the ordinance that has been filed. We need to leave this like it is. We do not need another layer of enforcement. Local authority has more potential of being personal. If we leave it like it is, the state conducts it lot more fairly.

Agenda
Number

ADJOURNMENT:

37597 By general consent, the meeting adjourned.

The meeting adjourned at 9:14 p.m.

Paula Heyde, CMC, City Clerk