

A G E N D A
WORK SESSION MEETING
City of Moberly
April 03, 2023
6:00 PM
AMENDED AGENDA

Requests, Ordinances, and Miscellaneous

1. An Application For A Zoning Change Submitted By Devin Snodgrass On Behalf Of Robert Haug From An R-2 (One And Two Family Residential District) To An R-3 (Multifamily) District.
2. An Application For A Text Amendment Submitted By City Of Moberly In Article III, Section 118 On Permitted Use Of Shipping Containers.
3. An Application For A Text Amendment Submitted By City Of Moberly In Article III, Section 118 On Permitted Use Of Shooting Range.
4. Receipt Of Bids For 2023 Micro Seal, Milling And Overlay Street Improvements.
5. Review Of A CAP Agreement Amendment.
6. A Proposal From The Tourism Advisory Commission.
7. A Request From Greg Carroll With Harrier Track Club To Hold A 5K On July 4, 2023.
8. Review Of First Amendment To Cooperative Agreement For Joint Central Dispatch.
9. Review Of Athletic Complex Path Replacement Change Order.
10. A Request For Right-Of-Way Agreement From Orscheln Properties For O'Keefe Building.

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #1.

Department: Community
Development

Date: April 3, 2023

Agenda Item: An application for a zoning change submitted by Devin Snodgrass on behalf of Robert Haug from an R-2 (One and Two Family Residential District) to an R-3 (Multifamily) District.

Summary: The proposed site is located at 900 N Moulton St. The property is surrounded on three sides by R-2 (1 & 2 family residential district), to the west by M-1 (industrial district).

The Planning & Zoning Commission recommended approval for the request of the rezoning.

Recommended Action: Bring forward to the regular City Council meeting on April 17, 2023 for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
<input type="checkbox"/> P/C Minutes	<input type="checkbox"/> Contract
<input checked="" type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye Nay

Mayor

M___ S___ **Jeffrey**

___ ___

Council Member

M___ S___ **Brubaker**

___ ___

M___ S___ **Kimmons**

___ ___

M___ S___ **Kyser**

___ ___

M___ S___ **Lucas**

___ ___

Passed Failed

**CITY OF MOBERLY, MISSOURI
REZONING APPLICATION**

Return Form to:
Zoning Administrator
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only

Deposit: _____
Date Advertised: _____
Date Notices Sent: _____
Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: Devin Snodgrass, Outline & Associates	Phone: 660.998.4288
Address: 110 N 5th Street, Moberly, Missouri	Zip: 65270
Owner: Robert Haug	Phone: 970.673.3196
Address: 1358 Overland Ln, Moberly, Missouri	Zip: 65270

PROPERTY INFORMATION:

Street Address or General Location of Property: 900 North Moulton Street
Property is Located In (Legal Description): Burkholder's 1st Addition, All of Lot 1 and S 1/2 (25') of Lot 2, Block 3

Present Zoning: R-2 Requested Zoning: R-3 Acreage: 0.22

Present Use of Property: Vacant Lot

Character of the Neighborhood: Residential

SURROUNDING LAND USE AND ZONING:

	<u>Land Use</u>	<u>Zoning</u>
North	<u>Non-Residence Structure</u>	<u>R-2 Two-Family District</u>
South	<u>Franklin Avenue / Vacant Lot</u>	<u>R-2 Two-Family District</u>
East	<u>Vacated Alleyway / Single Family Residence</u>	<u>R-2 Two-Family District</u>
West	<u>Rail Line / City Limits</u>	<u>M-1 Industrial District</u>

RELATIONSHIP TO EXISTING ZONING PATTERN:

1. Would the proposed change create a small, isolated district unrelated to surrounding districts?

Yes ☒ No ☐

If yes, explain: "see attached Conceptual Site Plan & Submittal Letter"

2. Are there substantial reasons why the property cannot be used in accordance with existing zoning?

Yes ☒ No ☐

If yes, explain: "see attached Conceptual Site Plan & Submittal Letter"

CONFORMANCE WITH COMPREHENSIVE PLAN:

1. Is the proposed change consistent with the goals, objectives and policies set forth in the Comprehensive Plan?

Yes ☐ No ☒

2. Is the proposed change consistent with the Future Land Use Map?

Yes ☐ No ☒

TRAFFIC CONDITIONS:

1. Identify the street(s) with access to the property: North Moulton Street & Franklin Avenue

2. Identify the classification of those street(s) as Arterial, Collector or Local and each Right-of-Way width:

Street Name	Classification	Right-of-Way Width
<u>North Moulton Street, Local Street, 50 ft ROW</u>		
<u>Franklin Avenue, Local Street, 50ft ROW</u>		

3. Will turning movements caused by the proposed use create an undue traffic hazard?

Yes ☐ No ☒

IS PLATTING OR REPLATTING REQUIRED TO PROVIDE FOR:

- | | | | |
|----|-------------------------------------|-----------|--|
| 1. | Appropriately Sized Lots? | Yes _____ | No <input checked="" type="checkbox"/> |
| 2. | Properly Sized Street Right-of-Way? | Yes _____ | No <input checked="" type="checkbox"/> |
| 3. | Drainage Easements? | Yes _____ | No <input checked="" type="checkbox"/> |
| 4. | Utility Easements: | | |
| | Electricity? | Yes _____ | No <input checked="" type="checkbox"/> |
| | Gas? | Yes _____ | No <input checked="" type="checkbox"/> |
| | Sewers? | Yes _____ | No <input checked="" type="checkbox"/> |
| | Water? | Yes _____ | No <input checked="" type="checkbox"/> |

5. Additional Comments: _____

UNIQUE CHARACTERISTICS OF PROPERTY AND ADDITIONAL COMMENTS:

THE FOLLOWING MUST ACCOMPANY YOUR APPLICATION:

1. One copy of a legal description of the property proposed to be rezoned.
2. One copy of a statement describing the impact of the proposed change, including any traffic conditions that may result; any danger from fire hazards; how the proposed change may affect the character of the surrounding properties; and how the proposed change will benefit the City of Moberly.
3. Certified list of property owners within:
 - A. 185 feet of the property if the proposed PD is located within the city's municipal boundaries;
 - B. 1,000 feet of the property if the proposed PD is adjacent to the city's corporate limits.
4. If the proposed zoning requires a special use permit, the rezoning application shall be accompanied by a special use permit application defining the specifically requested use or list of uses.



 Applicant's Signature

02 / 23 / 2023

 Date

City of *Moberly!*

Memorandum

To: Planning and Zoning Commission

From: Planning Staff

Subject: Zoning Application 900 N Moulton St (Agenda Items 2)

Meeting: March 27, 2023

Public Hearing to consider:

Notice of Public Hearing for a zoning change application submitted by Devin Snodgrass on behalf of Robert Haug from an R-2 (One and Two Family Residential) District to an R-3 (Multifamily) District.

Comments:

The proposed zoning change is not in agreement with the future land use map which has the property identified as R-2 One and Two Family District. However, the surrounding property uses are not in agreement with the Future Land Use map either. This proposed use will be residential along with the future land use for that area and is a compatible use of the land with regards to type of use. The proposed property falls short of the required land (10,000 sq ft for Multifamily) by approximately 250 sq ft. This is similar to other property developments that have occurred in this area of town (Ward 1) previously. The proposed zoning change will help meet the demands of the comprehensive plan which is to provide some dense residential areas and affordable housing. The intended use of the structure is to provide rental units for the community.

City Staff Review:

After visiting with the property owner, it was determined that this request would be a good fit for the neighborhood and use of the land which has been vacant for some time with little to no interest in development until now. City of Moberly staff agrees with the requested land requirement allowance that is proposed with this application to be able to fit a tri-plex apartment building on the lot. This is a good fit for the neighborhood and development in that area.

Re-zoning application approvals do require additional approval by the City Council for acceptance as an ordinance into the Code of Ordinances in Moberly, MO.

Respectfully Submitted
Aaron Decker

Moberly, MO

WS #1.



Legend

- Roads
- Corporate Limit
- Parcel
- Original Lot
- Stream
- Subdivision
- Lots
- South Ridge Lot Line
- City Easement
- Zoning
 - B-1
 - B-2H
 - B-3
 - B-3(PD)
 - M-1
 - M-P
 - N-1
 - R-1
 - R-1(PD)
 - R-2
 - R-2(PD)
 - R-3
 - R-3(PD)

Notes



This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

229.7 0 114.84 229.7 Feet

**CITY OF MOBERLY, MISSOURI
RE-ZONING PERMIT
REASONS FOR DETERMINATION**

Submit Questions To:
Zoning Administrator
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only:

Date of Action: March 27, 2023

Action: APPROVAL

ON March 27, 20 23, THE CITY OF MOBERLY PLANNING AND ZONING COMMISSION AT ITS REGULAR MEETING, RECOMMENDED APPROVAL (ACTION: APPROVAL, CONDITIONAL APPROVAL, DENIAL) OF A RE-ZONING REQUEST FROM A(N) R-2 TO A (N) R-3 (ZONE) TO BE LOCATED 900 NORTH MOULTON STREET, MOBERLY, MISSOURI. (ADDRESS OR LOCATION).

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE APRIL 3, 20 23 MEETING OF THE MOBERLY CITY COUNCIL.

IN RECOMMENDING APPROVAL (ACTION) OF THIS RE-ZONING REQUEST, THE PLANNING AND ZONING COMMISSION CONSIDERED ALL STANDARDS LISTED IN THE ZONING REGULATION, AND ALL OTHER CONDITIONS LISTED FOR THAT USE IN OTHER SECTIONS OF THESE REGULATIONS. IN ADDITION, THE PLANNING AND ZONING COMMISSION FOUND THAT THE PROPOSED USE DID (DID/DID NOT) PROVIDE SAFEGUARDS TO ASSURE ITS COMPATIBILITY WITH THE SURROUNDING AREA.

CONDITIONS (IF ANY): _____


CHAIRPERSON


ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #2.

Department: Comm. Dev.

Date: April 3, 2023

Agenda Item: An Application for a text amendment submitted by City of Moberly in Article III, Section 118 on permitted use of Shipping Containers.

Summary: With the increased demand for residential storage buildings in recent years, it is important to protect the integrity of residential neighborhoods with respect to the type of buildings allowed to include accessory structures. The recommended text addition to section 46-140 will regulate and apply standards to the use of shipping containers in residential neighborhoods for the purpose of construction storage only and must be removed by final occupancy.

The Planning & Zoning Commission recommended approval for the request of this text amendment.

Recommended Action: Direct Staff to bring forward to the April 3, 2023 regular City Council meeting for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input checked="" type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
<input type="checkbox"/> P/C Minutes	<input type="checkbox"/> Contract
<input type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye

Nay

Mayor

M___ S___ Jeffrey

Council Member

M___ S___ Brubaker

M___ S___ Kimmons

M___ S___ Kyser

M___ S___ Lucas

Passed Failed

CITY OF MOBERLY, MISSOURI
ZONING & SUBDIVISION TEXT AMENDMENT APPLICATION

Return Form to:

Zoning Administrator
 City of Moberly
 101 West Reed Street
 Moberly, MO 65270-1551
 (660) 263-4420
 (660) 263-9398 (fax)

For Office Use Only:

Filing Fee: _____
 Date Advertised: _____
 Date Notices Sent: _____
 Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
 Address: 101 W Reed St. Zip: _____
 Owner: _____ Phone: _____
 Address: _____ Zip: _____

TEXT AMENDMENT PROPOSED:

Amendment Proposed to (Check One):

☒ City Zoning Regulations _____ City Subdivision Regulations
 _____ Growth Area Subdivision Regulations

Section to Be Amended: _____ Article III Section 118

Present Text: See Use Table

Proposed Text: Add "Storage Containers" to use Table (46-118)
Permitted Use in B-1, ~~B-2~~, B-3, M-1
Include attached use standard description as new section

Reason for Amendment: to regulate & protect Residential properties
with respect to where and when Storage containers can
be located in Moberly.

Attach additional sheets as needed.

IMPACT OF AMENDMENT:

Does the amendment add language to the Regulations?

Yes XNo

Does the amendment supplement an existing section?

Yes XNo

Does the amendment modify an existing section?

Yes XNo

Does the amendment repeal a section?

Yes No X

Applicant's Signature



Date

City of *Moberly!*

Memorandum

To: Planning and Zoning Commission

From: Planning Staff

Subject: Shipping Containers (Agenda Item 4)

Meeting: March 27, 2023

Public Hearing to consider:

Notice of Public Hearing for a text amendment application submitted by City of Moberly in Article III, Section 118 on permitted use of Shipping Containers.

Comments:

The proposed text amendment has come about with increasing inquiries for the use of Shipping Containers as a means of storage in residential and some commercial locations. The attached regulations were drafted to assist in regulating the placement of shipping containers in both districts. The limitation on residential districts is designed to maintain continuity and blight from overtaking a property. The limitations on commercial are more relaxed as this type of storage container is typically a more commercialized structure. Both districts already require permits for structures of this size, however previous codes did not provide any guidelines for the type or placement of them. Also, a section of the definitions is modified to clearly identify them.

