

BOA Meeting Agenda
Peculiar City Board of Aldermen
Meeting and Public Hearing
City Hall – 250 S. Main St
Monday August 19, 2013 6:30 p.m.

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Notice is hereby given that the Board of Aldermen of the City of Peculiar will hold a regularly scheduled meeting on Monday, August 19, 2013 at 6:30 pm, in the Council Chambers at 250 S. Main St. Representatives of the news media may obtain copies of this notice by contacting the City Clerk at City Hall, 250 S. Main St Peculiar, MO 64078 or by calling 816-779-2221. All proposed Ordinances and Resolutions will be available for viewing prior to the meeting in the Council Chambers.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. City Clerk – Read the Board of Alderman Statement
5. Consent Agenda
 - A. Approval of the Agenda
 - B. Approval of the Draft Minutes of Jul 15, 2013 BOA Meeting.
 - C. Approval of the Draft Minutes of August 5, 2013 Work Session Meeting.
6. Proclamation – Federal Bureau of Investigation Supervisor Special Agent Kurt Siuzdak Day
7. Unfinished Business
 - A. Bill No. 2013-14 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 700.010 AND PERMITTING ADDITIONAL IRRIGATION METER CONNECTIONS TO THE CITY'S WATER WORKS SYSTEM.
**2nd Reading*
8. New Business
 - A. Bill No. 2013-15 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI RE-DECLARING ITS INTENTION TO APPLY A TRANSPORTATION TAX AND A PARKS TAX ON ALL SALES OF METERED WATER SERVICE, ELECTRICITY, ELECTRICAL CURRENT, AND NATURAL, ARTIFICIAL, OR PROPANE GAS, WOOD, COAL, OR HOME HEATING OIL FOR DOMESTIC USE; AND ESTABLISHING SECTION 720.020 B AND SECTION 720.015 TITLED "LOCAL PARKS TAX".
**1st & 2nd Reading*
 - B. Bill No. 2013-16 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS
**1st Reading*
 - C. Resolution No. 2013-36 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI ESTABLISHING THE 2013 TAX LEVY OF \$ 0.8626
9. Topic for Discussion
 - A. Fiscal Year 2013/2014 Budget Workshop
10. City Administrator Report
11. Aldermen Directives
12. Adjournment

A regular meeting and public hearing of the Board of Aldermen of the City of Peculiar, Missouri, was held in the Council Chambers in City Hall at 6:30 p.m. on Monday July 15, 2013. Mayor Ernest Jungmeyer called the meeting to order and all who were present joined in reciting the Pledge of Allegiance.

The following aldermen responded to roll call: Michael Gallagher, Veronika Ray, Holly Stark, Bob Fines and Homer Dunsworth. Donald Turner was absent.

City Staff present for the meeting were City Administrator Brad Ratliff, City Attorney Reid Holbrook, City Engineer Carl Brooks, Chief of Police Harry Gurin, City Clerk Nick Jacobs, Parks and Recreation Director Nathan Musteen, Business Office Manager Trudy Prickett.

Consent Agenda

- A. Approval of the Agenda
- B. Approval of the Draft Minutes of June 17, 2013 BOA Meeting
- C. Approval of the Draft Minutes of July 1, 2013 Work Session Meeting

A motion to approve Consent Agenda as presented from Alderman Stark, second from Alderman Dunsworth, the Consent Agenda was approved by a 5-0 voice vote with Alderman Turner being absent.

Employee of the Quarter – Nathan Musteen

City Administrator Brad Ratliff spoke at length regarding the accomplishments of Nathan in the short time he has been with the City. Brad spoke of the experience which Nathan brings from his years with the City of Raymore.

The mayor congratulated Nathan on his accomplishments and gave him a token of appreciation as well as having his name on the "Employee of the Quarter" plaque.

New Business

- A. **Bill No. 2013-13 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 710.070 TO INCLUDE SUBSECTIONS D, E, AND F, OUTLINING THE RESPONSIBILITY OF THE CITY/PROPERTY OWNER IN REFERENCE TO THE WATER DISTRIBUTION SYSTEM.**

**1st Reading*

City Clerk Nick Jacobs stated that this is the same Ordinance which was presented on July 1st as a topic for discussion. He stated that this Ordinance was essentially to delineate the responsibility of the City and the property owner in reference to the water lines that serve the property. He stated that there have been no changes and that staff recommends a first reading of the Bill.

