



## Columbia City Council Meeting Recap

Council Chamber, Columbia City Hall

7:00 PM

Monday, May 15, 2017

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Pledge of Allegiance  
Roll Call  
Approval of Minutes  
Adjustment of Agenda

### INTRODUCTORY ITEMS

(X)

(All members present.)

(March 11 special meeting and March 20 regular meeting)

(R67-17 Moved from Consent Agenda to New Business. 133-17 moved to Old Business. Mayor recused on PH14-17 due to living in the area affected. Pitzer abstained on Police Retirement Board.)

### SPECIAL ITEMS

#### APPOINTMENTS TO BOARDS AND COMMISSIONS

BC5-17 Board and Commission Applicants.

**Board of Adjustment** – Andy Waters

**Citizens Police Review Board** –Baxter Nickels

**Columbia Housing Authority** – (No appointment and readvertised)

**Disabilities Commission** – Kara Truitt, John Bowders, Hazel Fields, Rene Powell

**Downtown Columbia Leadership Council** – Scott Wilson

**Environment and Energy Commission** – Jan Dye, Dick Parker

**Historic Preservation Commission** – John Gagliardi, Amanda Staley Harrison

**Parks and Recreation Commission** – Marin Blevins, Sue Davis

**Planning and Zoning Commission** – Sara Loe, Brian Toohey

**Police Retirement Board** – Michael Hackman

**Water and Light Advisory Board** – Scott Fines

**Youth Advisory Council** –

Lexi Camp

Riley Cole

Will Cover

Memphis Cuthclow

Laura Frymire

Alex Geyer

William Hern

Landon Hubble

Jared Loveless  
Estrella San Juan-Rodriguez  
Max Simmons

#### **SCHEDULED PUBLIC COMMENT**

**SPC32-17** Andrew Twaddle, Race Matters, Friends - Community policing, Seattle Police Department's program to reduce use of force.

(Action: Presented as indicated. Discussed use of excessive force study in Seattle. Believes that police can protect everyone without excessive force. Less lethal tools should be considered as well as de-escalation techniques. As use of force declines, so does officer injury. Please read the report.)

**SPC33-17** Nathan Ferguson, Race Matters, Friends - Response to Vision Zero, whose priorities are being served?

(Action: Presented as indicated. Focused on whose priorities are being served. Wants law enforcement procedures to be equitable. Plan will work to prioritize gaps in current plan. Performance measures in a suggested plan improve performance measures. Black citizens seem to be higher targets for data collection regardless of infraction.)

**SPC34-17** Sarah Potter - CPOA's Facebook posts show a lack of respect for peaceful protest, concern this mindset extends to our police force.

(Action: Presented as indicated. Believes that CPOA has recently posted inappropriate Facebook posts. Post indicated that a Carolina law preventing blocking traffic as a means of protest was supported by CPOA and it brought up the use of deadly force in the post. Believed that this was out of line. Protesters do not block traffic to disrupt. They do it to make you feel how being restricted feels. Officers need proper training to respond to this type of protest.)

**SPC35-17** Tara Warne-Griggs - Police staffing needs.

(Action: Presented as indicated. Addressed the use of metrics in policing. Feedback has been that it is difficult to achieve the goals of Race Matter, Friends without more officers. Asked how we really determine how large a police force should be. Believed that first you should determine what kind of policing you want before you determine staffing levels. Asked that policing look at prioritizing levels of calls. Raw numbers should not dictate policy – we should look at behavioral shifts first.

**SPC36-17** Louie Phillips - Why Columbia's wild nature is important to me.

(Action: Presented as indicated. Seventh grade student indicated that he liked being out in nature and that it allowed him a great deal of freedom and enjoyment.