City Staff Review:

After searching other communities, we found a draft of some basic regulations that will assist in guiding homeowners and businesses with where and when they can use these structures to provide storage on their properties. Recommendations from Planning and Zoning included to review them further and clarify the types of structures as well as defining their use a bit more. We feel the attached regulations do add clarity and will clean up the previously discussed regulations.

These types of structures will not be allowed in residential neighborhoods unless used as part of a construction site but will have to be removed by final occupancy.

City staff recommend acceptance of the codes proposed as written in the proposed text amendment.

Text Amendment approvals do require additional approval by the City Council for acceptance as an ordinance into the Code of Ordinances in Moberly, MO.

Respectfully Submitted
Aaron Decker

46-3 Definitions:

Shipping Containers: Also known as Conex, Sea-Land, Sea-Train, and Intermodal Containers shall be identified as shipping containers. Any prefabricated metal structure originally designed for the storage and shipping of freight or intermodal transport.

All shipping containers shall meet the following minimum condition requirements and shall be inspected by the Moberly Code Enforcement Office and certified as meeting these requirements within 30 days of placement. Failure of the container to meet this certification will result in enforcement in accordance with the procedures established in Chapter 26 of the Code of Ordinances as a qualified nuisance.

- A. No container shall bear any sign, label, logo or other advertising or identification without such being approved and permitted in accordance with the Moberly sign code.
- B. All containers shall be painted or otherwise decorated in a manner and form consistent with the architectural character of the adjoining building faces and surrounding neighborhood.
- C. All containers shall be securable and always kept secure.
- D. All containers shall be kept structurally sound, free of graffiti, posters, bills, accumulated solid waste, or other blighting or deteriorating impacts.
- E. Temporary Storage Containers (Conex) for the use as construction related storage shall be allowed in conjunction with a building permit approved on the same parcel of land.
- F. Shipping Containers shall be prohibited as storage buildings in all residential neighborhoods unless approved as a construction related project in accordance with the International Building Codes and approved and permitted through the Office of Building Inspectors in Moberly (example: such as a tiny home).

**CITY OF MOBERLY, MISSOURI
ZONING & SUBDIVISION TEXT AMENDMENT PERMIT
REASONS FOR DETERMINATION**

Submit Questions To:
Zoning Administrator
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only:

Date of Action: March 27, 2023

Action: APPROVAL

ON MARCH 27, 20 23, THE CITY OF MOBERLY PLANNING AND ZONING COMMISSION AT ITS REGULAR MEETING, RECOMMENDED APPROVAL (ACTION: APPROVAL, DENIAL) OF A TEXT AMENDMENT REQUEST MODIFIED FROM A(N) FORMER TEXT OF ADD TO ARTICLE III SECTION 118 (STORAGE CONTAINERS) TO A (N) PRESENT TEXT OF THESE TYPE OF STRUCTURES (SHIPPING CONTAINERS) WILL NOT BE ALLOWED IN RESIDENTIAL NEIGHBORHOODS UNLESS USED AS PART OF A CONSTRUCTION SITE BUT WILL HAVE TO BE REMOVED BY FINAL OCCUPANCY.

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE APRIL 3, 2023 MEETING OF THE MOBERLY CITY COUNCIL.

IN RECOMMENDING APPROVAL (ACTION) OF THIS ZONING & SUBDIVISION TEXT AMENDMENT REQUEST, THE PLANNING AND ZONING COMMISSION CONSIDERED ALL STANDARDS LISTED IN THE ZONING REGULATION, AND ALL OTHER CONDITIONS LISTED FOR THAT USE IN OTHER SECTIONS OF THESE REGULATIONS.

CONDITIONS (IF ANY): _____


CHAIRPERSON


ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #3.

Department: Comm. Dev.

Date: April 3, 2023

Agenda Item: An Application for a text amendment submitted by City of Moberly in Article III, Section 118 on permitted use of Shooting Range.

Summary: New text would specify the shooting ranges in the code be identified as Indoor Shooting Ranges. As an indoor Range it has been discussed and proposed that they be listed as conditional use in M-1 Districts and B-3 Districts. Both of which will allow adequate review and protection of surrounding properties in those districts for this type of indoor business. This also will eliminate the chance of having outdoor shooting ranges within the city limits

The Planning & Zoning Commission recommended approval for the request of this text amendment.

Recommended Action: Direct Staff to bring forward to the April 17, 2023 regular City Council meeting for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input checked="" type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
<input type="checkbox"/> P/C Minutes	<input type="checkbox"/> Contract
<input checked="" type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye

Nay

Mayor

M___ S___ Jeffrey

Council Member

M___ S___ Brubaker

M___ S___ Kimmons

M___ S___ Kyser

M___ S___ Lucas

Passed Failed

CITY OF MOBERLY, MISSOURI
ZONING & SUBDIVISION TEXT AMENDMENT APPLICATION

Return Form to:

Zoning Administrator

City of Moberly

101 West Reed Street

Moberly, MO 65270-1551

(660) 263-4420

(660) 263-9398 (fax)

For Office Use Only:

Filing Fee: _____

Date Advertised: _____

Date Notices Sent _____

Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
 Address: 101 W Reed St Zip: _____
 Owner: _____ Phone: _____
 Address: _____ Zip: _____

TEXT AMENDMENT PROPOSED:

Amendment Proposed to (Check One):

☒ City Zoning Regulations _____ City Subdivision Regulations
 _____ Growth Area Subdivision Regulations

Section to Be Amended:

Article IIISection 46-118Present Text: "Shooting Range" is listed as conditional use in M-1

Proposed Text: Change "Shooting Range" to "Shooting Range - Outdoor" and identify
as Conditional use in B-3, M-1
Add "Shooting Range - Indoor" and identify as conditional use in
B-2, B-3, and M-1

Reason for Amendment:

To encourage growth of business in districts while maintaining
review of type of activities for safety of community.

Attach additional sheets as needed.

IMPACT OF AMENDMENT:

Does the amendment add language to the Regulations?

Yes XNo

Does the amendment supplement an existing section?

Yes XNo

Does the amendment modify an existing section?

Yes XNo

Does the amendment repeal a section?

Yes No X


Applicant's Signature

2-2-23
Date

City of *Moberly!*

Memorandum

To: Planning and Zoning Commission

From: Planning Staff

Subject: Shooting Range (Agenda Item 5)

Meeting: March 27, 2023

Public Hearing to consider:

Notice of Public Hearing for a text amendment application submitted by City of Moberly in Article III, Section 46-118 on Shooting Range.

Comments:

Recent development discussions and possible expansions of the businesses associated with Firearms has continued to grow in Moberly, MO. After discussion with Planning and Zoning last month, the following amendments have been recommended as changes to the use table and regulations with respect to Shooting Ranges in Moberly.

Current regulations allow shooting ranges in M-1 district only and do not specify the difference between an indoor and outdoor range.

The proposed text amendment would specify the shooting ranges in the code be identified as Indoor Shooting Ranges. As an indoor Range it has been discussed and proposed that they be listed as a conditional use in M-1 Districts and B-3 Districts. Both of which will allow adequate review and protection of surrounding properties in those districts for this type of indoor business. This also will eliminate the chance of having outdoor shooting ranges within the city limits.

City Staff Review:

The proposed Text amendment is the basic recommendations for expanding the options of locations for indoor shooting ranges in Moberly, MO. It also eliminates the ability to consider an outdoor shooting range within the city limits of Moberly.

City Staff will be working with the City Attorney to propose a clarification in other chapters as well as proposed future legislation that will separate shooting ranges into Firearm classifications and other weapon discharges to allow for archery ranges, Air Rifles ranges, etc which are currently not identified separately. This will eventually create a new classification of weapon discharge that will have a separate use group and permitted zones for growth of businesses. This is still in the works, with the intention that the above legislation will be firearm related shooting ranges.

City staff recommend acceptance of the codes proposed as written as a proposed text amendment.

**CITY OF MOBERLY, MISSOURI
ZONING & SUBDIVISION TEXT AMENDMENT PERMIT
REASONS FOR DETERMINATION**

Submit Questions To:
Zoning Administrator
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only:

Date of Action: March 27, 2023

Action: APPROVAL

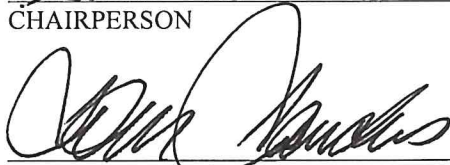
ON MARCH 27, 20 23, THE CITY OF MOBERLY PLANNING AND ZONING COMMISSION AT ITS REGULAR MEETING, RECOMMENDED APPROVAL (ACTION: APPROVAL, DENIAL) OF A TEXT AMENDMENT REQUEST MODIFIED FROM A(N) FORMER TEXT OF ADD TO ARTICLE III SECTION 46-118 (SHOOTING RANGE) TO A (N) PRESENT TEXT OF would specify the shooting ranges in the code be identified as Indoor Shooting Ranges. As an indoor Range it has been discussed and proposed that they be listed as a conditional use in M-1 Districts and B-3 Districts. Both of which will allow adequate review and protection of surrounding properties in those districts for this type of indoor business. This also will eliminate the chance of having outdoor shooting ranges within the city limits. MOBERLY, MO.

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE APRIL 3, 2023 MEETING OF THE MOBERLY CITY COUNCIL.

IN RECOMMENDING APPROVAL (ACTION) OF THIS ZONING & SUBDIVISION TEXT AMENDMENT REQUEST, THE PLANNING AND ZONING COMMISSION CONSIDERED ALL STANDARDS LISTED IN THE ZONING REGULATION, AND ALL OTHER CONDITIONS LISTED FOR THAT USE IN OTHER SECTIONS OF THESE REGULATIONS.

CONDITIONS (IF ANY): _____


CHAIRPERSON


ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #4.

Department: Public Works

Date: April 3, 2023

Agenda Item: Receipt of bids for 2023 Micro Seal, Milling and Overlay Street Improvements.

Summary: We advertised for bids on Micro Seal, Milling and Overlay for the 2023 Street Improvements. We received 3 bids for Micro Seal and 3 bids for Milling and Overlay. Attached are the advertisement, bid opening, and bid tab.

Recommended Action: Direct Staff to bring forward to the April 17, 2023 regular City Council meeting for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input checked="" type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
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<input type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye

Nay

Mayor

M___ S___ **Jeffrey**

Council Member

M___ S___ **Brubaker**

M___ S___ **Kimmons**

M___ S___ **Kyser**

M___ S___ **Lucas**

Passed Failed

ADVERTISEMENT FOR BIDS

The City of Moberly, Missouri is requesting bids for the **2023 Micro Seal, Overlay & Milling** for various Streets within the City of Moberly.

Specifications and bid documents are available from the Director of Public Works office at Moberly City Hall, 101 West Reed Street, Moberly, MO 65270.

Please have your sealed bids marked **“2023 Micro Seal, Overlay & Milling”** and to the office of the City Clerk at 101 W Reed St., Moberly, MO 65270 by **March 28, 2023 at 10:00 a.m.**

The City reserves the right to reject any or all bids. The City further reserves the right to waive any irregularities in any or all bids and reserves the right to determine which the most responsive, responsible bidder is and to reject or approve the bond. Work can begin immediately following approval, weather permitting.

SUBMITTED BY THOMAS E. SANDERS
CITY OF MOBERLY
DIRECTOR OF PUBLIC WORKS

PUBLISH ONE TIMES IN THE: WEDNESDAY EDITION, MARCH 15, 2023 EDITION

CITY OF MOBERLY

2023 Micro Seal,
Overlay & Milling

"BID OPENING"

Sign-In Sheet

Date: 3-28-2023
10:00AMNameCompanyShannon HanceCity of MoberlyJason KnippChristensen ConstructionJAKE ByrdEmery Sapp & Sons, Inc.Jeff CreamerCapital Paving & ConstructionTOM SANDERSCITY OF MOBERLYCorey BealCity of Moberly

CITY OF MOBERLY

"BID OPENING"

2023 Micro Seal,
Overlay & MillingDate: 3/28/2023
10/AMMrs Petroleum \$ 5.11 per sq yd Micro SealVance Bros. \$ 4.60 sq yd Micro SealMicro Surfaces \$ 5.05 sq yd Micro SealCapital \$ 3.38 loth\$ 103.50 st 125. parking lot\$ 80. per ton asp FOBChristensen \$ 5.50\$ 121. per ton st & parking lot\$ 73 Low FOBESS \$ 3.00 contractor 4.15 city\$ 76. FOB\$ 116. st 123. parking lot

\$ _____

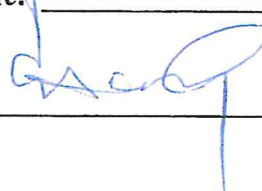
City of

*Moberly!***BID SHEET**

Bids due by 10:00 a.m. on March 28, 2023

Micro Seal

Estimated Quantity:

29,559 sq. yd.Unit Price \$ 5.11 /sq. yd.*Five dollars and Eleven cents****Type II, FA24 Slag is to be used as aggregate mix.*****Please see attached Guideline (A143)**Company Name: Missouri Petroleum Products Company LLCSignature: 

City of

*Moberly!***BID SHEET**

Bids due by 10:00 a.m. on March 28, 2023

Micro Seal

Estimated Quantity:

29,559 sq. yd.Unit Price \$ 4.60 /sq. yd.*Four dollars and sixty cents.****Type II, FA24 Slag is to be used as aggregate mix.*****Please see attached Guideline (A143)**Company Name: Vance Brothers, Inc.Signature: *[Signature]*Robert A. Vance
Sr. Vice PresidentVANCE BROTHERS INC
CORPORATE SEAL
MISSOURI

VANCE BROTHERS INC (816) 923-4325

City of

*Moberly!***BID SHEET**

Bids due by 10:00 a.m. on March 28, 2023

Micro SealEstimated Quantity:
29,559 sq. yd.Unit Price \$ 5.05 /sq. yd.Total: \$149,272.95

*Type II, FA24 Slag is to be used as aggregate mix.
*Please see attached Guideline (A143)

Company Name: Microsurfacing Contractors, LLCSignature: Nicholas Ruhl
Nicholas Ruhl

City of

Moberly!