Alderman Gallagher asked if there has been any trouble with reading the meters in Windmill Country Estates. Staff commented that the meters are 8-9 years old and approaching the end of their warranty.

Alderman Stark asked how the meters could have been allowed to be put in the basement. Staff commented that after much research there is no documentation to show that this was allowed.

There was discussion among the Board about the past events leading to this Ordinance.

Alderman Stark moved to have the 1st reading of Bill No. 2013-13 by title only. The motion was seconded by Alderman Dunsworth and was approved with a 5-0 voice vote with Alderman Turner being absent. Alderman Stark moved to accept this 1st reading, seconded by Alderman Dunsworth and was accepted by a 5-0 voice vote with Alderman Turner being absent.

- B. **Resolution No. 2013- 33 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH BARTLETT & WEST ENGINEERS FOR PROFESSIONAL SERVICES FOR GEOGRAPHICAL INFORMATION SYSTEM (GIS) SERVICES FOR THE CITY OF PECULIAR, MO**

City Engineer Carl Brooks spoke about the Contract with Bartlett & West Engineering Firm for GIS Services. Carl spoke about the different expectations of the phases that would be provided for the cost of the \$35,000 which the contract outlines.

Aldermen Stark asked when the work would be completed. Staff commented that it should be completed within 60 days of the contract being signed.

Staff commented that Phase two of the project could be \$35,000-\$50,000 and Phase three could be another \$35,000.

Alderman Stark made a motion to accept Resolution 2013-33. The motion was seconded by Alderman Gallagher was accepted by a 5-0 roll call vote.

Alderman Gallagher Aye

Alderman Ray

Aye

C. Resolution No. 2013- 34 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH LAND3 STUDIOS FOR THE DESIGN, BIDDING ASSISTANCE AND CONSTRUCTION PHASE SERVICES FOR PARK IMPROVEMENTS AND RENOVATION OF CURRENT FACILITIES NECESSARY AT RAISBECK PARK.

Parks and Recreation Director Nathan Musteen addressed the Board stating that this contract will lock Land3 Studios in as the consulting Engineer for Raisebeck Park renovations.

Alderman Stark stated that she is opposed to the design/construction phase and thinks staff should be able handle this portion.

Staff commented that the contract reflected that staff could do what they want and may choose not to use the Engineer if they are not necessary.

The Mayor commented that this would get the City one step closer to having sports playing by Spring 2014.

Alderman Stark made a motion to accept Resolution 2013-34. The motion was seconded by Alderman Dunsworth and was accepted by a 5-0 roll call vote.

Alderman Gallagher	Aye	Alderman Ray	Aye
Alderman Dunsworth	Aye	Alderman Stark	Aye
Alderman Fines	Aye	Alderman Turner	Absent

City Administrator Report

Brad Ratliff spoke about the recent trip to Washington D.C. and the reasoning behind the trip. He stated that in 2004 the Peculiar Police Department assisted the FBI in a money laundering case with Casstel. He stated that because of the trip the City has received \$1,197,890 for their assistance with the case. He stated that there are 38 pages of rules and regulations to use this money and have only 18 months to spend it. He is hoping to have recommendations to the Board by next month. There was discussion pertaining to the various uses of the money for police purposes. Codes department has sent several notices and there is one new home being built on Nora Dodge Drive. Sewer Project is coming along and there is not going to be any blasting as previously thought. The City is currently seeking to run a sidewalk from City Hall to Downtown.

Alderman Gallagher asked if MoDOT could move the lights on the J/C intersection and the Board commented that has been looked at and the Outer Road is too close to the entrance and exit ramps.

There was some discussion pertaining to Cass County wanting to replace the bridge on School Road. Several Aldermen had questions on it and staff commented that we are trying to work with the County to see the project get completed without greater stress on the residents downstream.

Alderman Gallagher asked what the Flagpole out front of City Hall cost.
Staff commented approx.. \$1,300.

Alderman Directives

Alderman Ray commented to Chief Gurin that there are a lot of speeding vehicles on Harr-Grove Road.

Executive Session

At 7:35 p.m. Alderman Stark made a motion to leave regular session and enter into executive session lasting no longer 15 minutes per RSMO 610.021(2). Seconded by Alderman Gallagher and the motion was approved by a 5-0 roll call vote with Alderman Turner being absent.

