

March 21, 2011

The Board of Aldermen, City of Kearney, Missouri, met in regular session at Kearney City Hall, 100 East Washington, March 21, 2011 at 6:30 P.M. with Mayor Dane presiding. Members present were Jeff Couchman, Alan Gustin, Jenny Hayes and Tom Patterson. Staff members present were Jim Eldridge, Shirley Zimmerman and David Pavlich.

The Mayor opened the meeting with the Pledge of Allegiance.

CONSENT AGENDA

The following items were submitted for the Board of Aldermen to approve:

- Minutes for the February 7th meeting
- Bills presented for payment

A motion was made by Alderman Gustin and seconded by Alderman Patterson to approve the Consent Agenda as presented. The motion carried unanimously.

MAYOR'S REMARKS

SWIMMING Mayor Dane said he is working with the owners of various pools in the subdivisions in the City of Kearney. He said he would like to use the neighborhood pools to teach swimming lessons and do water aerobics for the senior citizens. He said he had heard from two owners so far.

He said we would have to be finished by 10:00 or 10:30 A.M. each day. He said we need to discuss how we would compensate them for additional water usage. He said we could give a portion of the fees charged to the Homeowners Associations.

RECOGNITION OF 3RD PLACE STATE WRESTLING TEAM A Resolution, **RESOLUTION NO. 07-2011** recognizing the Class 3 third place State Wrestling Team from Kearney R-1 School District, was presented and read by Title only.

A motion was made by Alderman Couchman and seconded by Tom Patterson to approve the Resolution recognizing the Class 3 third place State Wrestling Team from Kearney R-1 School District. The motion carried unanimously.

Coach Chad Hopkins introduced his coaching staff and each wrestler and told something about the wrestler. Mayor Dane and Board President Alan Gustin presented each coach and wrestler a copy of the Resolution.

ADMINISTRATOR'S REPORT

SUPREME COURT DECISION ON PREVAILING WAGE Staff reported that the Supreme Court reverses the Utility Service case concerning water tower maintenance as being excludable from prevailing wage requirements.

Staff said we waited on this decision to decide about the Calvert Paving asphalt cut and patch asphalt contract. The Supreme Court case leaves little doubt that any determination made by the Division of Labor must be considered valid unless their regulations could be determined unreasonable.

Staff said it is recommended that the City pay Calvert additional wages for prevailing wage compliance in the amount of \$17,011.13 and they will in turn, compensate their employees as overseen by the Division of Labor.

Staff said going forward, the City can expect to pay prevailing wages on virtually all street repairs, except slurry seal.

SPRING CLEAN UP MAY 14TH AND MAY 21ST Staff reported that Spring Clean Up days are scheduled for May 14th for those who live North of 92 Highway and West of the railroad tracks and May 21st for those South of 92 Highway and East of the railroad tracks.

OLD BUSINESS

City Administrator, Jim Eldridge left the meeting.

EMPLOYMENT AGREEMENT BETWEEN CITY AND JIM ELDRIDGE Bill No **ORDINANCE NO. 1160-2011** 10-2011, an ordinance approving the employment agreement between the City and Jim Eldridge, City Administrator, was presented and read by Title only.

A motion was made by Alderwoman Hayes and seconded by Alderman Gustin to approve the ordinance as read on the first reading. The motion carried by a vote of four to zero.

A motion was made by Alderman Gustin and seconded by Alderman Couchman to place Bill No. 10-2011 on its second and final reading. Said Bill was thereupon read and considered, and was duly passed by the following roll call vote: Voting for the Motion: Hayes, Patterson, Gustin and Couchman. The motion carried by a four to zero vote. The Bill was then duly numbered **Ordinance No. 1160-2011**.

Alderman Gustin said the contract should be renewed each year before the budget since a raise could be involved.

Jim Eldridge returned to the meeting.

NEW BUSINESS

SIGN CONTRACT WITH AGC ENGINEERS FOR SAFE ROUTES TO SCHOOL RESOLUTION NO. 08-2011 A Resolution, authorizing the Mayor to sign a contract for AGC Engineers to provide engineering relative to Safe Routes Sidewalk Grant Application for up to \$2,500, was presented and read by Title only.

David Pavlich said this would be three separate grants. One would be a crosswalk at 9th Street and 33 Highway for Kearney Elementary, sidewalks at Dogwood and sidewalks along 19th Street.

Alderman Patterson said we need to be careful of the placement if we would be widening 19th Street. David Pavlich said it will be on the South side from the tennis court to the East boundary of the High School.

A motion was made by Alderman Patterson and seconded by Alderwoman Hayes to approve the Resolution authorizing the Mayor to sign a contract for AGV Engineers to provide engineering relative to Safe Routes Sidewalk Grant Application for up to \$2,500. The motion carried unanimously.