BID SHEET

Bids due March 28, 2023 at 10:00 A.M.

Milling Work

Contractor retains millings

Est. Quantity: 20,000 sq. yd.Unit Price \$ 3.38 /sq. yd.

City retains millings

Unit Price \$ 3.38 /sq. yd.**Street Overlay Type BP2 Mix**

Est. Quantity:

4,469 Tons

- tack coat required on paved streets

Unit Price \$ 103.50 /ton Streets
\$125/Ton Parking Lot**Street Overlay**

3,869 Tons			
BP-1, PG 64-22	Per Ton in Place	\$103.50	

Parking Lot Paving

600 Tons			
BP-1, PG 64-22	Per Ton In Place	\$125.00	

* FOB Asphalt Price BP-1 \$80.00 per ton - Capital Columbia Asphalt Plant

Company Name: Capital Paving & Construction LLCSignature: Jeffrey G. G. G.

City of

moberly!

BID SHEET

Bids due March 28, 2023 at 10:00 A.M.

Milling Work

Contractor retains millings

Est. Quantity: 20,000 sq. yd.Unit Price \$ 5.50 /sq. yd.
FIVE DOLLARS FIFTY CENTS
City retains millingsUnit Price \$ 5.50 /sq. yd.
FIVE DOLLARS FIFTY CENTS**Street Overlay Type BP2 Mix**

Est. Quantity:

4,469 Tons- tack coat required on paved streets.**Street Overlay**

3,869 Tons			
BP-1, PG 64-22	Per Ton in Place	<u>121.50/ton</u>	<u>STREET PAVING</u>

ONE HUNDRED TWENTY ONE DOLLARS AND FIFTY CENTS PER TON**Parking Lot Paving**

600 Tons			
BP-1, PG 64-22	Per Ton In Place	<u>121.50/ton</u>	<u>PARKING LOT PAVING</u>

ONE HUNDRED TWENTY ONE DOLLARS AND FIFTY CENTS PER TONCompany Name: CHRISTENSEN CONSTRUCTION Co.Signature: Kenny Knipp - BUSINESS MGR
Kenny Knipp

City of

*Moberly!***BID SHEET**

Bids due March 28, 2023 at 10:00 A.M.

Milling Work

Contractor retains millings

Est. Quantity: 20,000 sq. yd.Unit Price \$ 3.00 /sq. yd.

City retains millings

Unit Price \$ 4.15 /sq. yd.**Street Overlay Type BP2 Mix**

For City to Pick up At Your Plant

- tack coat required on paved streets

Unit Price \$ 76.00 /ton

Note: FOB price based on plant at Macon, MO

Street Overlay

3,869 Tons			
BP-1, PG 64-22	Per Ton in Place	\$116.00/Ton	\$448,804.00

Parking Lot Paving

600 Tons			
BP-1, PG 64-22	Per Ton In Place	\$123.00/Ton	\$73,800.00

Note: Our Unit Prices for Street Overlay & Parking Lot Paving are based on the contractor retaining the millings generated from the Project and recycling the millings in the Asphalt Mix on the Project.

Company Name: Emery Sapp & Sons, Inc.Signature: *Mike Brown*

Micro Seal, Milling & Overlay Street Improvement Bid Tab 2023

COMPANY	PROJECT	PRICE	PRICE	PRICE
Missouri Petroleum	Micro Seal	\$5.11 sq. yd.	N/A	N/A
Vance Bros	Micro Seal	\$4.60 sq. yd.	Staff Recommends	Low Bid
Microsurfacing Contractors LLC	Micro Seal	\$5.05 sq. yd.	N/A	N/A
Capital Paving	Milling	\$3.38 sq. yd./Contractor retains milling	\$3.38 sq. yd./City retains milling	Staff Recommends
Capital Paving	Overlay	\$103.50 ton/streets	\$125.00 ton/parking lots	\$80.00 ton/FOB
Christensen Construction Co.	Milling	\$5.50 sq. yd./Contractor retains milling	\$5.50 sq. yd./City retains milling	N/A
Christensen Construction Co.	Overlay	\$121.50 ton/streets	\$121.50 ton/parking lots	\$73.00 ton/FOB
Emery Sapp & Sons	Milling	\$3.00 sq. yd./Contractor retains milling	\$4.15 sq. yd./City retains milling	N/A
Emery Sapp & Sons	Overlay	\$116.00 ton/streets	\$123.00 ton/parking lots	\$76.00 ton/FOB (Macon)

Break Down of Low Bids & Explanations

Micro Seal - Vance Bros at \$4.50 sq. yd. Staff Recommends	
Street Overlay - Capital Paving \$103.50/ton Staff Recommends	
Parking lot paving - Christensen Construction \$121.50/ton, need to check and see if they will do just the parking lots, may have to use Capital at \$125.00/ton as they will be here for the streets.	
Milling - ES&S is \$3.00 if they retain milling and Capital is \$3.38 sq. yd. if the City retains milling. Due to coordination, we would recommend going with the slightly higher price of Capital, but considering we would Also retain the milling for the extra \$.38/sq. yd., Capital is the clear choice.	
FOB Asphalt - Christensen is the low price on FOB asphalt at \$73/ton. Christensen FOB is at the Millerburg exit on I-70, ES&S FOB is in Macon,	

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #5.

Department: Parks & Recreation

Date: April 3, 2023

Agenda Item: CAP Agreement Amendment

Summary: Attached is the proposed amendment to the CAP agreement with Conservation which is the agreement covering cooperative lake management for the three park lakes.

The amendment changes the original agreement to cover a joint project (scope detailed in attachment) to rebuild both boat ramps, develop boat trailer and vehicle parking, and a concrete path to the existing boat ramp.

The amendment also provides for 50% reimbursement on projects and engineering up to \$54,989.

We are budgeting for these improvements in the 2023-2024 Fiscal Year.

Recommended

Action: Move forward to the April 17, 2023 Council meeting.

Fund Name: Parks > Capital Improvement Plan

Account Number: 115.041.5502

Available Budget \$: Pending Budget Approval

ATTACHMENTS:		Roll Call	Aye	Nay
___ Memo	___ Council Minutes	Mayor		
___ Staff Report	___ Proposed Ordinance	M___ S___ Jeffrey	___	___
___ Correspondence	___ Proposed Resolution			
___ Bid Tabulation	___ Attorney's Report	Council Member		
___ P/C Recommendation	___ Petition	M___ S___ Brubaker	___	___
___ P/C Minutes	___ Contract	M___ S___ Kimmons	___	___
___ Application	___ Budget Amendment	M___ S___ Kyser	___	___
___ Citizen	___ Legal Notice	M___ S___ Lucas	___	___
___ Consultant Report	<u>X</u> Other: <u>Agreement Amendment</u>		Passed	Failed

ADDENDUM 2

INFRASTRUCTURE IMPROVEMENTS

The Community Assistance Program Agreement made and entered into on September 21, 2020 with an addendum on June 6, 2022, by and between the City of Moberly and the Missouri Department of Conservation is hereby amended as follows:

Under Section 1.

1. **CITY RESPONSIBILITIES.** The City agrees to:

- J. Construct the facilities listed below at Rothwell Park. Construction plans, modifications and final project approval must be completed by a Missouri licensed professional engineer. Any facilities constructed pursuant to this Agreement shall be and remain the property of the City.

Rothwell Park Lake:

- Replace existing boat ramp with new boat ramp – 16' x 60', 6" thick reinforced concrete, with 4' shoulders
- Replace existing basketball court with new parking lot – 76' x 40', 6" thick reinforced concrete, with 3 trailer spots and 4 car spots
- Construct new parking pad meeting Americans with Disabilities Act (ADA) standards – 20' x 20', 6" thick reinforced concrete, with 1 van accessible ADA parking spot
- Construct a new sidewalk extending between the ADA parking pad and existing courtesy dock – approximately 150' x 5', 6" thick reinforced concrete, will meet ADA standards

Water Works Lake:

- Replace existing boat ramp with new boat ramp – 16' x 40', 6" thick reinforced concrete, with 4' shoulders
- K. Upon completion, provide the Department with copies of the invoices and associated payment vouchers for the materials and work described above in Section 1.J.
- L. Comply with all federal and state laws, and local ordinances including (but not limited to) the Americans with Disabilities Act, applicable to the construction and maintenance of the facilities described above.
- M. Ensure that no federal monies are used to fund the City's share of the total project costs.

- N. During the term of this Agreement, maintain in good order and repair all facilities constructed pursuant to this Agreement.

Under Section 2.

2. DEPARTMENT RESPONSIBILITIES. The Department agrees to:

- F. Provide a cash grant reimbursement for the construction work described above in Section 1.J, covering 50% of the total cost up to a maximum Department commitment of \$54,989.00.

Under Section 3.

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

- F. Any electronic signatures affixed to this document are intended to authenticate this writing and to have the same force and effect as manual signatures, pursuant to the Missouri Uniform Electronic Transactions Act (§432.200 et seq., RSMo).
- G. All Department and City covenants are subject to appropriations and the availability of funds, and the Department and City recognize that it may be several years before facility development can be undertaken.
- H. In the event of breach or default of this Agreement by the City, or should this Agreement be terminated by the City for other than breach or default by the Department, the City shall reimburse the Department for that portion of the costs of improvements at the Area provided by the Department, minus the total amount actually expended by the City to maintain said Area as previously set out. In the event of breach or default of this Agreement by the Department prior to its expiration date, use without restriction of all improvements installed at the Area with Department funds shall revert to the City at no cost.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment on the _____
day of _____, 20_____.

**MISSOURI DEPARTMENT OF
CONSERVATION**

DEPUTY DIRECTOR - BUSINESS

CITY OF MOBERLY

MAYOR

Attest:

City Clerk

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #6.

Department: City Manager

Date: March 14, 2023

Agenda Item: Proposal from the Tourism Advisory Commission

Summary:

At the March 14, 2023 Moberly Tourism Commission meeting the following proposal was reviewed and recommended for approval by the Commission.

A proposal from 4th Street Theatre. They are requesting \$1,000 for social media marketing, Radio ads, banners, and flyers. The board made a motion to approve this sponsorship of \$1,000.

Recommended

Action: Direct staff to bring to the April 17th Council meeting for final approval.

Fund Name: Non-Resident Lodging Tax Fund

Account Number: 102.000.5502

Available Budget \$: 1,500.00

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input checked="" type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
<input type="checkbox"/> P/C Minutes	<input type="checkbox"/> Contract
<input type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye

Nay

Mayor

M___ S___ **Jeffrey**

Council Member

M___ S___ **Brubaker**

M___ S___ **Kimmons**

M___ S___ **Kyser**

M___ S___ **Lucas**

Passed Failed

**Minutes of Meeting
Tourism Advisory Committee
March 14, 2022
9:00 AM**

The Tourism Advisory Commission for the City of Moberly met in a regular session on Tuesday, March 14, 2023 at 9 :00 a.m. in the Conference Room at City Hall. The meeting was called to order by Chairman, Tom Sanders.

Members Present: Candace Rodman
Ryan Blackwell (via phone)
John Kimmons-City Council liaison

City Staff Attending: Tom Sanders, Dir. Of Comm. Dev.
Shirley Olney, Executive Assistant

Members Absent: Janie Riley

Visitors: Michelle Westhues
Mark Fischer

Tom Sanders opened the meeting at 9:00 AM. No members were absent from the meeting.

The minutes from the February 14, 2023, meeting was reviewed. Tom Sanders asked if there were any corrections. Candace Rodman made a motion to approve these minutes as presented. Ryan Blackwell seconded the motion. Motion carried.

Mr. Sanders asked if there was any new business. There being none for discussion moved onto the next item on the agenda.