Adjournment

On a motion from Alderman Stark, second from Alderman Dunsworth, the meeting was adjourned at 7:50pm

Regular session minutes were taken and transcribed by Nick Jacobs, City Clerk.

Nick Jacobs, City Clerk

Approved by the Board of Aldermen:

A regular work session meeting and public hearing of the Board of Aldermen of the City of Peculiar, Missouri, was held in the Council Chambers in City Hall at 6:30 p.m. on Monday August 5, 2013. Mayor Ernest Jungmeyer called the meeting to order and all who were present joined in reciting the Pledge of Allegiance.

The following aldermen responded to roll call: Michael Gallagher, Veronika Ray, Donald Turner, Bob Fines, Holly Stark and Homer Dunsworth.

City Staff present for the meeting were City Administrator Brad Ratliff, City Attorney Reid Holbrook, City Engineer Carl Brooks, Chief of Police Harry Gurin, City Clerk Nick Jacobs, City Planner Clifford McDonald, and Business Office Manager Trudy Prickett.

Agenda Request – Missouri Main Street Presentation

Jeanine Rann addressed the Board pertaining to some of the accomplishments of Downtown Peculiar Arts & Culture District (DPAC) over the last year through their partnership with Missouri Main Street. She outlined some of the steps DPACD has taken and needs to take to insure that the downtown keeps growing as it has.

Brenda Conway with DPACD addressed the Board sharing more details of what the City should see now and be seeing in the near future.

Business

- A. **Bill No. 2013-13 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 710.070 TO INCLUDE SUBSECTIONS D, E, AND F, OUTLINING THE RESPONSIBILITY OF THE CITY/PROPERTY OWNER IN REFERENCE TO THE WATER DISTRIBUTION SYSTEM.**

**2nd Reading*

City Clerk Nick Jacobs addressed the Board pertaining to the line of responsibility which needs to be established on where water meters are located outside of City Owned Right of Way or Easements.

Alderman Gallagher stated that he spoke with a former City Inspector who stated that it was the Board who authorized the meters to be placed in the basement. He also spoke with the developer and the developer stated that he has paperwork showing he was allowed to do so.

Alderman Stark commented that the developer may have been granted permission from City Staff but it was not made official through the Board of Aldermen.

Alderman Turner stated that this type of Ordinance is standard in the other places where he has lived with the meter being inside the home.

There was further discussion amongst the Board.

Brad Ratliff explained that as with all other residents in the City the resident is responsible for the maintenance and repair of anything beyond the City's Right of Way or easement.

George Davis 22608 Cole Court addressed the Board as the HOA President of Windmill Country Estates. He stated that he had a meeting with City staff earlier and was a little confused. He said in the meeting he was told he had to move the meter outside.

Staff commented that this Ordinance does not require them to move the meter.

There was further discussion between Mr. Davis and the Board pertaining to the responsibility of the water line.

Dale Allen 11303 Hamilton Drive addressed the Board asking why Windmill was not notified of the first reading of the bill.

Alderman Stark asked if staff notified Windmill of the meeting.

Carl Brooks commented that he and David Shroust met with Mr. Davis the day of the Board Meeting on Jul 15th.

There was further discussion amongst the Board and staff.

Alderman Stark moved to have the 2nd reading of Bill No. 2013-13 by title only, seconded by Alderman Turner and was approved by a 4-2 voice vote with Aldermen Gallagher & Dunsworth casting the Nay votes. Alderman Stark moved to accept the 2nd reading of Bill No. 2013-13 and place it on final passage as Ordinance No. 08052013, seconded by Alderman Turner was accepted by the following 4-2 Roll call vote.

Alderman Gallagher	Nay	Alderman Ray	Aye
Alderman Dunsworth	Nay	Alderman Stark	Aye
Alderman Fines	Aye	Alderman Turner	Aye

B. Bill No. 2013-14 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 700.010 AND PERMITTING ADDITIONAL IRRIGATION METER CONNECTIONS TO THE CITY'S WATER WORKS SYSTEM.

**1st Reading*

Carl Brooks addressed the Board stating that an individual has requested to have a second meter set which is larger than what our current code allows. This Ordinance would allow the City Engineer to approve a connection larger than ¾". It would also allow the fee to be adjusted by the fee schedule.

Alderman Stark moved to have the 1st reading of Bill No. 2013-14 by title only, seconded by Alderman Gallagher and was approved by a 6-0 voice vote. Alderman Stark moved to accept the 1st reading of Bill No. 2013-14, seconded by Alderman Turner was approved by a 6-0 Roll voice vote.