#### **PUBLIC HEARINGS**

**PH13-17** Proposed construction of the FY 2017 sanitary sewer main and manhole rehabilitation project.

(Action: Staff provided overview of the extent of projects designed to address I and I. City has completed the majority of work on I and I in some watersheds and are continuing to work on broadening the scope of work. Some basins have seen significant reductions in infiltration. County House Branch is being monitored now. Other watersheds are showing improvement. Council asked about specific basin locations. Peters asked specifically about Flat Branch tie-ins. Skala indicated that this is work about mains and manholes which is public responsibility, but it does not necessarily indicate that all connections on private property have been addressed. City indicated that they do not have a backflow prevention program. They address the city responsibility. There is a reimbursement program, but not a lot of people use it. Pitzer asked if in the areas that have had work done has it been effective? Staff indicated that it has shown positive results in the 20% range. Ruffin asked about citizens who have contacted city. Is the city done with its work? Staff indicated that the city cannot address private property issues and that responsibility shifts to the owners. Have we done what we can do or not? No, we have not done everything, but we have done a lot. City does not have a private rehabilitation program – but we do have an abatement program and a reimbursement program that limits exposure to citizens with repayment through city utility bills.

Public discussion opened.

First speaker indicated that she had participated in some of the earlier meetings and had been active and she thought that the city's effort would take care of the problems on Aldeah and West Walnut, but they have not. We have raw sewage in our basements. This is wrong and we have heavy rains frequently. We have had appliances destroyed and we are exposed to E coli. This affects our property values. This is not an isolated case. Please fix our problems before we extend other sewer lines. Yep, we voted, but we did not approve the dollar amount and we did not vote to do that before we get our problems fixed. Claimed that she could put in a backflow preventer, but that they weren't supposed to do it. When stuff backs up, they have to take off work. This is a big deal. Thomas asked about location of Aldeah in Flat Branch area. Do other problems exist in different parts of this system? Staff indicated that it did not in the places where new sewers have been installed. Staff indicated that they had found a breach under Hulen Lake, but that that had been fixed and that pumping capacity has more to do with the problem than with total infiltration.

Speaker indicated he believed that First Ward has big problems and that we do not necessarily have the knowledge of what causes all the problems. In medicine, you try and treat the simple problem first. Does that work? We need a better plan. This has gone on too long. Speaker believes that we

can legally go in and work on private property and charge it back to the home owners. Let's spend some money from bond issue to figure this out before we spend money on Henderson Branch extension. Ask staff what they would really like to do without Glascock in the room.

Speaker indicated that we need to have some empathy for people who have problems. There are health problems due to standing water, sewage and chemicals. We can ignore these problems. Let's bring in an expert.

No further public speakers.

Council discussion began with Trapp asking about the trend on I&I infiltration. Staff indicated that the trend is on the decrease in terms of problems. Thomas asked about backflow prevention. Staff indicated that it can work if the pipes are in good shape, but that they make the home inoperable during storms and they can cause further problems due to pressure – and it may cause problems in other places. You can do diversion collection, but we do not have that capability at this time. Skala believed that we should create additional policy regarding property owners, not just mains and manholes. Believes council should do this. Staff indicated that in the Flat Branch area problems decreased from more than 40 to about 11 calls of problems so that current policies are being somewhat effective. Peters asked about disconnecting basement sewer connections and keep upper floors in operation. Staff indicated that that is possible. Mayor asked if the plan submitted tonight was the plan for the next year. Staff indicated that it was generally the plan but that there were some details that will have to be ironed out when bids are let. Trapp feared that low income individuals would have more problems in this regard and wanted to try to focus on incentive-based solutions, not just fix and assess. Property owners need to work with the city to make this work.

**Motion to approve was agreed to unanimously.)**

**PH14-17** Proposed construction of the Bingham Road and Ridgeley Road PCCE #16 sanitary sewer improvement project.

(Action: Mayor recused on this issue. Staff indicated that this proposal would serve 45 properties, but most are served by some private lines. Multiple interested parties' meetings have been held. Properties have been added. Estimate is \$1.8 million and comes from the Private Common Collector Fund. Scope of project has grown as other properties have asked to be added. Skala asked what was on the ballot? If the project increases in cost over what was originally proposed, how do we deal with this? Staff indicated that funds can be moved from other projects or funds can be requested from the annual allocation. Staff explained that CIP authorization gives city the authorization to proceed and react accordingly. This type of project is based on citizen petition and the city is

responding. Aldeah projects had never made a similar petition on this scale.

No public comment was forthcoming.