AGREEMENT WITH CRETCHER HEARTLAND TO MANAGE CERTIFICATES OF INSURANCE RESOLUTION NO. 09-2011 A Resolution, authorizing the Mayor to sign an agreement with Cretcher Heartland to manage Certificates of Insurance, was presented and read by Title only.

Staff said we need Cretcher Heartland to manage the City's certificates of insurance from vendors because the City Clerk doesn't have time to do this tedious job. They will mail out letters and keep track of expiring certificates. We have negotiated a price of \$1,200 for the first year.

Alderman Couchman said since they are our own insurance company, will they take care of audits. Staff said they would check about that. They do this for several other clients.

A motion was made by Alderwoman Hayes and seconded by Alderman Patterson to approve the Resolution, authorizing the Mayor to sign an agreement with Cretcher Heartland to manage Certificates of Insurance. The motion carried unanimously.

ALDERMEN DISCUSSION

ALDERMAN GUSTIN Alderman Gustin asked if we will have to redistrict the wards due to the new census. Staff said we will receive information from there later in the year about that.

ALDERWOMAN HAYES Alderwoman Hayes said Northern Hills Baptist Church needed a service day for their Church so they volunteered to clean up the Old Fire House. She said they got the entire building cleaned and furniture moved.

ALDERWOMAN HAYES Alderwoman Hayes said on March 30th she was having a brainstorming luncheon to gather ideas from the community. She said she had sent out 300 invitations and had 26 confirm so far. She said Dr. Nicely told her to anticipate around 50 participants. She said she would like to do box lunches but doesn't have any funds at this time.

A motion was made by Alderman Couchman and seconded by Alderman Patterson to authorize Jenny Hayes to spend up to \$1,000 for box lunches for the Stakeholders Luncheon. The motion carried unanimously.

Mayor Dane said if she should raise money for this or get donations that it would be given back to the City.

ADJOURNMENT There being no further business on the agenda, a motion was made by Alderman Gustin and seconded by Alderman Couchman to adjourn. The motion carried unanimously.

The following bills were presented for payment at the March 21, 2011 meeting:

ORG/VENDOR NAME	WARRANT: 032111	AMOUNT

* 1996 SRF REV BD Expense		
UMB BANK		5,416.67
* 2001 G.O. Hwy Bds Expense		
UMB BANK, N.A.		470.25
* 2001 SRF Rev Bd Expense		
UMB BANK		14,098.53
* City Hall Expenses		
AMEREN UE		327.13
BOARD OF ELECTIONS		2,612.46
CINTAS CORPORATION LOC. 177		96.62
COLE PRINTING		677.50
DEFFENBAUGH DISPOSAL		30.00
MSC-410526		20.00
MISSOURI GAS ENERGY		621.91
MISSOURI RURAL SERVICES		488.00
MO CITY MANAGMENT ASSOC.		200.00
MO DEPT OF REVENUE		35.00
NEXTEL COMMUNICATIONS		119.90
PAYCOR PAYROLL SERVICES		148.38
PORTER'S BUILDING CENTER		16.18
UNISOURCE, INC		72.10
THE UPS STORE		29.80
* Community Development Dir		
CINTAS CORPORATION LOC. 177		19.84
FLEET SERVICES		131.60
MISSOURI RURAL SERVICES		3,525.00
NEXTEL COMMUNICATIONS		189.89
UNISOURCE, INC		54.40
* Court & Legal Expenses		
CLAY COUNTY DETENTION		31.00
* Downtown Improvements L/P		

KEARNEY TRUST COMPANY	14,115.00
* General Admin. Revenues	
JAMES BELT	126.50
PARTY PLACE LIQUORS	27.67
* General Fund Balance Acct	
ING FINANCIAL ADVISERS,LLC	1,216.33
MO DEPT OF PUBLIC SAFETY	40.00
MO DEPT OF REVENUE-CVC	285.00
PAYCOR PAYROLL SERVICES	13,663.03
SYNERGY SERVICES INC	80.00
* Museum/Chamber Bldg	
GAYLORD BROS., INC.	324.35
* Park Cap Imprvmnt Expense	
KCB BANK	5,716.87
KEARNEY TRUST COMPANY	5,716.88
* Park Fund Balance Acct	
PAYCOR PAYROLL SERVICES	992.67
* Park Fund Expenses	
AMEREN UE	9.33
BARHAM CATTLE & FENCE CO	3,500.34
BIG DUDE'S MUSIC SOUND	280.99
CLAY COUNTY PUBLIC HEALTH CENTER	150.00
DEFFENBAUGH DISPOSAL	438.86
FLEET SERVICES	72.34
GRAINGER	712.05
MISSOURI RURAL SERVICES	3,621.00
NEW THEATRE RESTAURANT	965.00
NEXTEL COMMUNICATIONS	30.82
NPG NEWSPAPERS INC	137.20
PORTER'S BUILDING CENTER	123.75
PORTERS OF MOSBY	2,373.60
* Police Dept. Expenses	
ALAMAR UNIFORMS OF KANSAS CITY	120.97
AMEREN UE	33.33
THE ARMORY	91.45
BUSINESS CARDS LTD	154.00
THOMAS R. CAREY	39.22
COLE PRINTING	23.55
DEFFENBAUGH DISPOSAL	60.68
MSC-410526	66.00
FLEET SERVICES	1,835.88
FORM-TECH INC.	261.64
H & H GLASS COMPANY	675.00
HUNTS CAR CARE CENTER	206.96
KWIK LUBE	30.95
MISSOURI GAS ENERGY	485.80
MISSOURI RURAL SERVICES	15,722.00
NEXTEL COMMUNICATIONS	227.87
O'REILLY AUTOMOTIVE INC	16.98
PORTER'S SERVICE	1,103.10
DEL DEN MFG CO.	106.75
SAM'S CLUB	899.28
SHELL	865.08
SHOW-ME-SHOOTERS	425.00
UNISOURCE, INC	124.22
VAN'S FENCE L.L.C.	1,995.00