C. Resolution 2013-35 - A RESOLUTION OF THE BOARD OF ADLermen OF THE CITY OF PECULIAR, MISSOURI APPROVING THE MAYOR TO ENTER INTO A CONTRACT WITH SUPERIOR BOWEN ASPHALT COMPANY, LLC FOR THE 2013 STREET OVERLAY PROGRAM AND AUTHORIZING CITY STAFF TO AMEND THE BUDGET TO ESTABLISH FUNDING FOR THE STREET OVERLAY PROJECT

Carl Brooks addressed the Board regarding how the funds would be distributed to repair, patch and overlay certain streets around the City. There was discussion pertaining to some of the details of each intersection and portion of streets to be fixed.

Alderman Stark moved to accept Resolution 2013-35, seconded by Alderman Dunsworth and the Resolution was approved by the following 6-0 Roll call vote.

Alderman Gallagher	Aye	Alderman Ray	Aye
Alderman Dunsworth	Aye	Alderman Stark	Aye
Alderman Fines	Aye	Alderman Turner	Aye

Topics for Discussion

Video about Ray-Pec Community Alliance

Police Chief Harry Gurin addressed the Board regarding an anti-bullying campaign that will kick off of the 16th of the month at Ray-Pec Football Field. There was a video shown that was created by the alliance.

Chief of Police Letter to Board of Aldermen

Police Chief Harry Gurin addressed the Board regarding the use of Forfeiture Funds that have been received in connection with the 2004 Casstel case which the Peculiar Police department assisted in. There was discussion amongst the Board and Staff about what to spend the money on.

Alderman Concerns or Additional Topics for Discussion by Aldermen

Alderman Stark commented that she was contacted by an individual in Twin Oaks regarding the detention pond backing up into their property.

Staff commented that the property is owned by the Twin Oaks Homeowners Association which does not exist. The City is currently exploring options to be able to bill for the work being done on this property.

Staff commented that they would hope to have a handle on the situation and try and get it corrected by the end of August.

Alderman Ray asked about the temporary signs along C Highway.

Staff commented that they could attain a temporary sign permit which was believed to be good for 6 weeks.

Alderman Gallagher asked if there was anything that the City can do about the vehicles being parked in the back and sign yards of Twin Oaks Subdivision.

Staff commented that the City cannot enforce Subdivisions Covenants, Codes & Restrictions. It would need to be taken up in a civil court.

Paul Johnson 12008 White Oak addressed the Board regarding the formation of the Twin Oaks Home Owners Association. He told the Board that he had contacted some of the other residents and brought to their attention some of the things that have been bothering them about the creation of a Home Owners Association.

Alderman Stark responded that the City cannot enforce a subdivision's Covenants, Codes & Restrictions.

More discussion ensued.

Executive Session

At 8:40 p.m. Alderman Stark made a motion to leave regular session and enter executive session under RSMO 610.021(2) not to last more than 25 minutes. Seconded by Alderman Gallagher and was approved by a 6-0 Roll Call vote.

On a motion from Alderman Stark, second from Alderman Dunsworth, the meeting was adjourned at 9:10pm with a 6-0 voice vote.

Adjournment

Regular session minutes were taken and transcribed by Nick Jacobs, City Clerk.

Nick Jacobs, City Clerk

Approved by the Board of Aldermen:

Draft



OFFICE OF THE MAYOR

PROCLAMATION

WHEREAS, in 2004 Federal Bureau of Investigation Special Agent Kurt Siuzdak, New York Division’s Organized Crime Branch, responded to the City of Peculiar conducting an investigation into an organized criminal enterprise,

WHEREAS, Special Agent Siuzdak solicited the assistance of the Peculiar Police Department in this investigation and created a partnership with other local law enforcement to accomplish the FBI’s goals and objectives,

WHEREAS, the investigation determined that a Federal crime had occurred in the City of Peculiar and appropriate charges were filed in the Federal Courts System,

WHEREAS, Special Agent Siuzdak was able to maintain the integrity of a major communications and telephone companies within the Peculiar area without undue interruption,

WHEREAS, Special Agent Siuzdak’s investigation was successful in the arrest of a large number of organized crime members and the recovery of over \$40,000,000.00 in cash and property,

WHEREAS, with the extended efforts of Special Agent Siuzdak resulted in the United States of America awarding the Peculiar Police Department being over one million three hundred thousand dollars in Asset Forfeiture funds.