Council discussion started with Trapp indicating that a public sewer system works better than private common collectors, but that means people in other parts of the city have to subsidize the projects in the older parts of the city. Believed that most projects like this are in the 1<sup>st</sup> and 4<sup>th</sup> wards. There are costs to growths, but there are also benefits and we need to keep an eye on that. Skala indicated that he thinks we need to take a three-pronged approach. Mains and manholes came first. Private common collector elimination came second. Third, we need to shift focus to residential mitigation before we extend new service. Peters indicated that East Campus is benefitting from the elimination of private sewers. Asked if most sewers run out from the back of homes or come out to the front? On Brandon and Ridgeley, they will go out the back.

**Mayor ProTem Ruffin moved approval of this bill since Mayor had recused. Motion was approved unanimously.)**

**PH15-17 Proposed design and construction of sanitary sewers to serve the Henderson Branch Watershed.**

(Action: Staff report presented as indicated for project to extend city sewer to the Midway area. Went through historic reason for sewer extensions and elimination of private sewer connections. Council asked for engineering input. Speaker presented three scenarios that were considered. Options were Full Gravity, Upstream Gravity with Force Main and Upstream Gravity with Force Main shifting to full Gravity in the future. After an exhaustive explanation of the value of money over time, Option 1 was judged to be about \$3.1 million and the cheaper of all options over time. What happens on Force Main options is that they rely on electricity, so the Force Main options include generators. Gravity can incur additional costs due to depth. Thomas asked if other systems could be built to augment this arrangement. Wanted to know if the current problems could be addressed by repair solutions rather than complete extension of service to smaller problems with small treatment plants. Staff could not estimate cost for smaller approaches.

Staff continued with presentation. Indicated that the purpose of this hearing was to focus on which design should be adopted. Mayor asked if we had an annexation agreement in hand. Staff indicated that such an agreement was achievable, but that some property owners won't agree until they know what the City wants to do. Trapp asked if Columbia treats sewage better than private treatment. Staff indicated that anyone can treat sewage but that it costs more money to do it on a small scale and that the city has a good record. Thomas believed it is not a question of doing something well vs. doing nothing. He believes that small scale treatment should be considered and evaluated in terms of both cost and effectiveness. Staff indicated that small scale treatment going out of compliance is more likely than larger projects. Thomas asked if they all get inspected. Staff indicated that they do, but that if they are outside of the city we won't be checking them.

Peters asked how many lagoons and private treatment plants would be taken off line? Staff identified many larger projects and several small residential projects. Also, asked if we will get tax revenues from newly annexed properties. Staff indicated that that was correct. City's portion of new sales taxes realized could pay for police, sewer, etc. Actual sewer cost will be paid for up front, the other tax

collections would be allocated as the council saw fit. City Manager indicated that the additional costs to the city for extension of services of all sorts were not particularly high, but that it was studied and that the new revenues would cover public safety costs. Skala challenged that analysis and indicated that things will not be static and that sewers drive development. Does growth really pay for itself? In a commercial environment, maybe it does, but in residential it may not. Skala believes that negotiations have gone well and that he believed he was happy that the County agreed to pay into this extension. Wants to know if private contribution is really the right amount. Wants to really put the hammer on the private contribution part to pay for future costs. Skala believed that this fails the test.

City Manager indicated that some of this land is not buildable and that commercial usually does pay for itself, but residential does not always meet the limit. We are at the middle of the process. We do not have all annexation agreements in place. But, we need to say what we are going to do before anyone will agree to pay additional funds and any annexation agreement details are premature at this time.

Pitzer asked how much was originally estimated for this project. Staff indicated that really was about \$4 million.

Public discussion was opened.

First speaker indicated that he lives between Midway USA and the golf course. He supports the project. Believes it will help reduce pollution. He believes that he may have to annex his own property – and he may actually realize an increase in property values even with costs of connection and close his own lagoon.

Next speaker lives in downtown Columbia. Believes that internal investment numbers are unclear. Project is over-budget. We have existing problems in town. We should fix existing problems before we extend. If these existing lagoons are not in compliance and are privately owned, they should have to come into compliance without city help.