Mr. Sanders moved to first item under old business "Review of Proposals". Ms. Westhues noted that one application has been presented to her from MACA for a film festival on September 8-9. Ms. Westhues stated that Mark Fischer updated the proposal. Mr. Fischer stated that they have sold tickets already and they have also received 23 submissions for the event. Mr. Fischer noted that they cost for tickets are as follow: \$35 VIP pass Fri-Sat (included t-shirt, special events), \$25 Paranormal event and \$10 Fri event, \$15 Sat event. They also have a special movie event for \$10. The High School will be doing the concession stand in the Municipal Auditorium. Mr. Sanders noted that Michelle Westhues has scored the event and the board scored the event. The total amount the board approved is \$1,000.

Mr. Sanders moved to the second item on the agenda "Update from Moberly Chamber of Commerce on Tourism Activities". Ms. Westhues presented to the board the March report for social media stats. Ms. Westhues stated that the Tourism Meeting she is hosting will be this evening, March 14th at 6 PM.

Mr. Sanders moved to the third item on the agenda "information on Account Balance of the Lodging Tax". Mr. Sander review the amount of funds in the two accounts with the board.

Tom Sanders asked if there was anything else to be brought before the Commission. There being no other business Candace Rodman made a motion to adjourn. Ryan Blackwell seconded the motion to adjourn. Meeting adjourned.

Next meeting schedule for April 10, 2023

City of

*Moberly!*Name of Organization: Moberly Council of the ArtsDate: 12/1/2022Contact Person: Mark FischerAddress: 112 N 4th St Moberly, MO 65270Telephone: 660-998-4688Date of Event: Sept 8/9, 2023Name of Event: Phobia Film Festival(Working Title)**How Event Promotes Tourism in Moberly****What are the specific, measurable Tourism benefits your event or capital project produces?**

The primary tourism benefit is to increase attendance and participation in to the preexisting Junk Junction event and adding an additional draw to the Friday of the weekend. This event has the potential to be a great draw for our town and would expand the pool of participants to include film fans as well as younger movie buffs. By establishing this as a yearly event, it will, with time, be able to become a unique stand-alone event that will add another weekend event to the growing downtown tourism draw.

How does your event promote tourism, conventions, and other events within the city?

A horror film festival, being a unique event, draws people from all over the state and beyond and from all age ranges. We will be including vendors, local and out-of-town film producers, writers, podcasters, etc and working with MU and other local colleges with a strong film studies program, and using multiple venues including the Auditorium and the 4th Street Theatre allowing these underused venues recognition of differential use.

How does your event attract non-residents?

Being in central Missouri we are hoping to draw attendees, vendors, and filmmakers from all over Missouri and the surrounding states to this event. While St. Louis and Kansas City have similar events this would be unique to small town Missouri. Looking at the success of True/False, etc and the number of out-of-town guests similar events bring in I am confident that our event will attract individuals from out of the area. This also creates an additional day to the Junk Junction extending overnight hotel stays to include Friday night. We will bring a strong draw of college students from the surrounding area. We currently have 19 film submissions and 10 vendors since we opened applications on January 1st. I am anticipating at least 75 submissions and 25 vendors(our max) with at least 30 filmmakers and vendors utilizing hotels in the area. We have film submissions from Italy, France, Iran, and 10 states with commitments from 5 to attend as of 2/21/23

If your application were accepted, how would the tourism funds granted be used? (If marketing, fill out itemized marketing budget)

Marketing budget

Financial Statement (See Attached)**Statement of Assurances**

Any funds received under this grant will be used for the purposes described in this application. The figures, facts, and representations in this application are true and correct to be best of my knowledge.

Name (Please Print): Mark Fischer

Signature: _____

Date: 12/1/2022Title or Office Held: Board Member

Detailed Budget

Event: Phobia Film Festival - Working Title

Date of Event: September 8/9, 2023 Date of Application: 12/1/2022

Sponsor: Moberly Council of the Arts

Actual Last Year 20__

OR
First Annual Budget

Estimated Present Year 20__

Income (Estimated)

Rental Booths

Entry Fees/ Gate Receipts

Donations/ Sponsorships

T-Shirts and Souvenirs

Food and Drinks, Etc.

Moberly Tourism Grant

Other: (Explain)

Total Estimated Income
\$18,500.00

Expenses (Itemized)

Advertising *

T-Shirts and Souvenirs Food,
Drinks, Etc.

Labor Costs

Entertainment

Supplies

Postage

Rentals

Insurance

Payout, awards, prizes, contest
winnings

Other (Explain)

Total Expenditures

Estimate Value of In-Kind
Services (Explain)

\$7000.00

\$ 15-40(leveled)=\$6,000	\$
\$2500.00 Approx	
\$500.00	
\$2000.00 MHS Theatre Dept	
\$ 1000.00	\$
Vendor Tables \$2000.00	
4th Street Movie Night \$1000.00	
Film Submissions \$1000.00	
Grants \$2500.00	
\$3000.00	
\$1500.00	
\$500.00 Film rights	
\$500.00	
\$500.00	
\$1500.00	
\$500.00	
Design \$200.00	

*If marketing grant application, fill out itemized marketing budget sheet.

*Omitting required information will disqualify your application

Itemized Budget of Marketing Grant Funds

(Grant column should match grant dollars in detailed budget) (Total cost should match Advertising dollars in detailed budget)

Item	Description	Total Cost	Grant
Social Media Marketing	Sponsored ads 1/2/3 week prior	\$600.00	\$200.00
Radio Ads	Columbia and Moberly Market	\$500.00	\$400.00
TV marketing	Local TV ad	\$1500.00	
Banner for Auditorium	2 banners for each side	\$250.00	\$250.00
Flyers	12x8 posters locally produced	\$150.00	\$150.00
	TOTAL	3000.00	\$1000.00

GRANT APPLICATION

PROJECT SCORE SHEET

Date: 3/14/23Tourism Board Member Name: Michelle WestnesName of Event: Phobia Film FestivalName of Organization: Moberly Area Council on the Arts

Evaluation Factors	Possible Points	Score
Quantify expansion of tourism in Moberly	5	4
Positive Community Impact to Moberly	5	4
Quality and Uniqueness of proposed Project	5	5
Positive Economic Impact to Moberly	5	3
Stability of Management and capacity	5	4
Evidence of Community Support	5	3
Overnight Hotel Stays, Retail, Restaurant	5	3
Total	35	26

The following values are assigned to each numeric spread:

Outstanding - 5 points

Excellent - 4 points

Good - 3 points

Marginal - 2 points

Poor - 1 point

City of

Moberly!

MOBERLY TOURISM COMMISSION

GRANT APPLICATION

PROJECT SCORE SHEET

Date: 3.20.2023Tourism Board Member Name: JANIE RILEYName of Event: PHOBIA FILM FESTIVALName of Organization: MOBERLY AREA COUNCIL OF THE ARTS

Evaluation Factors	Possible Points	Score
Quantify expansion of tourism in Moberly	5	4
Positive Community Impact to Moberly	5	4
Quality and Uniqueness of proposed Project	5	5
Positive Economic Impact to Moberly	5	3
Stability of Management and capacity	5	4
Evidence of Community Support	5	3
Overnight Hotel Stays, Retail, Restaurant	5	3
Total	35	26

The following values are assigned to each numeric spread:

Outstanding - 5 points

Excellent - 4 points

Good - 3 points

Marginal - 2 points

Poor - 1 point

City of

Moberly!

MOBERLY TOURISM COMMISSION

GRANT APPLICATION

PROJECT SCORE SHEET

Date: 3/14/23Tourism Board Member Name: Candace RodmanName of Event: Phobia Film FestivalName of Organization: Moberly Area Council on the Arts

Evaluation Factors	Possible Points	Score
Quantify expansion of tourism in Moberly	5	4
Positive Community Impact to Moberly	5	5
Quality and Uniqueness of proposed Project	5	5
Positive Economic Impact to Moberly	5	5
Stability of Management and capacity	5	4
Evidence of Community Support	5	5
Overnight Hotel Stays, Retail, Restaurant	5	4
Total	35	32

The following values are assigned to each numeric spread:

Outstanding - 5 points

Excellent - 4 points

Good - 3 points

Marginal - 2 points

Poor - 1 point

1 vote for 100% funding
of \$1,000.00.



MOBERLY TOURISM COMMISSION

GRANT APPLICATION

PROJECT SCORE SHEET

Date: 3/15/23Tourism Board Member Name: Tom SandersName of Event: ~~HORROR~~ PROBERTA FARM FESTName of Organization: ARTS COUNCIL

Evaluation Factors	Possible Points	Score
Quantify expansion of tourism in Moberly	5	4
Positive Community Impact to Moberly	5	4
Quality and Uniqueness of proposed Project	5	5
Positive Economic Impact to Moberly	5	4
Stability of Management and capacity	5	3
Evidence of Community Support	5	4
Overnight Hotel Stays, Retail, Restaurant	5	3
Total	35	27

The following values are assigned to each numeric spread:

Outstanding - 5 points

Excellent - 4 points

Good - 3 points

Marginal - 2 points

Poor - 1 point

A handwritten amount of \$1,000 in a cursive script.

City of

Moberly!

MOBERLY TOURISM COMMISSION

GRANT APPLICATION

PROJECT SCORE SHEET

Date: 3-20-2023Tourism Board Member Name: RYAN BlackwellName of Event: MACA Film FestivalName of Organization: 4th St

Evaluation Factors	Possible Points	Score
Quantify expansion of tourism in Moberly	5	4
Positive Community Impact to Moberly	5	5
Quality and Uniqueness of proposed Project	5	5
Positive Economic Impact to Moberly	5	5
Stability of Management and capacity	5	5
Evidence of Community Support	5	3
Overnight Hotel Stays, Retail, Restaurant	5	2
Total	35	29

The following values are assigned to each numeric spread:

Outstanding - 5 points

Excellent - 4 points

Good - 3 points

Marginal - 2 points

Poor - 1 point

\$1,000

City of Moberly

City Council Agenda Summary

Agenda Number: WS #7.
 Department: Parks and Recreation
 Date: April 3, 2023

Agenda Item: A request from Greg Carroll with Harrier Track Club to hold a 5k on July 4, 2023

Summary: Greg Carrol is requesting to host the annual 4th of July 5K to raise funds for the Harrier Track Club. The route will begin at the south driveway of the Riley Pavilion. Runners will run on the road, following its path to Lakewood Drive Loop and then return via the same route to the south driveway of the Riley Pavilion. (See attached map).

Recommended Action: Advise staff to request this be brought before City Council at their April 17, 2023 meeting for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input checked="" type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
<input type="checkbox"/> P/C Minutes	<input type="checkbox"/> Contract
<input checked="" type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye **Nay**

Mayor

M___ S___ **Jeffrey** ___ ___

Council Member

M___ S___ **Brubaker** ___ ___

M___ S___ **Kimmons** ___ ___

M___ S___ **Davis** ___ ___

M___ S___ **Kyser** ___ ___

Passed Failed

Moberly!

City of

Police Department
Troy Link
Chief of Police
223rd Session FBI Academy

300 N Clark Street
Moberly, MO 65270
Phone: 660-263-0346
Fax: 660-263-8540

Walk/Run Application Permit

Application Date: MARCH 14, 2023
(Note: Application Date must be received by staff sixty (60) days prior to the event)

Requested Date of event: TUESDAY JULY 4, 2023

Purpose of event: INDEPENDENCE DAY 5K WALK / RUN

Name of event director: GREGORY Q. CARROLL

Contact phone, & Address of director: 660 263 4947, 1649 CR 2285

Approximate number of participants: 100 MOBERLY, MO

Route requested, Begin & End Time: 7:00 AM - 10:AM

START AND FINISH AT SOUTH ENTRANCE
DRIVE TO RILEY PAVILION. FOLLOW ROTHWELL
PARK RD THRU PARK TO LAKEWOOD DRIVE
LOOP. RETURN BY SAME ROUTE TO FINISH.

(Please include a map diagram showing start to finish)

Will the route/streets be marked? Yes: X No: _____

Will the organization furnish personnel to assist with the event?