NOW, THEREFORE, BE IT RESOLVED THAT The City of Peculiar, Missouri, does hereby proclaim the 19th day of the month of August 2013 to be “Kurt Siuzdak Day.”

Ernest Jungmeyer,
Mayor
City of Peculiar, Missouri
August 19, 2013

Attest:

Nick Jacobs, City Clerk

City Administrator
Brad Ratliff

Police Chief
Harry Gurin

City Attorney
Reid F. Holbrook



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City Engineer
Carl Brooks

City Clerk
Nick Jacobs

Business Office Manager
Trudy Prickett

Municipal Offices - 250 South Main Street, Peculiar, MO 64078
Phone: 816.779.5212 Facsimile: 816.779.1004

To: Mayor & Board of Aldermen
From: Carl Brooks
Date: August 15, 2013'
Re: Change to Irrigation Water Meter Connection in reference to the water distribution system.

GENERAL INFORMATION

Applicant: City Staff
Requested Actions: Review of the proposed Ordinance, pertaining to the allowed size of an irrigation water meter connection.
Purpose: To allow the connection of a larger than three-quarter (3/4) inch irrigation water meter connection.

PROPOSAL

This Ordinance would allow residents, commercial business property owners and Home Owner Associations the opportunity of an irrigation water meter connection of a larger than three-quarter (3/4) inches. Currently, no irrigation water meter connection may be larger than 3/4-inches. The applicant shall identify the need and capacity requirements of the meter that they desire, and the size of the meter shall then be determined by the City Engineer.

PREVIOUS ACTIONS

Previously, the irrigation connection would be no larger than 3/4-inch.

KEY ISSUES

By amending our current code, this will allow residents, commercial business property owners and Home Owner Associations the opportunity to lease an irrigation water meter larger than 3/4-inch for irrigation purposes.

STAFF RECOMMENDATION

Staff recommends approval of the ordinance.

ATTACHMENTS

The proposed ordinance is attached for your review.

AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 700.010 AND PERMITTING ADDITIONAL IRRIGATION METER CONNECTIONS TO THE CITY'S WATER WORKS SYSTEM.

WHEREAS, the City is authorized, under Rev. Stat. Mo. §§ 91.010 and 91.090 to erect, maintain, and operate water works;

WHEREAS, the City is further authorized, pursuant to Rev. Stat. Mo. §§ 79.130 and 79.450, to enact ordinances, rules, and regulations "expedient for maintaining the peace, good government and welfare of the city and its trade and commerce;" and

WHEREAS, this proposed ordinance will maintain the good government and commercial welfare of the City of Peculiar; and shall ensure that the City's water works system continues to serve the needs of the Peculiar citizenry.

NOW THEREFORE, be it ordained by the Board of Aldermen of the City of Peculiar, Missouri as follows:

SECTION I. That Peculiar Municipal Code § 700.010(D.3) be amended to read as follows:

D. The fees for water and sewer connections shall be as follows:

- 3. *Irrigation water meter connection.* An irrigation water meter connection shall be any connection to the City of Peculiar water system that is solely used for irrigation purposes, and in accordance with a written agreement with the City of Peculiar. The connection shall be no larger than three-quarter (3/4) inches; unless approved by the City Engineer. The fee for this connection shall be at least one thousand dollars (\$1,000.00), or as established by the approved Schedule of Fees. The fee for larger connections shall be established by the approved Schedule of Fees. Such connections shall solely be available to property owners and/or Homeowners' Associations.

SECTION II: The effective date of this ordinance shall be _____, 2013.

First Reading: July 15, 2013

Second Reading: _____

BE IT REMEMBERED THE PRECEDING ORDINANCE WAS ADOPTED ON ITS SECOND READING THIS ___ DAY OF _____, 2013, BY THE FOLLOWING VOTE:

Alderman Gallagher _____
Alderman Fines _____
Alderman Ray _____

Alderman Dunsworth _____
Alderman Turner _____
Alderman Stark _____

Approved:

Attest:

Ernest Jungmeyer, Mayor

Nick Jacobs, City Clerk

City Administrator
Brad Ratliff

Police Chief
Harry Gurin

City Attorney
Reid F. Holbrook



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City Engineer
Carl Brooks

City Clerk
Nick Jacobs

Business Office Manager
Trudy Prickett

Municipal Offices - 250 South Main Street, Peculiar, MO 64078
Phone: 816.779.5212 Facsimile: 816.779.1004

To: Mayor & Board of Aldermen
From: Nick Jacobs
Date: August 15, 2013
Re: Bill No. 2013-15 allowing the City to assess a transportation tax and parks tax onto domestic utilities.