Speaker indicated that he does not believe that population growth pays for itself. Asked for staff to delay this for another year. Believed that commercial enterprises may help, but that delaying could be brought to the attention of DNR and see if they will enforce it. Don't let Midway Arms force this decision. We should do another sub-area plan first and should let the Mayor's Task Force on Infrastructure weigh in on this. Voters voted on this, but we didn't really promise them anything because they don't get to vote on this – the council does. We should have known about soft soil problems before we provided estimates that were wrong. We did not promise anything because none of this was really on the ballot. Wait a year. Let the City Council negotiate this whole deal – not the staff. This is speculative at best. Vote no.

Speaker indicated that she believed that Midway arms and Midway Truck Stop should be held accountable for their pollution.

Next speaker indicated he thought we should look not only at future costs, but what kinds of future materials might be used to fix problems and that we should consider variables such as cost of future materials and earthquakes.

Speaker indicated that she has some backups in her home. Indicated that Infrastructure Task Force indicated that they do not have the capacity to address all problems. It scares her, and she wants to fix existing problems first.

Speaker indicated that he represented the county sewer district. He supports extension of this sewer line. They have a good record and has many agreements with the city. Right now, we operate 4 facilities in the Henderson Branch area. There are other private users as well. We would like to be able to provide integrated service. We have closed some bad systems already. We protect the environment. This is a major step forward. Mayor asked if they would still share 31.3% of cost, not a fixed dollar amount. Speaker indicated that the sewer board would consider it. We said no to the initial proposal to increase participation, but we need to know what we are getting into. Users will remain Boone County Sewer District customers if they are now. Midway Truck Stop is not a current customer. Some private customers will be our customers but not all will agree. Everyone who received the services would have to annex if they are already customers. This speaker indicated that gravity sewer solution was the best. Thomas asked if smaller scale approach could work. Speaker indicated that for Midway USA getting into the city system would be the best. For Trails west, it is not operating as well. Rollingwood could work through Midway Crossing. Midway Elementary would be better economically hooking up to the county system. It is site specific. Thomas asked if small irrigation systems could work. Speaker indicated that they could, but that they take a lot of land and in an urban setting it may not be realistic. Some permits are already expired. When they are re-permitted, we have to add more compliance factors.

Speaker indicated that he would like to see the Henderson Branch project moved forward. He has met with all parties involved. Everyone was talking over each other earlier. He does not represent any of the parties. He has no personal financial interest. As a former city manager, he indicated that people have spent millions to eliminate private sewers. This is something we should do in concert with Boone County. This provides a framework for preventing further bad sewer expansion. Stopping this will NOT prevent expansion. It will happen. Let's help it happen correctly. If you postpone this, property owners will do something different and the county will withdraw support. But plans are incomplete. We need more details, but someone has to go first. This hearing is about whether or not the project is sound. Tonight, we should move the project forward to design or kill it on some philosophical grounds and let your successors deal with it. We need to get good route and cost information. Let's do it now. Mayor indicated he wants participation from all parties, he wants pre-annexation agreements and he wants it to pay for itself. Speaker indicated that there was a certain amount of chicken and egg involved in this. Ruffin indicated that he needs to make a good vote on extension, but also has to make good on promises to fix problems in the First Ward. We have to pinpoint the problem first.

Next speaker indicated that he chaired the sewer bond committee in earlier years. His concern is that in this instance, the committee promised citizens that this Henderson project would go forward and we need to keep our promise. Mayor asked speaker if we promised this at the wrong cost estimate. Speaker indicated that he thought the city could work this out. Mayor asked if we should put this on the ballot again and ask for approval at a higher cost estimate? Speaker indicated that he though dealing with cost increases was a normal way for the city to deal with this, but did not endorse a new ballot issue.

Next speaker indicated that he was a local property owner and an engineer. He indicated that there are at least two property owners with 770 acres of land south of Midway and that they are good business sites. He believed that putting more rate payers on the system would be beneficial. Believed that some current sewer back up problems could be financed by the city at low interest. Indicated that costs to build the sewer were given at different times during the economic conditions of our town. Indicated

that gravity was the best choice of alternatives. Complained that the city wasted money on an old city dump site. Offered to buy it for \$800,000.

Speaker indicated that she was opposed to paying increased cost for this project.

Public hearing was closed.