Yes: X No: _____ If yes, how many? 15

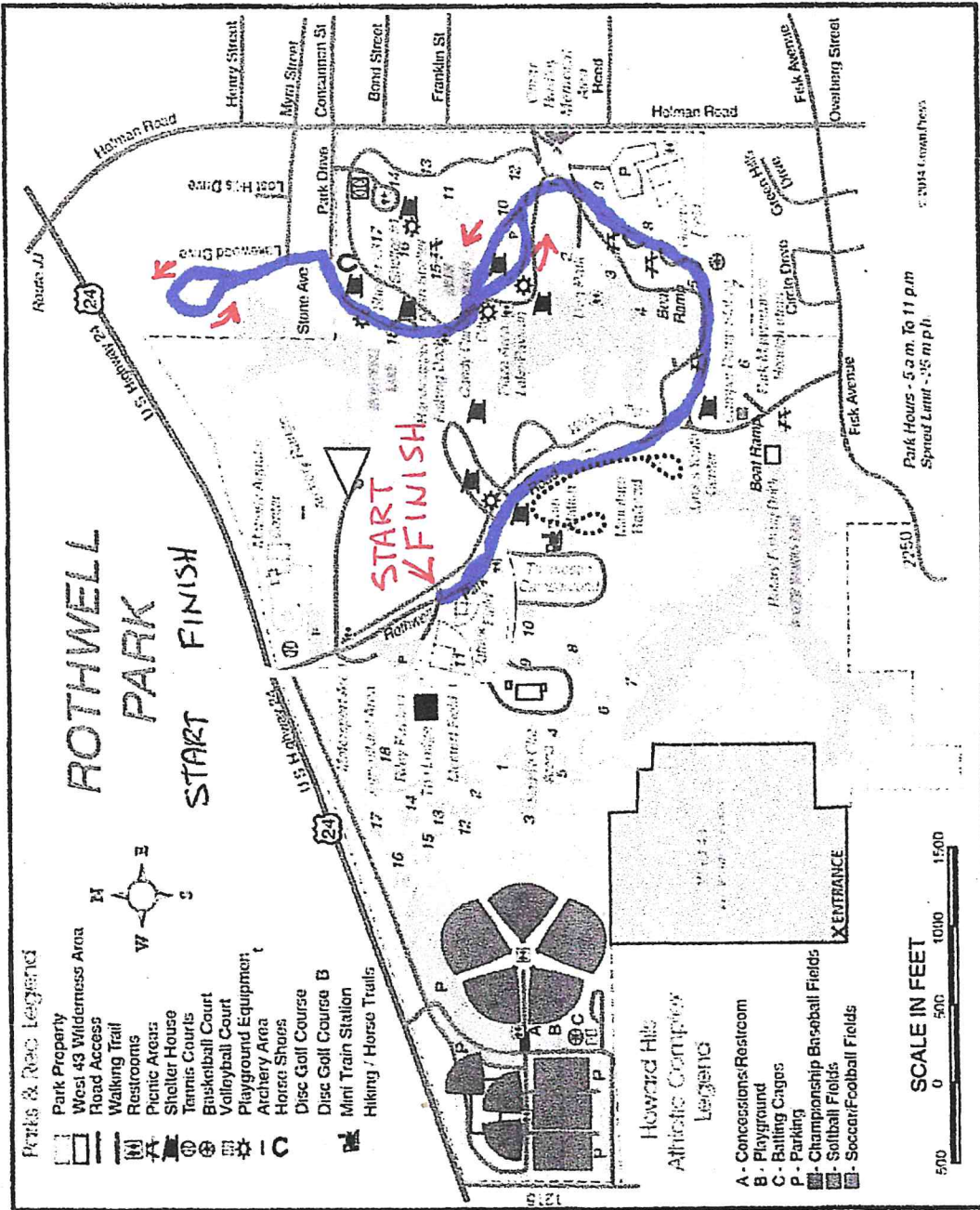
Signature of applicant: Gregory Q. Carroll

Approved: _____ Declined: _____

Authorizing Official: _____ Date: _____

Emergency services assistance to monitor traffic may be provided for a period of time up to one (1) hour after the race begins. For races occurring in Rothwell Park, please contact the Parks and Recreation office to obtain specific guidelines that only apply to races located inside the park.

❖ No permanent paint may be used on roads or trails. Only spray chalk or temporary paint with a life of not more than 30 days may be used.



INDEPENDENCE DAY 5K
 TUESDAY
 JULY 4, 2023

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #8.

Department: Administration

Date: April 3, 2023

Agenda Item: Review of First Amendment to Cooperative Agreement for Joint Central Dispatch.

Summary: This amendment to the 911 services contract will provide an agreement for all users of the services going forward. The proposal is to have the Moberly-Randolph County Joint Communications handle all 911 calls and establish a plan for central dispatching in the future. They plan will be for the county to place on the ballot a question of authorizing a 1/8 cent sales tax for 911 and central dispatching services. If approved by the voters, this service will start in 2027. A funding model exhibit is attached for reference. If the voter approval fails, the Moberly-Randolph County Joint Communications will continue to provide 911 services for all entities, but the RCAD Dispatch Center will continue to do medical call dispatching services.

Recommended

Action Direct staff to bring to the April 17th Council meeting for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:		Roll Call	Aye	Nay
___ Memo	___ Council Minutes	Mayor		
___ Staff Report	___ Proposed Ordinance	M___ S___ Jeffrey	___	___
___ Correspondence	___ Proposed Resolution			
___ Bid Tabulation	___ Attorney's Report	Council Member		
___ P/C Recommendation	___ Petition	M___ S___ Brubaker	___	___
___ P/C Minutes	<input checked="" type="checkbox"/> Contract	M___ S___ Kimmons	___	___
___ Application	___ Budget Amendment	M___ S___ Kyser	___	___
___ Citizen	___ Legal Notice	M___ S___ Lucas	___	___
___ Consultant Report	___ Other _____		Passed	Failed

FIRST AMENDMENT TO COOPERATIVE AGREEMENT FOR JOINT CENTRAL DISPATCH

THIS FIRST AMENDMENT TO COOPERATIVE AGREEMENT FOR JOINT CENTRAL DISPATCH (this “*First Amendment*”) to that certain Cooperative Agreement for Joint Central Dispatch dated as of March 13, 2019 (the “*Original Agreement*”) is made and entered into as of this _____ day of _____, 2023 (the “*Effective Date*”) by and among the **CITY OF MOBERLY, MISSOURI**, a city of the third class and Missouri municipal corporation located in Randolph County and having a principal office at 101 West Reed Street, Moberly, Missouri 65270 (the “*City*”); the **COUNTY OF RANDOLPH**, by and through the Randolph County Commission, a Missouri county of the third class having a principal office at 372 HWY JJ, Huntsville, Missouri 65259 (the “*County*”); and **RANDOLPH COUNTY AMBULANCE DISTRICT**, an ambulance district established and existing pursuant to sections 190.01 through 190.090 of the Revised Statutes of Missouri, as amended, and having a principal office at 1366 US-24, Moberly, Missouri 65270 (the “*RCAD*” and, together with the City and the County, the “*Parties*”).

RECITALS

A. The Parties mutually acknowledge that the cost of providing and maintaining separate emergency dispatch communications staffing is fiscally inefficient and burdensome for those entities providing emergency services in Randolph County (collectively, the “*Service Providers*”) and, recognizing that the City has the capacity and willingness to provide adequate facilities for joint central communications dispatch services for all Services Providers, the City and the County, together with certain individual Service Providers had entered into the Original Agreement whereby the City provides dispatch services for public safety calls for the Randolph County Sheriff’s Department and other Service Providers and the City, and the County contributes funds toward the operations and maintenance of that system.

B. The Parties further mutually acknowledge that even under the terms of the Original Agreement the joint central emergency communications and dispatch system currently operates at a significant deficit and, further, is in need of various technological upgrades and improvements necessary to maintain adequate service, all as outlined in that certain 9-1-1 Call Flow Analysis Report dated April 1, 2021 and prepared by SCG Consulting Services, LLC (the “*911 Report*”); and to address deficiencies identified in the 911 Report and to provide reasonable funds to address the financial and technological needs of the joint central communications dispatch system, the Parties have entered into this First Amendment and wish to commit, subject to applicable voter approval, certain funding sources necessary to upgrade the joint central communications dispatch system and to address operating deficits of the system.

AGREEMENT

NOW, THEREFORE, in consideration of the above premises and the mutual covenants set forth in this Agreement, the City and the County hereby agree as follows:

1. Ratification and Acceptance of Original Agreement; RCAD Added as Party. The Parties and specifically the RCAD hereby ratify, accept, and bind themselves to the terms of the

Original Agreement as amended by this First Amendment with the effect that the RCAD is hereby added as a party to the Original Agreement and hereby agrees to abide by the terms of the Original Agreement as amended by this First Amendment.

2. Section 1 of the Original Agreement Amended. The Original Agreement is hereby amended by deleting therefrom Section 1, “PSAP and Dispatch Services” in its entirety and by substituting therefor the following Section 1:

“1. PSAP and Dispatch Services. The City shall continue during the term of this Agreement: (i) to provide for central emergency dispatch communications for public safety and other emergency calls for the County Sheriff’s Department (collectively the “Dispatch Services”); and (ii) to act as the “public safety answering point” (as that term is used and defined in section 190.400(5) of the Revised Statutes of Missouri, as amended, or applicable successor enactments) (“PSAP”) to provide all PSAP operations including call forwarding for safety and other emergency calls for the County and within unincorporated areas of the County, for all incorporated municipalities located within the County including the City, for the Randolph County Ambulance District, and for the following fire districts located within the county: Higbee Fire Protection District; Southeastern Fire Protection District; Eastern Randolph County Fire District; Northeastern Rural Fire Protection District; and Westran Fire Protection District (collectively, “PSAP Services” and, together with the Dispatch Services, the “9-1-1 Services”).”

The Original Agreement is hereby further amended by deleting therefrom “Exhibit A” as referred to in Section 1 of the Original Agreement in its entirety.

3. Section 2 of Original Agreement Amended. The Original Agreement is hereby amended by deleting therefrom Section 2, “Contributions” in its entirety and by substituting therefor the following Section 2:

“2. Contributions; Further Undertakings of the Parties. For purposes of funding the operations, maintenance, and upgrading of the 9-1-1 Services, the Parties shall make the following contributions and commitments and levy and otherwise agree to the following charges and other terms:

a. The County shall commit, provide for in each annual budget, and remit to the City not less than annually from any legally available source or combination of sources the sums for each year shown as “Randolph County Landlines”, “Randolph County Cell Phones”, and “County User Fee” in **Table A** of **Exhibit 1** that are in place and effective as of the period of such funds, which is attached to and incorporated by reference in this Agreement, for use solely to fund the operations, maintenance, and upgrading of the 9-1-1 Services in accordance with this Agreement as hereby amended.

b. The County further agrees to apply for and utilize any and all amounts received by the County from time to time under the American Rescue Plan Act of 2021, also called the COVID-19 Stimulus Package or American Rescue Plan, Pub.L. 117–2 (“ARPA”), to remit to the City for deposit into the City 911 Funds the sums shown as “ARPA Grant Funds” in **Exhibit 1, Table A** for the years 2022, 2023, 2024, 2025, and

2026, and also to provide additional ARPA funding, up to a total amount of ARPA funding of three million dollars (\$3M) to fund all, or as much as practicable based upon the amount of ARPA funds actually received, of costs for obtaining, purchasing, installing, and providing to the PSAP centralized 9-1-1 dispatch center for use in and serving the needs of the PSAP centralized 9-1-1 dispatch center the radio systems equipment identified in the table attached as **Exhibit 2** and incorporated by reference in this Agreement. An initial list of such equipment was included in the *Public Safety Radio Systems Analysis – Findings and Recommendations* dated June 2022 and prepared by SCG Consulting Services LLC. **Exhibit 2** reflects an update of such list based upon currently available information. The County shall either purchase such radio systems equipment directly for use in the PSAP centralized 9-1-1 dispatch center, or the City or RCAD may request reimbursement from the County for such purchases if the County has approved each purchase in advance. In the event that the County's expenditure of ARPA funds as contemplated in this paragraph reaches three million dollars (\$3M), then the costs for any additional equipment purchases needed will be shared by the parties in proportion to the 9-1-1 Services call volume of each party, provided that this limitation shall not apply if any additional round of ARPA funding is approved by Congress after January 1, 2023.

c. The City shall commit, provide for in each annual budget, and apply not less than annually from any legally available source or combination of sources the sums for each year shown as "City of Moberly Landlines" and "City of Moberly User Fee" in **Exhibit 1, Table A**, for use solely to fund the operations, maintenance, and upgrading of the 9-1-1 Services in accordance with this Agreement as hereby amended; and in addition, the City shall recruit, hire, and employ an additional three and one half full time dispatch positions for service at the PSAP centralized 9-1-1 dispatch center.

d. The RCAD shall commit, provide for in each annual budget, and remit to the City not less than annually from any legally available source or combination of sources the sums for each year shown as "RCAD User Fee" in **Exhibit 1, Table A**, for use solely to fund the operations, maintenance, and upgrading of the 9-1-1 Services in accordance with this Agreement as hereby amended. The RCAD shall pay the 2022 RCAD User Fee promptly upon execution of this Agreement or at such later time as the City may agree in writing.

e. The Parties hereby acknowledge and agree that the sums set forth in **Exhibit 1** reflect and are based upon reasonable estimates of respective 9-1-1 Dispatch call volumes; and

f. In addition to the monetary obligations set forth herein, the City hereby commits to providing a parcel of land adequate to support the construction and maintenance of a new communications tower, and RCAD hereby commits to providing adequate installation locations for transmission repeaters, all to support the 9-1-1 Services. The provisions of this section are not to be allocated against the County financial commitments.

g. The Parties acknowledge that the funding contributions set forth in **Exhibit 1, Table A** contemplate the passage of a new sales tax by the County, from which no less

than 1/8 cent of said tax will be dedicated to funding the 9-1-1 Services beginning approximately in the second half of 2027, with said funding to be remitted to a specific fund to be established for the Moberly Joint Dispatch Center. The County hereby commits to developing a ballot measure that will include such new sales tax, whether independently or as part of larger sales tax measure, and submitting such ballot measure for approval by voters at an election to be held no later than November, 2024.

h. The Parties further acknowledge that in the event the additional sales tax revenue, or some alternative and substantially equivalent source of funding, is not dedicated to support the 9-1-1 Services by 2026, then the Parties will continue to operate two dispatch centers, with parties paying user fees for costs in proportion to the 9-1-1 Services call volume of each party. **Exhibit 1, Table B** shows the current estimated costs for such scenario.

i. In addition to the foregoing contributions and undertakings, the Parties agree to cooperate and undertake the consolidation of current RCAD dispatch operations within the PSAP centralized 9-1-1 dispatch center, with the effect that the PSAP centralized 9-1-1 dispatch center shall serve as the single dispatch center for all 9-1-1 calls within Randolph County. Accordingly, the RCAD shall promptly terminate and close any dispatch center and facilities which have been operated by the RCAD independent of the PSAP centralized 9-1-1 dispatch center and shall cooperate with the City and the County to transfer such equipment and materials from the RCAD dispatch center as may be efficiently used in or in support of the PSAP centralized 9-1-1 dispatch center. The Parties further agree to consider funding under the respective parties' ARPA or other similar available sources to be applied to the costs associated with the foregoing consolidation; *provided that*, in the event ARPA or similar funds actually received, together with other amounts and sources committed pursuant to this Agreement as hereby amended, are insufficient to fund the respective funding commitments of the County and the RCAD, the Parties will consider additional portions of such ARPA or similar funds that may be utilized to pay operations and maintenance expenses of the PSAP centralized 9-1-1 dispatch center in lieu of the purchase of equipment."