GENERAL INFORMATION

Applicant: City Staff
Requested Actions: Review of the proposed Ordinance, pertaining to the application of current City taxes onto domestic utilities.
Purpose: To be able to collect revenue off of the sale of domestic utilities within City Limits.

PROPOSAL

This Ordinance would allow the City to begin to collect ½% sales tax for Transportation Purposes and ½% sales tax for Parks Purposes on all domestic utility bills (water, electric, gas) inside City Limits. **This will not be enacting any new taxes just collecting what was already approved by the voters on domestic utilities only.** These taxes should have been assessed and collected 20 years ago (Transportation Tax) and 11 years ago (Parks Tax). The City currently collects these taxes on any retail sale within the City but the Department of Revenue requires a current Ordinance stating that the Board would like them to assess these taxes onto domestic utilities as well. Because it takes the State approximately 5 months to assess and begin distributing these taxes staff is recommending this bill be read 2 times and accepted at the August 19 meeting.

PREVIOUS ACTIONS

None

KEY ISSUES

STAFF RECOMMENDATION

Staff recommends approval of the ordinance.

ATTACHMENTS

The proposed ordinance is attached for your review.

BILL NO. 2013-15
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI RE-DECLARING ITS INTENTION TO APPLY A TRANSPORTATION TAX AND A PARKS TAX ON ALL SALES OF METERED WATER SERVICE, ELECTRICITY, ELECTRICAL CURRENT, AND NATURAL, ARTIFICIAL, OR PROPANE GAS, WOOD, COAL, OR HOME HEATING OIL FOR DOMESTIC USE; AND ESTABLISHING SECTION 720.020 B AND SECTION 720.015 TITLED “LOCAL PARKS TAX”.

WHEREAS, the residents of the City of Peculiar, Missouri, on November 3, 1987, voted in favor of a tax for transportation purposes on all sellers engaging in the business of selling tangible personal property or rendering taxable services at retail at the rate of one half ($\frac{1}{2}$) of one percent (1%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within said city if such property or services are subject to taxation by the State of Missouri under the provisions of Section 144.010 to 144.510 R.S.Mo. pursuant to the authority and subject to the provisions of Section 94. 700 to 94.755 R.S.Mo., and

WHEREAS, said tax has been in effect, and

WHEREAS, the residents of the City of Peculiar, Missouri, on April 2, 2002, voted in favor of a tax for local parks purposes on all sellers engaging in the business of selling tangible personal property or rendering taxable services at retail at the rate of one half ($\frac{1}{2}$) of one percent (1%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within said city if such property or services are subject to taxation by the State of Missouri under the provisions of Section 144.010 to 144.510 R.S.Mo. pursuant to the authority and subject to the provisions of Section 644.032 R.S.Mo., and

WHEREAS, said tax has been in effect, and

WHEREAS, it is the intention of the Board of Aldermen of the City of Peculiar, Missouri, that said tax's shall apply to all sales of metered water services, electricity, electrical current, and natural, artificial, or propane gas, wood, coal, or home heating oil for domestic use, per Section 144.032 R.S.Mo., and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI, AS FOLLOWS:

Section I: A Section 720.020 B be added to the Peculiar Municipal Code to read as follows: It is hereby re-declared to be the intention of the City of Peculiar, Missouri, to impose a tax of one half ($\frac{1}{2}$) of one percent (1%) for transportation purposes upon all sales of metered water service, electricity, electrical current, and natural, artificial, or propane gas, wood, coal, or home heating oil for domestic use, pursuant to the authority and subject to the provisions of Section 94. 700 to 94.755 R.S.Mo.

Section II: A Section 720.015 be added to the Peculiar Municipal Code to read as follows: It is hereby declared to be the intention of the City of Peculiar, Missouri, to impose a tax of

one half (1/2) of one percent (1%) for local parks purposes upon all sales of metered water service, electricity, electrical current, and natural, artificial, or propane gas, wood, coal, or home heating oil for domestic use, pursuant to the authority and subject to the provisions of Section 644.032 R.S.Mo.