* Police Station Expenses	
MILLER CUSTOM CABINETS, INC.	250.30
* Sewer Plant Expenses	
DEFFENBAUGH DISPOSAL	20.00
FTC EQUIPMENT, LLC	4,887.12
MIDWEST LABORATORIES INC	91.04
WATER TECH, INC	6,213.57
YATES ELECTRIC CO.	89.50
* Street Department Expense	
AMEREN UE	819.86
THE ARMORY	34.95
CALVERT'S PAVING, INC	17,011.13
CARTER WATERS	177.00
CINTAS CORPORATION LOC. 177	71.58
CREATIVE DISPLAYS OF	980.00
DEAN MACHINERY CO	2,739.38
DEFFENBAUGH DISPOSAL	1,155.00
FASTENAL INDUSTRIAL&CONSTR SUPPLIES	7.37
FLEET SERVICES	1,354.03
HUNTS CAR CARE CENTER	163.23
THE LARKIN GROUP	1,175.00
LONG VET CLINIC	60.00
MISSOURI RURAL SERVICES	6,883.00
NEXTEL COMMUNICATIONS	107.49
O'REILLY AUTOMOTIVE INC	87.13
PLATTE CLAY ELECTRIC	6,779.55
PORTER'S BUILDING CENTER	219.03
SHELL	722.10
CHRIS SHIPLEY EXCAVATING,LLC	18,166.50
VANCE BROTHERS INC	70.00
* W & S Admin. Expenses	
AMERICAN WATER WORKS	310.00
CENTURYLINK	167.05
CINTAS CORPORATION LOC. 177	73.73
FLEET SERVICES	856.13
KWIK LUBE	33.85
MISSOURI RURAL SERVICES	7,880.00
MISSOURI SALES TAX	1,463.05
MO WATER & WASTEWATER NW MEETING	60.00
NEXTEL COMMUNICATIONS	227.87
O'REILLY AUTOMOTIVE INC	109.20
T & M MOBILE SERVICE	1,618.00
THE UPS STORE	25.08
* W & S Oblig. Expenses	
UMB BANK	3,750.00
* W & S Revenue Receipts	
KIM LAMANSKI	597.29
* W&S Revenue Balance Acct	
ING FINANCIAL ADVISERS,LLC	210.00
PAYCOR PAYROLL SERVICES	4,295.05
* Water Plant Expenses	
ACCO UNLIMITED CORP	1,226.00
AMEREN UE	3,254.97
BARHAM CATTLE & FENCE CO	2,287.00
C.H. ROBINSON COMPANY,INC.	759.00
CINTAS CORPORATION LOC. 177	25.08

DECKER CONSTRUCTION	1,708.00
DEFFENBAUGH DISPOSAL	30.00
ENGINEERED SYSTEMS INC.	464.75
FRIES LAWN & LEISURE INC	3,829.20
FTC EQUIPMENT, LLC	1,146.40
GEIGER READY-MIX	234.75
HACH CHEMICAL	761.01
HD SUPPLY WATERWORKS	3,600.00
MICRO-COMM INC	65.40
MISSISSIPPI LIME CO	4,725.00
MISSOURI GAS ENERGY	757.20
O'REILLY AUTOMOTIVE INC	5.58
SENSUS TECHNOLOGIES	270.90
THE UPS STORE	131.62
USA BLUE BOOK	196.54
WATER PRODUCTS, INC.	78.50
WEST KEARNEY WINNELSON	66.56
YATES ELECTRIC CO.	287.44

TOTAL	227,644.51

APPROVED: _____ **ATTEST:** _____
 Billy R. Dane, Mayor Joan H. Updike, City Clerk