4. Section 3 of Original Agreement Amended. The Original Agreement is hereby further amended by deleting therefrom Section 3, "Administration; 9-1-1 Advisory Board" in its entirety and by substituting therefor the following Section 3:

"3. Administration; 9-1-1 Advisory Board; Composition. Operational details for Dispatching Services shall be established by the City and adhered to by the Parties as such parties accept the operational details as presented in advance by the City and to the extent of approved budgets; *provided that* the County or the RCAD may recommend protocols and procedures from time to time through the 9-1-1- Advisory Board established pursuant to this Section 3. As part of the staffing for the 9-1-1 Services, the City shall create the position of and recruit, hire and employ a 9-1-1 Director who shall be an employee of the City who shall oversee and supervise the 9-1-1 Services. The County shall establish by order a 9-1-1 Advisory Board to advise the 9-1-1 Director and the City regarding recommended protocols, procedures, technological upgrades and similar in respect of the

9-1-1 Services from time to time. The 9-1-1 Advisory Board so created shall have the following specific duties: (i) to prepare recommended annual budgets for the use and application of the funds from contributions and service fee charges provided for in Section 2 of this Agreement; (ii) to monitor the allocation of such funds and the provision of 9-1-1 Services in the County; (iii) to coordinate the implementation, upgrading or maintenance of the system, including making of recommendations for equipment specifications and coding systems; (iv) to undertake such studies or investigations and to make such recommendations as may be necessary or desirable for the proper functioning and delivery of the 9-1-1 Services; and (v) to establish amounts for service fee charges for any Public Agency (as that term is defined in Section 190.300 RSMo., as amended) that is a user of PSAP Services other than the City, County, and RCAD, and to revise such amounts from time to time. The 9-1-1 Advisory Board shall consist of seven (7) members consisting of: (i) the County's Presiding Commissioner serving as the County Chief Emergency Management Officer or in an extended absence, a designated current County Commissioner; (ii) One (1) representative appointed by all of fire districts receiving the 9-1-1-Services under this Agreement, selected in any manner the foregoing districts may determine; (iii) One (1) representative of the Randolph County Sheriff's Department; (iv) One (1) representative of the Randolph County Ambulance District; (v) One (1) representative of the Moberly Fire Department; (vi) One (1) representative of the City of Moberly appointed by the City Council; and (vii) the 9-1-1 Director, who shall serve as non-voting ex-officio Chair. The 9-1-1 Advisory Board shall meet at least quarterly. The 9-1-1 Director shall not vote."

5. Section 4 of Original Agreement Amended. The Original Agreement is hereby further amended by deleting therefrom Section 4, "Term, Effect" in its entirety and by substituting therefor the following Section 4:

"4. Term; Effect. The term of this Agreement shall commence on January 1, 2023 (the "Effective Date") and remain in force and effect for a period of Five (5) years following the Effective Date (the "Amended Initial Period") and thereafter shall automatically renew for successive periods of One (1) year each for two (2) years; *provided that* after the expiration of the Amended Initial Period, this Agreement may be terminated by the City, County, or RCAD upon six (6) months prior written notice delivered as provided in Section 5 of this Agreement. This Agreement supersedes any prior agreement for 911 dispatch services between the Parties and any such agreement shall be of no further force and effect except that the Original Agreement as amended exists.

To the extent this Agreement is terminated properly, the City shall compensate the County for equipment that is listed under Item No. A in Exhibit 2 (tower site equipment) that was purchased by the County, based upon the value of such equipment as of the date of termination."

6. Section 6 of Original Agreement Amended. The Original Agreement is hereby further amended by deleting therefrom Section 6, "Indemnification" in its entirety and by substituting therefor the following Section 6:

"6. Indemnification. To the extent permitted by law, the City agrees to indemnify and hold the other Parties, and their respective governing body members, officers, and

employees, harmless from and against any and all suits or claims by persons or entities other than signatories to this Agreement, including cost of reasonable attorneys' fees, resulting from the City's provision of the 9-1-1 Services; *provided that* the indemnification contained in this Section 6 shall not extend to claims resulting in any way from (i) the willful misconduct or negligence of officials, employees and agents or any Party and for which such Party is held to be liable or such officials, employees or agents are held to be individually liable; and (ii) any legal action brought challenging all or any part of this Agreement or the approval thereof by any Party (other than procedural defects which defects may not be subsequently corrected by such Party) or any ordinance or order adopted in connection with this Agreement as hereby amended or the 9-1-1 Services, or any payment of costs under this Agreement. This provision is not intended to waive sovereign immunity and other defenses of each party unless so ordered by a court of competent jurisdiction."

7. **Section 7 of Original Agreement Amended.** The Original Agreement is hereby further amended by deleting therefrom Section 7, "Notices" in its entirety and by substituting therefor the following Section 7:

"7. **Notices.** Whenever notice or other communication is called for in this Agreement to be given or is otherwise given, such notice or other communication shall be in writing and shall be personally delivered or sent by registered or certified mail, return receipt requested, addressed as follows:

If to the City:

City of Moberly
101 West Reed Street - City Hall
Moberly, Missouri 65270
Attn: City Manager

with a copy to:

Cunningham, Vogel & Rost, P.C.
3660 S. Geyer Road, Suite 340
St. Louis, Missouri 63127
Attn: Greg H. Dohrman, Esq.

If to the County

The County of Randolph
County Administration Building
372 HWY JJ
Huntsville, Missouri 65259
Attn: Presiding Commissioner

with a copy to:

Schraeder Law Firm P.C.
4579 Laclede Avenue
Suite 142
St. Louis, Missouri 63108
Attn: Ivan Schraeder, Esq.

If to the RCAD:

Randolph County Ambulance District
1366 US-24
Moberly, Missouri 65270
Attn: Chief Executive Officer

with a copy to:

Attn: _____"

8. **References to Other Parties.** References in the Original Agreement to the “other Party” shall be understood to mean the “other Parties”, “neither Party” shall be understood to mean “no Party”, and “City and the County” shall be understood to mean “the Parties”.

9. **User Agreements.** The City is hereby authorized to enter into agreements with users of all or any portion of the Dispatch Services, with the charges for such services being established by the 9-1-1 Advisory Board as described in Section 3 of this Agreement. The Parties acknowledge that the funding solution reflected in **Exhibit 1** is based on user fees being implemented for such users beginning in 2025.

10. **Ratification of Original Agreement as Amended; Conflicts.** The Original Agreement as modified and amended by this First Amendment is hereby ratified and confirmed by each of the Parties. Except for the specific modifications and amendments contained in this First Amendment, all other terms of the Original Agreement shall remain unchanged, in full force and effect, and binding on each of the Parties; *provided that* in the event of any conflict between the terms of this First Amendment and those of the Original Agreement, the terms of this First Amendment shall govern and the Original Agreement shall be deemed modified to the extent of the conflict.

[Remainder of page left blank intentionally. Signatures of the parties appear on the following page(s).]

IN WITNESS WHEREOF, the Parties have set their hands and seals as of the day and year first written above.

CITY OF MOBERLY

By: _____
Jerry Jeffrey, Mayor

ATTEST:

Shannon Hance, City Clerk

THE COUNTY OF RANDOLPH

By: _____
Presiding Commissioner

ATTEST:

Terri Maddox, County Clerk

**RANDOLPH COUNTY AMBULANCE
DISTRICT**

By: _____
Title:

ATTEST:

Exhibit 1

**Table A: Funding Solution for Central Dispatch,
With Sales Tax Approved**

Revenues	2022 (Actual)	2023 (Budget)	2024 (Est.)	2025	2026	2027	2028	2029	TOTAL
City of Moberly Landlines	67,722.16	72,000	70,000	70,000	70,000	70,000	70,000	70,000	559,722
Randolph County Landlines	4,504.97	10,000	5,000	5,000	5,000	5,000	5,000	5,000	44,505
Randolph County Cell Phones	222,620.90	200,000	214,804	220,000	225,000	230,000	235,000	240,000	1,787,425
City of Moberly User Fee	250,000.00	250,000	250,000	260,000	260,000	260,000	73,000	85,000	1,688,000
RCAD User Fee	71,882.59	68,484	81,118	75,000	75,000	72,500	43,800	51,000	538,785
County User Fee	0.00	0	0	0	0	52,500	29,200	34,000	115,700
Rural FD User Fee	0.00	0	0	5,000	5,000	5,000	5,000	5,000	25,000
County ARPA Funds	47,921.73	45,656	54,078	50,000	50,000	0	0	0	247,656
COUNTY GO 1/8 Cent Sales Tax	0.00	0	0	0	0	250,000	500,000	500,000	1,250,000
Total Revenue	664,652.35	646,140	675,000	685,000	690,000	945,000	961,000	990,000	6,256,792
Total Estimated Expenses	664,652.35	646,140	675,000	685,000	690,000	945,000	961,000	990,000	6,256,792
OVER UNDER REVENUE	0.00	0	0	0	0	0	0	0	0

**Table B: Two Dispatch Option,
NO Sales Tax Approved**

Revenues	2022 (Actual)	2023 (Budget)	2024 (Est.)	2025	2026	2027	2028	2029	TOTAL
City of Moberly Landlines	67,722.16	72,000	70,000	70,000	70,000	70,000	70,000	70,000	559,722
Randolph County Landlines	4,504.97	10,000	5,000	5,000	5,000	5,000	5,000	5,000	44,505
Randolph County Cell Phones	222,620.90	200,000	214,804	220,000	225,000	230,000	235,000	240,000	1,787,425
City of Moberly User Fee	250,000.00	250,000	250,000	260,000	260,000	260,000	260,000	260,000	2,050,000
RCAD User Fee	71,882.59	68,484	81,118	75,000	75,000	76,000	76,000	76,000	599,485
County User Fee	0.00	0	0	0	0	51,000	51,000	51,000	153,000
Rural FD User Fee	0.00	0	0	5,000	5,000	5,000	5,000	5,000	25,000
County ARPA Funds	47,921.73	45,656	54,078	50,000	50,000	0	0	0	247,656
1/8 Cent Sales Tax	0.00	0	0	0	0	0	0	0	0
Total Revenue	664,652.35	646,140	675,000	685,000	690,000	697,000	702,000	707,000	5,466,792
Total Estimated Expenses	664,652.35	646,140	675,000	685,000	690,000	697,000	702,000	707,000	5,466,792
OVER UNDER REVENUE	0.00	0	0	0	0	0	0	0	0

Exhibit 2

Rev: October 14, 2022				
Randolph County Missouri - Public Safety Radio System Project Planning				
Item No	Equipment and Services	MRJCC Dispatch Rural Fire Analog	MRJCC Dispatch Rural Fire P25 Digital	Actual
A	Tower Site in Moberly: 250-ft Self Supporting Tower	\$ 550,000	\$ 550,000	
B1	VHF P25 Repeater System - Moberly Police Dept.	\$ 45,000	\$ 45,000	
B2	VHF P25 Mobile and Portable Radios for Moberly Police Dept. (based on recent proposal)	\$ 92,160	\$ 92,160	
B3	VHF P25 Repeater System - Moberly Fire Dept.	\$ 40,000	\$ 40,000	
B4	VHF P25 Mobile and Portable Radios for Moberly Fire Dept. (est, based on recent proposals)	\$ 111,360	\$ 111,360	
B5	MRJCC Add 3rd Moto MCC7500 Dispatch Console	\$ 110,000	\$ 110,000	\$ 85,000
B6	MRJCC New 3-Pos Dispatch Workstation Furniture	\$ 105,000	\$ 105,000	
B7	MRJCC CAD/EMS Software Interface	\$ 40,000	\$ 40,000	
B8	MRJCC/Moberly Contingency & Proj. Mgmt	\$ 44,000	\$ 44,000	
C	MOSWIN P25 Mobile and Portable Radios for Randolph County Sheriff's Office (costs based on recent proposal from Motorola/Wireless USA)	\$ 554,968	\$ 554,968	
D1	VHF P25 6-Site VHF Simulcast Repeater System for RCAD and Rural Fire Operations	\$ 450,000	\$ 450,000	
D2	VHF Mobile, Portable and Pager Radios for Randolph County Rural Fire Agencies (refer to Report; does not include radios for RCAD)	\$ 433,300	\$ 641,200	
E1	VHF Repeater for RCAD (Analog or P25)	\$ 15,000	\$ 50,000	
E2	VHF P25 Mobile, Portable Pager Radios for RCAD Dept.	\$ 94,000	\$ 94,000	
E3	New MCC7500 Dispatch Consoles for RCAD			
F	New VHF P25 Mobile & Portable Radios Huntsville PD	\$ 39,147	\$ 39,147	
G	Project Contingency	\$ 75,000	\$ 75,000	
H	FCC Licensing Fees	\$ 10,000	\$ 10,000	
I	Project Management (included in each total above)			
J	Radio User Training Services	\$ 15,000	\$ 15,000	
	Total - System/Project Costs	\$ 2,823,935	\$ 3,066,835	\$ 85,000

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #9.