Section III: This ordinance shall become effective immediately upon its passage and approval.

Section IV: That the City Clerk shall furnish a copy of this ordinance to all utilities which furnish service within the corporate limits of the City of Peculiar, Missouri and to the Director of Revenue.

Section V: The effective date of this ordinance shall be _____, 2013

BE IT REMEMBERED THE PRECEDING ORDINANCE WAS ADOPTED ON ITS SECOND READING THIS ___ DAY OF _____, 2013, BY THE FOLLOWING VOTE:

Alderman Gallagher	_____	Alderman Ray	_____
Alderman Dunsworth	_____	Alderman Stark	_____
Alderman Fines	_____	Alderman Turner	_____

Approved:

Attest:

Ernest Jungmeyer, Mayor

Nick Jacobs, City Clerk

City Administrator
Brad Ratliff

Police Chief
Harry Gurin

City Attorney
Reid F. Holbrook



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City Engineer
Carl Brooks

City Clerk
Nick Jacobs

Business Office Manager
Trudy Prickett

Municipal Offices - 250 South Main Street, Peculiar, MO 64078
Phone: 816.779.5212 Facsimile: 816.779.1004

To: Mayor & Board of Aldermen
From: Nick Jacobs
Date: August 15, 2013
Re: Bill No. 2013-16 Conflict of interest Ordinance Renewal

GENERAL INFORMATION

Applicant: City Staff
Requested Actions: Passage of the proposed Ordinance per the need of the Missouri Ethics Commission.
Purpose: To renew our current Ordinance on Conflict of Interests.

PROPOSAL

This Ordinance would renew the policy established in 2011 and is a requirement of the Missouri Ethics Commission. If this Ordinance is not adopted then all of the elected officials will have to file Personal Financial Disclosures. This ordinance remains unchanged from the passage in 2011.

PREVIOUS ACTIONS

None

KEY ISSUES

If this Ordinance is not adopted then all of the elected officials will have to file Personal Financial Disclosures.

STAFF RECOMMENDATION

Staff recommends approval of the ordinance.

ATTACHMENTS

The proposed ordinance is attached for your review.

Bill No. 2013-16
Ordinance No. _____

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

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI, AS FOLLOWS:

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

Section 2. Conflicts of Interests.

- a. All elected and appointed officials as well as employees of a political subdivision must comply with Sections 105.452 and 105.454, RSMo., on conflicts of interest as well as any State law governing official conduct.
- b. Any member of the governing body of a political subdivision who has a "substantial personal or private interest" on any measure, bill, order or ordinance proposed or pending before such governing body must disclose that interest to the secretary or clerk of such body and such disclosure shall be recorded in the appropriate journal of the governing body. Substantial personal or private interest is defined as ownership by the individual, his spouse, or his dependent children, whether singularly or collectively, directly or indirectly of: (1) 10% or more of any business entity; or (2) an interest having a value of \$10,000 or more; or (3) the receipt of a salary, gratuity, or other compensation or remuneration of \$5,000 or more, per year from any individual, partnership, organization, or association within any calendar year.

Section 3. Disclosure Reports. Each elected official, the chief administrative officer, the chief purchasing officer, the full-time general counsel and officials or employees authorized to promulgate or vote on rules and regulations with the force of law shall disclose the following information by May 1 if any such transactions occurred during the previous calendar year:

- a. For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of

\$500, if any, received as an employee or payment of any tax, fee or penalty due to the political subdivision, and other than transfers for no consideration to the political subdivision.

- b. To date and the identities of the parties to each transaction known to the person with a total value in excess of \$500, if any, that any business entity in which such person had a substantial interest, had with the political subdivision to the political subdivision or transactions involving payment for providing utility service to the political subdivision, and other than transfers for no consideration to the political subdivision.
- c. The chief administrative officer and the chief purchasing officer also shall disclose by May 1 for the previous calendar year the following information:
 - 1. The name and address of each of the employers of such person from whom income of \$1,000 or more was received during the year covered by the statement;
 - 2. The name and address of each sole proprietorship that he owned; the name, address and the general nature of the business conducted of each general partnership and joint venture in which he was a partner or participant; the name and address of each partner or co-participant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the Secretary of State; the name, address and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned ten percent (10%) or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent (2%) or more of any class of outstanding stock, limited partnership units or other equity interests;
 - 3. The name and address of each corporation for which such person served in the capacity of a director, officer or receiver.