Council discussion ensued. Trapp indicated that part of the reason this cost more now is because we have waited. We need to do the gravity version of the project. When we do regional sewer projects, we get more bang for the buck and better products. We can support a good employer. We have already received some land from one of the primary recipients. We have decided not to do other projects before – but we hear about it. We need to do this project. If we don't, it will hurt our ability to ask for support in the future.

Thomas is not convinced that the large project approach is the best and he wants to see cost and effectiveness studies on small scale ways to treat sewage. He equated it to electrical generation and indicated that sometimes small generation of electricity is preferable. Wants to see analysis before he commits. Does not believe that annexation is always required for extension of service. Differs from some others. Did not believe that future revenues vs. expenses report from staff was accurate. Cited road construction and infrastructure as major cost drivers. Can growth pay for itself? Yes. We need to charge more connection fees and impact fees. We have increased sewer connection fees by 150% in the past few years. We are still only paying for 65% of actual costs.

Skala indicated that he does worry about public health, and that the concern is not isolated to this area. Some of it is downtown and inner city. Why not put it on the ballot again and ask if we want to fund the difference. We should fix what we have before we build more stuff. We are about to start talking about the budget. We are not in good shape. We are losing tax revenue. I cannot support this until we do better.

Pitzer indicated that we should move ahead and that he would support the full gravity system, even if it costs more up front. Don't make them pay later. Do it now. I think that there are regional solutions that are good. I am sympathetic to problems that residents have with sewer backups. I understand that. This was a promise made on an earlier ballot. I don't think we take this back to the voters. I think we vote now. We should not be in the situation of having to take every issue back to voters every time we get a new cost estimate. I support it.

Peters indicated that Trapp did a good job of outlining the issue and that she will support this proposal. Wants to know if county can help, not only on this, but on the Midway Truck Stop problem, we can evaluate our situation. We need to go first. It is too speculative now. We need to move forward with design. Mayor asked Peters if we have to make this pay for itself. She indicated yes. The Mayor indicated he did not think we know the answer that. Peters indicated that we need to move forward or we never will know.

Ruffin indicated that he wants to make sure that downtown people can get a solution to backflow problems. He believes that he will support a full-gravity solution to get more information but he will lobby to make in town sewer problems a priority in future budgets. Staff indicated that they will go back to the county to see if they could increase participation. Mayor asked about end user participation. Staff

indicated that he would invite the participation of the Mayor and that sometimes it is hard for him to articulate the Mayor's vision of what he wants. So, he suggested both go in to talk.

City Manager said we can come back with every idea we can think of. How do we solve in-town sewer problems? Maybe houses in flood plains take basements out of service. Maybe that is one thing we can try. We will come back with more. Maybe the PCCE program can help.

Staff indicated that before we require private sewers to get in compliance, we have to be able to have ours in order to accept their output and convince them to get into compliance.

Mayor indicated that without additional participation by other parties he would have difficulty supporting this.

**Motion to approve this with a gravity sewer was made. Motion carried 5 to 2 with Skala and Thomas voting NO.**

#### **OLD BUSINESS**

**B133-17** Amending the FY 2017 Annual Budget by adding and deleting positions in the City Utilities Department - Electric Utility Division.

(Action: Moved to Old Business from Consent Agenda.)

Council asked what these position reconfigurations would accomplish. Staff indicated that some customer service requests would be handled by these new positions and that they would be more oriented to walk-in requests for help. Mayor asked why they didn't wait until next budget cycle. Staff indicated that they felt short-handed and wanted to fill the position and that this was a cost savings.

**Motion to approve passed unanimously.)**

#### **CONSENT AGENDA**

**(All items remaining on Consent Agenda approved as submitted.)**

**B127-17** Approving the Columbia College Master Plan Update (Case #17-87).

Recommended Action: [2nd Read & Vote/Mayor Memo]

**B128-17** Vacating an existing utility easement across Lots 45 and 54 of Deerfield Ridge, Plat 2; directing the City Clerk to have a copy of this ordinance recorded (Case #17-98).

**B129-17** Vacating a right-of-way easement, a utility easement, and a drainage easement located at the south end of Stonehaven Road; directing the City Clerk to have a copy of this ordinance recorded (Case #17-99).

**B130-17** Authorizing a Memorandum of Understanding with the Missouri Department of Health and Senior Services for STD testing and treatment services.