Department: Parks & Recreation

Date: April 3, 2023

Agenda Item: Athletic Complex Path Replacement

Summary: Attached is the change order for path replacement at the athletic complex. As part of MACC's scope, the portion damaged during construction to the one asphalt path will be replaced as it was part of the specified scope. Approximately 30% of the asphalt path was damaged. The remainder north to the parking lot is old and has some general deterioration.

As long as Bleigh is on site and replacing part of it with concrete (they do concrete in-house, not asphalt, so it is quicker and cheaper for them), we would like to have them replace the remainder of the deteriorated portion that was not damaged during construction to have it all uniform and in solid condition for the next generation as they work their way out of the complex. This will ensure the integrity of existing infrastructure in that area.

The Athletic Complex capital improvement budget is over budget due to the bid for the MACC project coming in higher than their original engineering estimates. That overage (approximately \$200,000) will be offset by an equal overage on revenue for the original project scope and base bid.

This change order is beyond budget and has no offset so we will take the hit in our fund balance. But it is a necessary infrastructure replacement project while Bleigh is on site and will literally have their equipment working over the same area. See attached photo.

Recommended

Action: Move forward to the April 17, 2023 Council meeting.

Fund Name: Athletic Complex > Capital Improvement Plan

Account Number: 115.048.5502

Available Budget \$: See above.

ATTACHMENTS:		Roll Call	Aye	Nay
___ Memo	___ Council Minutes	Mayor		
___ Staff Report	___ Proposed Ordinance	M___ S___ Jeffrey	___	___
___ Correspondence	___ Proposed Resolution			
___ Bid Tabulation	___ Attorney's Report	Council Member		
___ P/C Recommendation	___ Petition	M___ S___ Brubaker	___	___
___ P/C Minutes	___ Contract	M___ S___ Kimmons	___	___
___ Application	___ Budget Amendment	M___ S___ Kyser	___	___
___ Citizen	___ Legal Notice	M___ S___ Lucas	___	___
___ Consultant Report	<u>X</u> <u>Other: Agreement Amendment</u>		Passed	Failed

March 30, 2023

Troy Bock
City of Moberly
101 W Reed St
Moberly, MO 65270

RE: Howard Hills Asphalt Drive Replacement

Bleigh Construction proposes to furnish material, equipment, and perform all labor necessary to replace 208 lineal feet of 11-foot-wide asphalt pavement with concrete pavement at the Howard Hills Sports Complex. The following items are included in this proposal:

- Removal of the existing asphalt pavement.
- Disposal of the asphalt pavement at a location on the Howard Hills Sports Complex property.
- 1" to 2" of subgrade rock base repair as needed.
- Form and pour a similar width 6" concrete pavement. Concrete will be non-reinforced PCCP pavement mix. Broom finish.
- Saw concrete control joints in the 11' width direction not greater than 15' apart. Joints were not figure to be filled.
- Rebar dowels will be used to pin all construction joints.
- Backfill access drive with topsoil. Seed, fertilize, and straw mats included.

Bleigh Construction proposes to execute this portion of the project for the lump sum price of \$15,833.00 (Fifteen Thousand Eight Hundred Thirty-Three Dollars)

Alternate 1

As an alternate deduct 5" non-reinforced PCCP pavement mix will be poured in lieu of 6" thick concrete pavement. Deduct \$1,286.00

All work was figured to be performed during normal business hours. If you have any questions or need further information, please give me a call. Thank you for the opportunity to provide pricing for this project. This proposal is valid for 7 days.

Sincerely,

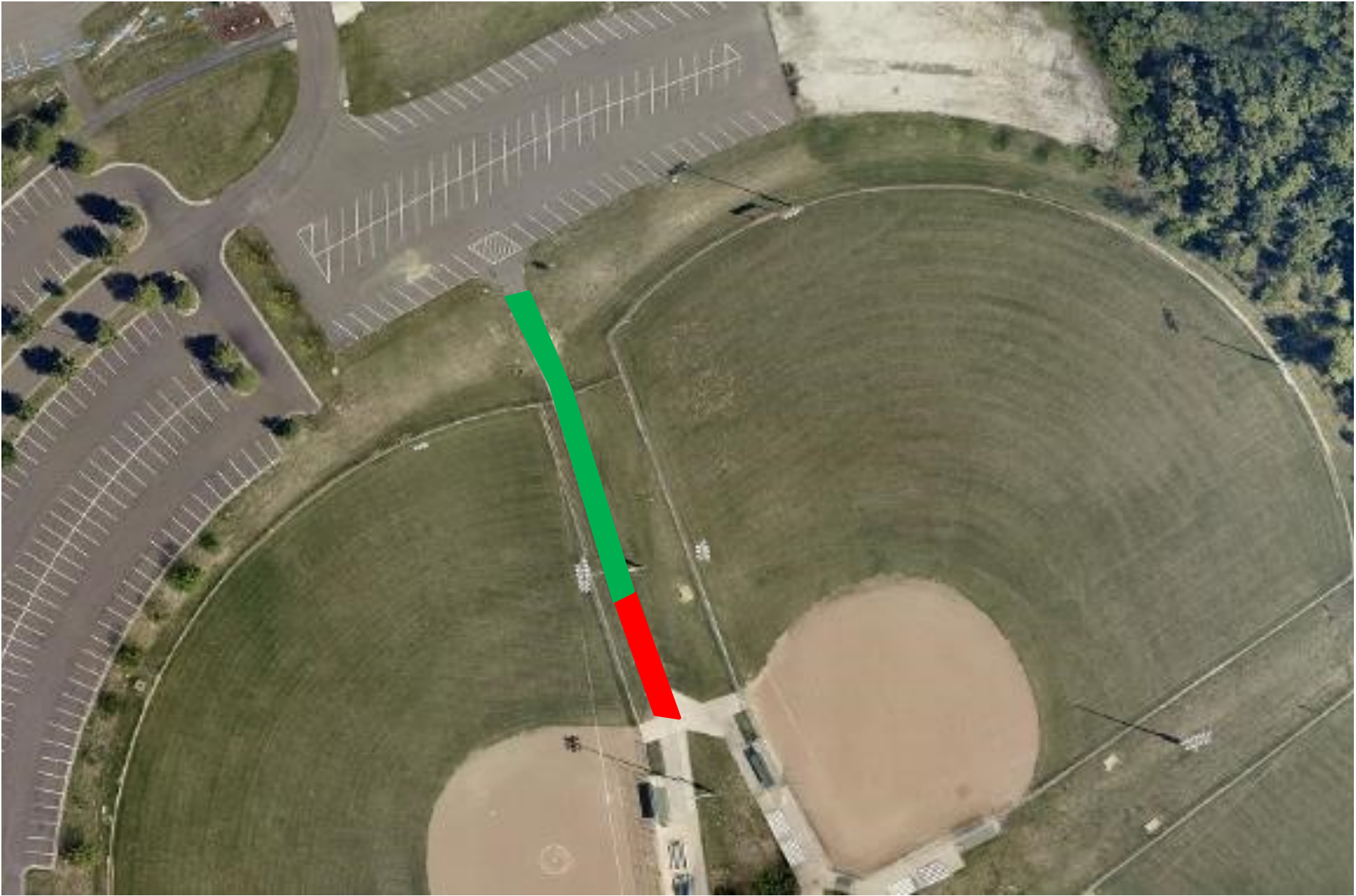


Nathan Keppner
Bleigh Construction Company

etc.
B.C.
3-31-23

PO BOX 957 Hannibal, MO 63401 • 573-221-2247 • bleighconstruction.com







Bleigh Construction Company
PO BOX 957
Hannibal, Missouri 63401
Phone: (573) 221-2247
Fax: 573 221-4331

Project: 22013 - Howard Hills New Dugout and Batting Cages
101 West Reed Street
Moberly, Missouri 65270

Prime Contract Change Order #002: Access Drive Replacement

TO:	City of Moberly 101 West Reed Street Moberly, Missouri 65270	FROM:	Bleigh Construction Company PO BOX 957 Hannibal, Missouri 63401
DATE CREATED:	4/03/2023	CREATED BY:	Nathan Keppner (Bleigh Construction Company)
CONTRACT STATUS:	Approved	REVISION:	0
DESIGNATED REVIEWER:		REVIEWED BY:	
DUE DATE:		REVIEW DATE:	04/03/2023
INVOICED DATE:		PAID DATE:	
SCHEDULE IMPACT:		EXECUTED:	No
REVISED SUBSTANTIAL COMPLETION DATE:		SIGNED CHANGE ORDER RECEIVED DATE:	
CONTRACT FOR:	1:City Manager	TOTAL AMOUNT:	\$15,833.00

DESCRIPTION:

CE #004 - Access Drive Replacement

Replacement of the existing asphalt drive with 6" of concrete pavement. Approximately 260 lineal feet of the 11' wide existing drive will be removed and disposed of on site. 1" to 2" of subgrade rock base repair will be added as needed. An 11' wide x 260' long x 6" thick non-reinforced PCCP pavement drive will be poured with a broom finish. Control joints will be cut in the 11' direction not greater than 15' apart. Joints will not be filled. Rebar dowels will be used to pin all construction joints. The new access drive will be backfilled with topsoil, seeded, fertilized, and straw mats installed.

ATTACHMENTS:

[Moberly Howard Hills Road Replacement.pdf](#)

POTENTIAL CHANGE ORDERS IN THIS CHANGE ORDER:

PCO #	Title	Schedule Impact	Amount
002	CE #004 - Access Drive Replacement		\$15,833.00
Total:			\$15,833.00

CHANGE ORDER LINE ITEMS:

PCO # 002: CE #004 - Access Drive Replacement

#	Budget Code	Description	Amount
1	55-206.S 6" PCCP .Commitment	Access Road Replacement	\$15,833.00
Grand Total:			\$15,833.00

The original (Contract Sum)	\$493,000.00
Net change by previously authorized Change Orders	\$19,384.00
The contract sum prior to this Change Order was	\$512,384.00
The contract sum will be increased by this Change Order in the amount of	\$15,833.00
The new contract sum including this Change Order will be	\$528,217.00
The contract time will not be changed by this Change Order.	



PCCO # WS #9.

City of Moberly
101 West Reed Street
Moberly, Missouri 65270

Bleigh Construction Company
PO BOX 957
Hannibal, Missouri 63401

SIGNATURE DATE

Bleigh Construction Company

SIGNATURE DATE

63

Page 2 of 2

SIGNATURE DATE

Printed On: 4/3/2023 09:06 AM

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #10.

Department: Comm. Dev.

Date: April 3, 2023

Agenda Item: A Request For Right-Of-Way Agreement From Orscheln Properties For O'Keefe Building.

Summary: The plan review committee met to discuss the request by Orscheln Properties for installing a new stairway along 101 W Coates Street in a portion of the Right-of-Way. They have presented a scaled drawing that is attached to this report for review. The intention of the access point is to create separate individual access that is not shared with a prospective client on that first floor.

Recommended Action: Bring forward to the regular City Council meeting on April 17, 2023 for final approval.