Section 4. Filing of Reports.

- a. The financial interest statements shall be filed at the following times but no person is required to file more than one (1) financial interest statement in any calendar year;

1. Every person required to file a financial interest statement shall file the statement annually not later than May 1 and the statement shall cover the calendar year ending the immediately preceding December 31 of the covered year until the date of filing of the financial interest statement.
 2. Each person appointed to office provided for in Section 3 shall file the statement within thirty (30) days of such appointment or employment;
- b. Financial disclosure reports giving the financial information required in Section 3 shall be filed with the local political subdivision and with the Secretary of State prior to January 1, 1993. After January 1, 1993 reports shall be filed with the local political subdivision and the Missouri Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.

Section 5. Filing of Ordinance. A certified copy of this ordinance, adopted prior to September 15th, shall be sent within ten (10) days of its adoption to the Secretary of State's office. A certified copy of any ordinance adopted on or after January 1, 1994 shall be sent to the Missouri Ethics Commission within ten (10) days of its adoption.

Section 6. Effective Date. This ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the Board of Aldermen.

Read two times by title only and passed by the Board of Aldermen of the City of Peculiar, Missouri, this ___ day of _____, 2013.

BE IT REMEMBERED THE PRECEDING ORDINANCE WAS ADOPTED UPON ITS SECOND READING THIS ___ DAY OF _____, 2013, BY THE FOLLOWING VOTE:

Alderman Gallagher	_____	Alderman Ray	_____
Alderman Dunsworth	_____	Alderman Stark	_____
Alderman Fines	_____	Alderman Turner	_____

APPROVED:

ATTEST:

Ernest Jungmeyer, Mayor

Nick Jacobs, City Clerk

City Administrator
Brad Ratliff

Police Chief
Harry Gurin

City Attorney
Reid F. Holbrook



23
City Engineer
Carl Brooks

City Clerk
Nick Jacobs

Business Office Manager
Trudy Prickett

Municipal Offices - 250 South Main Street, Peculiar, MO 64078
Phone: 816.779.5212 Facsimile: 816.779.1004

To: Mayor & Board of Aldermen
From: Nick Jacobs
Date: August 15, 2013
Re: Resolution 2013-36 establishing the 2013 Tax Levy

GENERAL INFORMATION

Applicant: City Staff
Requested Actions: Establish the 2013 Tax Levy
Purpose: Establish the 2013 Tax Levy

PROPOSAL

Establish the 2013 Tax Levy to be assessed per \$100 assessed value. After completing the necessary paperwork the tax levy being presented is \$0.4556 for General Revenue and \$0.4070 For Debt Service. These numbers are subject to change due to review from the State Auditor's office.

PREVIOUS ACTIONS

None

KEY ISSUES

STAFF RECOMMENDATION

Staff recommends approval of the Resolution.

ATTACHMENTS

The proposed Resolution is attached for your review.

RESOLUTION 2013-36

A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI ESTABLISHING THE 2013 TAX LEVY OF \$0.8626

WHEREAS, the tax rates are set to produce revenues which the budget of the Fiscal Year 2013-2014 show to be required from the property tax; and

WHEREAS, these property rates may be modified based on information forthcoming from the Missouri State Auditor’s Office as the authority in the final computation of tax levies within the State

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI

Section 1. The City of Peculiar, Missouri hereby establishes and adopts the 2013 property tax rate of \$0.4556 per \$100.00 assessed valuation for General Fund purposes, and a Utility Fund Debt Service of \$0.4070 per \$100.00 assessed valuation.

Section 2. This tax rate may be modified to conform to computations to be received from the Missouri State Auditor’s Office if not in compliance with the tax levy limits mandated by the Missouri State Auditor’s Office.

Section 3. Effective Date. The effective date of this Resolution shall be the ____ day of _____, 2013.

Upon a roll call, said Resolution was adopted by the following vote:

Alderman Gallagher	_____	Alderman Ray	_____
Alderman Dunsworth	_____	Alderman Stark	_____
Alderman Fines	_____	Alderman Turner	_____

APPROVED:

ATTEST:

Ernest Jungmeyer, Mayor

Nick Jacobs, City Clerk

Fiscal Year 2013/2014 Budget Workshop

Articles will be provided Monday during the Meeting