**B131-17** Authorizing an inspections participation agreement with the Missouri Department of Health and Senior Services for the summer food service program for children.

**B132-17** Amending Chapter 19 of the City Code as it relates to unclassified service; amending the FY 2017 Annual Budget by adding and deleting positions in the Public Works Department and City Utilities Department; amending the FY 2017 Classification and Pay Plan by adding a classification.

**B133-17** Amending the FY 2017 Annual Budget by adding and deleting positions in the City Utilities Department - Electric Utility Division.

**(Action: Moved to Old Business.)**

**B134-17** Authorizing an agreement with The Curators of the University of Missouri for the 2017 Missouri State Senior Games and Show-Me STATE GAMES.

**B135-17** Approving the revised Performance Contract with Hugh Tincher Development, Inc. regarding Bristol Lake Plat 1 (Case #16-215).

**B136-17** Amending Chapter 27 of the City Code as it relates to the addition of a thermal storage rider.

**B137-17** Appropriating surplus revenue for FY 2017 Columbia Values Diversity Celebration activities.

**R65-17** Setting a public hearing: consider proposed amendments to the FY 2016 Community Development Block Grant (CDBG) and HOME Annual Action Plan; establishing a comment period.

**R66-17** Authorizing application to the Missouri Department of Transportation for cost share partnership funding for the proposed Keene Street and I-70 Drive Southeast intersection improvement project.

**R67-17** Authorizing the issuance of Request for Proposals for redevelopment of property located north of The Broadway Hotel and west of the Short Street Garage (1104 E. Walnut Street) in Columbia, Missouri to allow for construction of an approximately 73,000 square foot, seven (7) story hotel tower.

Council Memo

The Broadway 2 TIF Application

**(Action: Moved from Consent Agenda to New Business.)**

#### **NEW BUSINESS**

**R67-17** Authorizing the issuance of Request for Proposals for redevelopment of property located north of The Broadway Hotel and west of the Short Street Garage (1104 E. Walnut Street) in Columbia, Missouri to allow for construction of an approximately 73,000 square foot, seven (7) story hotel tower.

Council Memo

The Broadway 2 TIF Application

**(Action: Item moved from Consent Agenda to New Business for discussion.**

Staff report provided as indicated. Presentation made by Tony St. Romaine. Indicated that tonight would not be a decision on whether or not to allow a TIF, but was a decision to issue an RFP that would allow all interested parties to submit a proposal to apply for a TIF for this specific area. Also, explained that taxes were still collected but that some taxes would be collected at different rates and for different lengths of time. Some could be rebated and percentages are negotiable. RFP would close around June 19 and then the process could move forward in terms of public hearings and analysis. TIF Commission will make a recommendation to Council. Process could take 5 months or so to accommodate public input.

Skala asked if this project would be affected by the new zoning code. Staff indicated that there would be no conflict. Cost analysis, outline of proposal, etc. should be available by late June with public hearings probably scheduled in August.

Mayor indicated that this is a Catch-22. If the previous TIF financing agreement is being met, and if they are performing, that is good in terms of payoff, but if they are doing that well they may not have needed this according the “but-for” clause in the first instance and do they really need this one?

Peters asked why they want to qualify as a Conservation TIF rather than an Economic Development basis. Staff did not know for sure but indicated it was similar to the earlier request.

Public discussion was opened.

First speaker indicated that she was troubled by the language in the initial application since it talks about deterioration, etc. She is a fan of the new Broadway, but does not like this language and does not like being characterized as low economic status, even if this is legal language.

Next speaker indicated that he serves on the TIF Commission and that he, too, is troubled by definitions of blight, conservation, etc. His simplistic notion is that if this project cannot get help, it cannot go forward if it has to adhere to the “but for” language. Would love to some analysis and will want to see some banker say they won’t give them a loan. Thinks that maybe they need less help more than more help.

Mayor asked about expanding the footprint of the original footprint to capture this new project. Staff indicated that if you did that you would have lost 5 or 6 years of lost revenue on the balance of the project and that may not be sufficient for repayment.

No further discussion.

**Motion carried unanimously.)**

#### **INTRODUCTION AND FIRST READING**

**(All items presented for First Reading as indicated.)**

**B138-17\*** Approving the Final Plat of Creek Ridge, Plat No. 2, a Replat of Lot 26 Creek Ridge Plat No. 1 and a Tract located in the North Half of Section 2, Township 47 North, Range 13 West, located at the western terminus of Waltz Drive and south of the southern terminus of Heath Court; authorizing a performance contract.

**B139-17** Authorizing a participation agreement with the Missouri Joint Municipal Electric Utility Commission for the purchase of wind energy from the Iron Star wind generation facility.

**B140-17\*** Authorizing a fiber optic system lease agreement with the Columbia School District for use of a portion of the City’s fiber optic cable system.

**B141-17\*** Amending the FY 2017 Annual Budget by adding a position in the City Utilities Department - Utility Customer Services Division.

**B142-17\*** Appropriating funds for the purchase of a replacement solid waste

collections vehicle.

**B143-17\*** Accepting conveyances for sewer and temporary construction purposes; accepting Stormwater Management/BMP Facilities Covenants.

**B144-17\*** Authorizing a cooperative agreement with Boone County Family Resources for additional funding for the Parks and Recreation Department's Adapted Community Recreation Program.

**B145-17\*** Authorizing a cooperative agreement with Boone County Family Resources for additional funding for the Parks and Recreation Department's Career Awareness Related Experience (CARE) Program for youth employment placement and mentoring services.

**B146-17\*** Appropriating funds for emergency repairs to the HVAC system at the Activity and Recreation Center (ARC).

**B147-17\*** Appropriating funds for air service marketing and promotion services per the terms of the agreement with United Airlines, Inc.; authorizing the acquisition of marketing and promotion services from Bucket Media in an amount not to exceed \$250,000.

**B148-17\*** Authorizing a right of use license permit with ESS Properties, LLC for construction, installation, maintenance and operation of a fence, cantilever wind gate and necessary appurtenances within a portion of the Hackberry Road right-of-way.

#### REPORTS

**REP34-17** Correspondence from the North 763 Community Improvement District (CID) regarding CID board membership.

(Action: Mayor appoints Ms. Barnes to replace Gary Meyerpeter with consent of council.)

**REP35-17** Correspondence from the Board of Health regarding licensing of tobacco retailers.

(Action: Trapp agreed with recommendations from Board of Health. Skala agreed. Mayor asked how they keep people from just crossing county lines to buy tobacco. Trapp indicated that although it may happen, it does inhibit sales. Jefferson City has done the same thing, but different cities charge different fees or taxes due to Hancock Amendment. City Counselor indicated that there may be no fee for such a license but that it could be revoked for non-compliance but that due-process would need to be followed. You could try to charge fees but it would have to go on the ballot. You can impose fines and collect funds that way. Staff wants to charge a fee for the license. Peters suggested thinking this over a little bit. Asked Board of Health and legal to come back with a specific recommendation and comparative options.

**Staff will come back with an additional approach to the problem.)**

**REP36-17** Correspondence from the Board of Health regarding impoundment and licensing of dogs and cats.

(Action: Trapp does not believe that we should drop licensing of cats and believes that the whole process should be streamlined. Peters asked if Trapp had any evidence that cats carried rabies. Trapp said no, but that they

do kill birds and other life and that they need to be monitored even if people like them.

**No specific action taken.)**

**REP37-17** City of Columbia Vision Zero Action Plan 2017-2020.

(Action: Staff indicated that they were stretched pretty thin right now, but that a few staff members did come back with a nice report and that it is primarily the initiative of some dedicated staff members. Thomas congratulated the staff on the report and believed that it was a significant and important piece of work. Particularly liked the part that talks about equity when plans like this are implemented and the suggestion that it should be data-driven. Asked for modification in the plan disavowing racial profiling even when calling for enforcement. Thomas asked for a ban on texting while driving and use of cell phones, but a state law does not allow communities to do that in Missouri on a local basis if it is more restrictive than state law.

**No specific action taken.)**

**REP38-17** Update on sewer system inflow and infiltration reduction efforts and impact on the reduction of overflows and sewer backups into buildings.

(Action: Staff indicated that much of this report was discussed in earlier items. Lateral sewer connections are the responsibility of homeowners. City does what they can do to minimize infiltration on the property that they control. Displayed maps showing current and past work to control I&I. 74% reduction in downtown Columbia to date. Indicated that pipes at the treatment plant can bring in 140 million gallons per day, but that the plant can only deal with 80 million gallons per day. Suggested that a storage lagoon would help offset that problem. Staff would like to see an increase of about 20 million gallons. Chart indicated that total number of overflows have gone down significantly over the course of the past 5 years. Rain over 5 inches is very difficult to address. Peters asked city manager to address the concept of backflow valves and wants some sort of report. Mayor suggested discussion about this at the Council retreat.

**No formal action taken.)**

**REP39-17** Salvage of brick pavers from Elm Street and Sixth Street associated with the construction of the Flat Branch Relief Sewer Project 3, Hill and Elm Storm Water Project and Ninth and Elm Storm Water Project.

(Action: New project will disrupt brick streets. Two versions of bid came into save, store and clean these bricks for later replacement. Staff believes that they can save a lot of money by cleaning them themselves, but moving them, storing them and removing them is expensive. Bid to clean bricks was \$144,000. City staff thinks they can do it for \$15,000. Mayor expressed sticker shock on this project and wondered if this action of cleaning bricks will be billed back against the

project. Staff indicated that it could be. Mayor asked if the bricks would be stored securely so they didn't just walk-off. Staff said they would be stored at the plant and that the gates are locked every night.

**No specific action taken.)**

**REP40-17** Report regarding B377-15 Integrated Water Resource Plan appropriation.

(Action: Staff indicated that they had come up with a scope of services and had gone through the process but that the number used for bidding was based on a draft that did not include all elements and rate structure analysis. Appropriation request did not include the same scope of services as what was originally planned. Staff explained that project managers can request RFPs but that this particular mistake was the fault of the department head. Mayor asked about timeframe of when this was presented to Water and Light Advisory Board. Staff answer was unclear, but it was evident that Water and Light Board had signed off on a mistaken document. Removed rate review language from RFP later in the process. Mayor indicated that cost was not a part of RFP qualification. Staff said that they are not supposed to use cost as a qualification. City legal staff agreed that you can't ask rates early in the process. Mayor pressed staff to give a more full explanation of how this mistake occurred; why it changed so dramatically and; how does this process work.

Skala asked if we have to have independent consultants to determine if we are getting our money's worth in the future as a matter of policy. Staff further explained that the elimination of one public meeting and the elimination of the rate structure study accounted for the difference in the comparative contracts. Trapp thought it was a relatively rare mistake and that should be pointed out.

**No further action was taken.)**

**REP41-17** Intra-Departmental Transfer of Funds Request.

(Action: **None.**)

#### **GENERAL COMMENTS BY PUBLIC, COUNCIL AND STAFF**

Speaker commented on Henderson Branch extension project. Indicated that he believed there should be follow up and believed that a presentation by a former city manager was very effective. Also, referred to the fact that this area could be the city's second Route B and could become an industrial area. How could we have known about this earlier? By do a sub-area plan. We need a northwest area plan including both an infrastructure and transportation plan. No one mentioned this except for Mr. Payne. Speaker addressed the reason for the cost increase on the Henderson project. It was because of general inflation. It was because they found soft soils and bad initial engineering. We are understaffed in this city due

to Ray Beck's long reign. We don't have enough people to do the things we need to do.

Speaker indicated that he agreed that we need to limit texting and that it exhibits itself as a high in the minds of the users. We need to make sure that we address this potential problem. Also, why not help people fix backups rather than have to buy them out after it goes too far. Mentioned one more story about someone who had their car being broken into. We need to wake up. Mentioned revenue for City Manager. Speaker indicated that more businesses will close this year than during the Great Depression.

#### COUNCIL COMMENTS

Trapp mentioned that Hwy 763 as it comes into Vandiver we need to put some Vision Zero funds into this area.

Ruffin mentioned social equity and during his re-election campaign he asked people if they knew about the ban-the-box legislation. Most information is online and people can't find it. Can we make this information more accessible? City Manager indicated he would refer the question to Steve Sapp.

**ADJOURNMENT  
(TIME: 11:54 PM)**

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