Fund Name: N/A

Account Number: N/A

Available Budget \$: N/A

ATTACHMENTS:

<input type="checkbox"/> Memo	<input type="checkbox"/> Council Minutes
<input checked="" type="checkbox"/> Staff Report	<input type="checkbox"/> Proposed Ordinance
<input type="checkbox"/> Correspondence	<input type="checkbox"/> Proposed Resolution
<input type="checkbox"/> Bid Tabulation	<input type="checkbox"/> Attorney's Report
<input type="checkbox"/> P/C Recommendation	<input type="checkbox"/> Petition
<input type="checkbox"/> P/C Minutes	<input type="checkbox"/> Contract
<input type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input type="checkbox"/> Other _____

Roll Call

Aye

Nay

Mayor

M___ S___ Jeffrey

Council Member

M___ S___ Brubaker

M___ S___ Kimmons

M___ S___ Kyser

M___ S___ Lucas

Passed Failed

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1313 Riley Industrial Dr.
PO Box 676
Moberly, MO 65270
Ph 660/269-3474
Fx 660/263-4853
www.orschelnproperties.com



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ISSUE		
ID	DESCRIPTION	DATE
1	ISSUED DATE	02/27/23

PROJECT

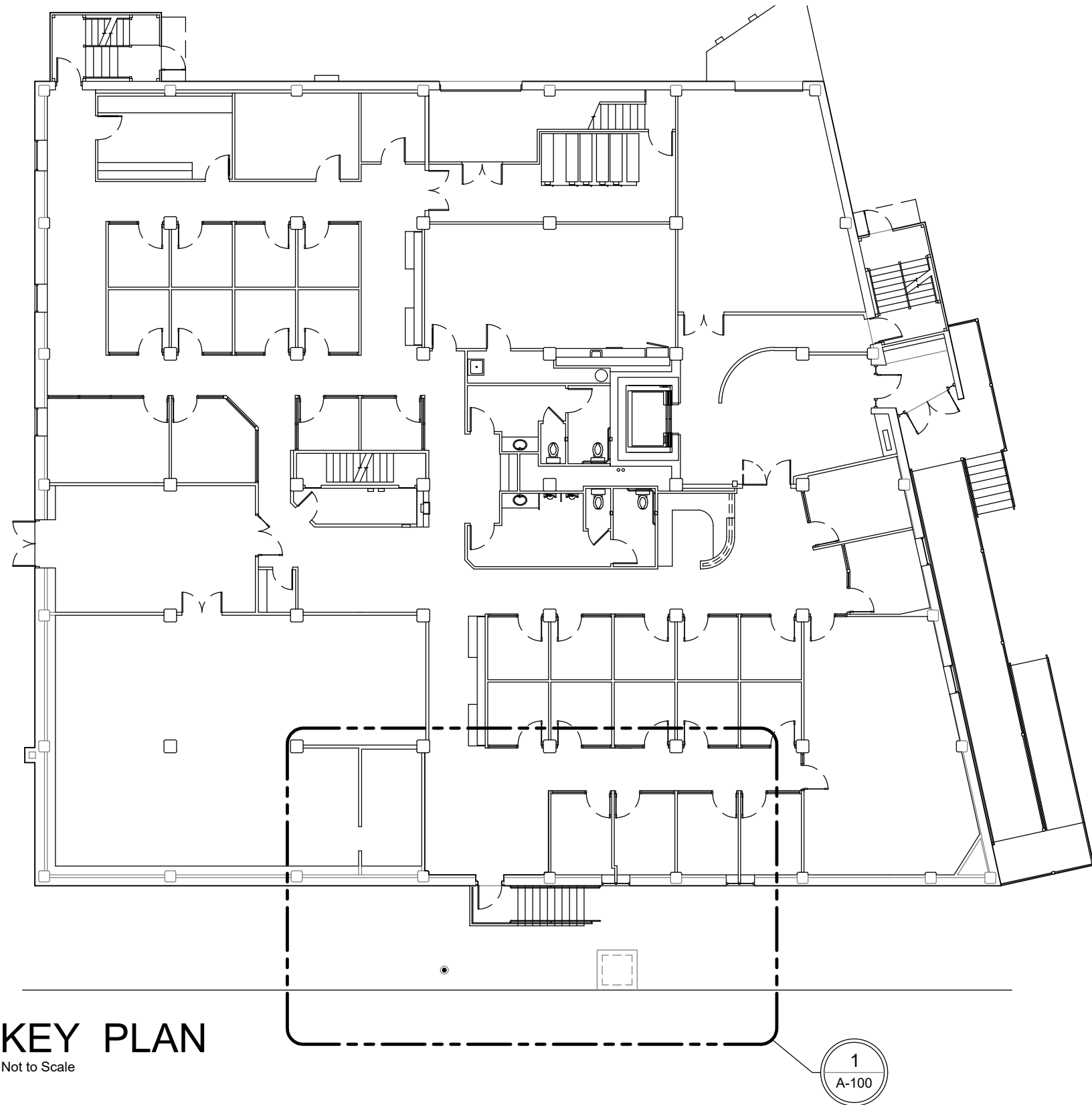
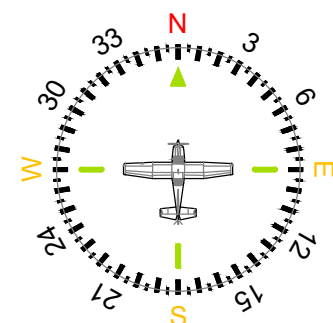
Proposed South Entrance Plan for:
ORSCHELN PROPERTIES
THE O'KEEFE BUILDING
101 West Coates Street
Moberly, Randolph County, Missouri 65270

PROJECT NO.
23-009

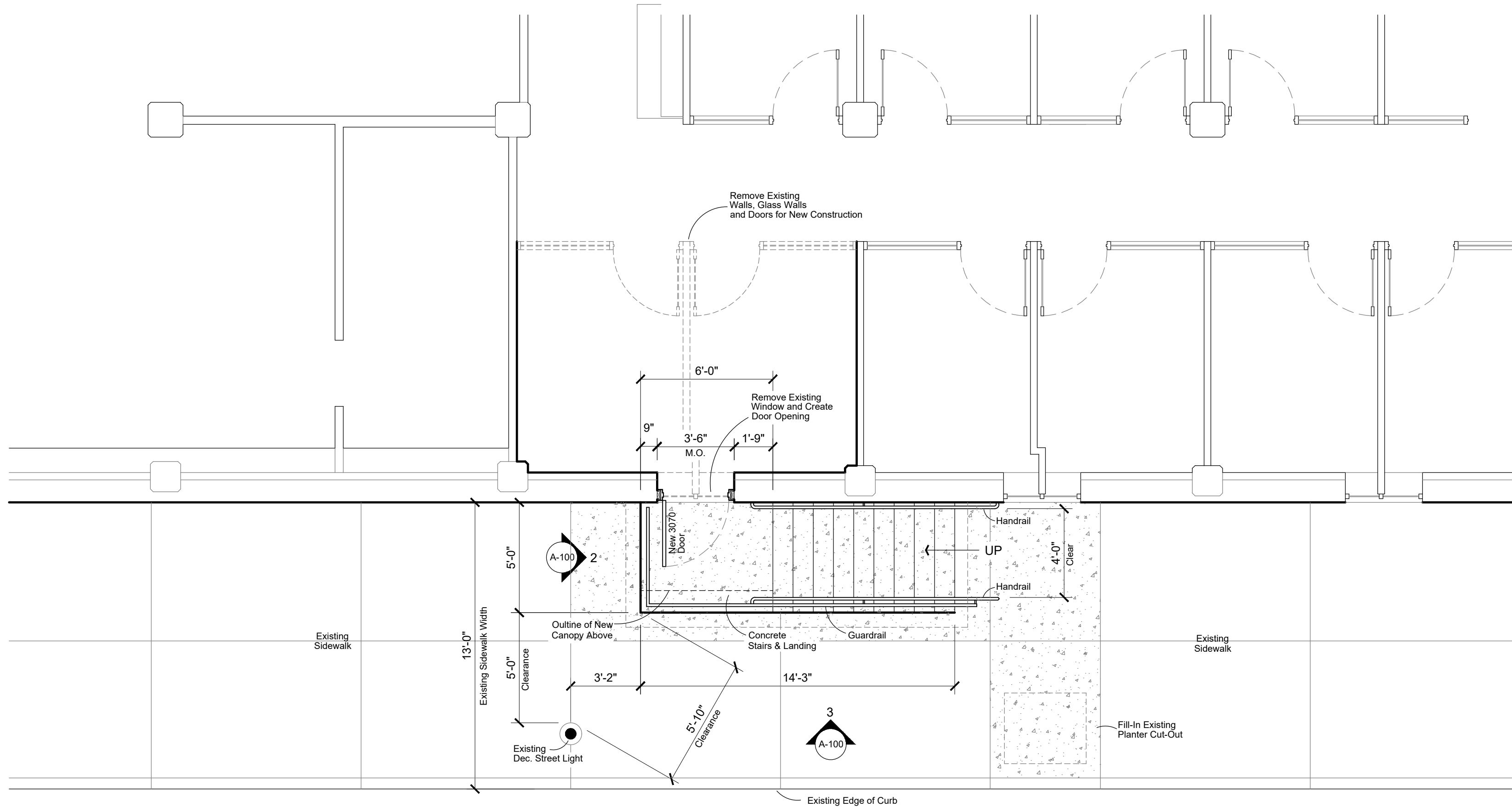
SHEET TITLE
CONCEPTUAL PLAN

SHEET NUMBER

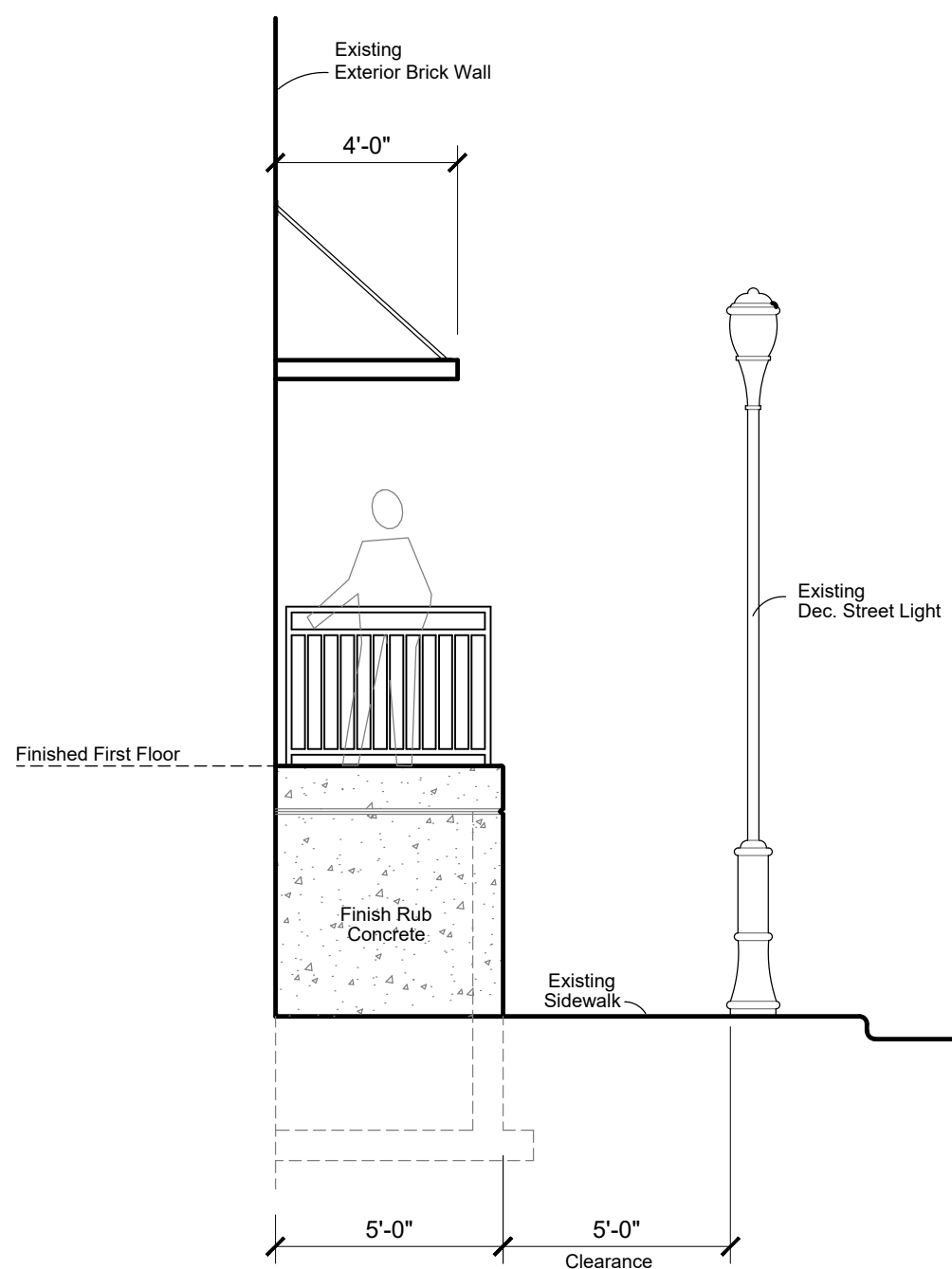
A-100



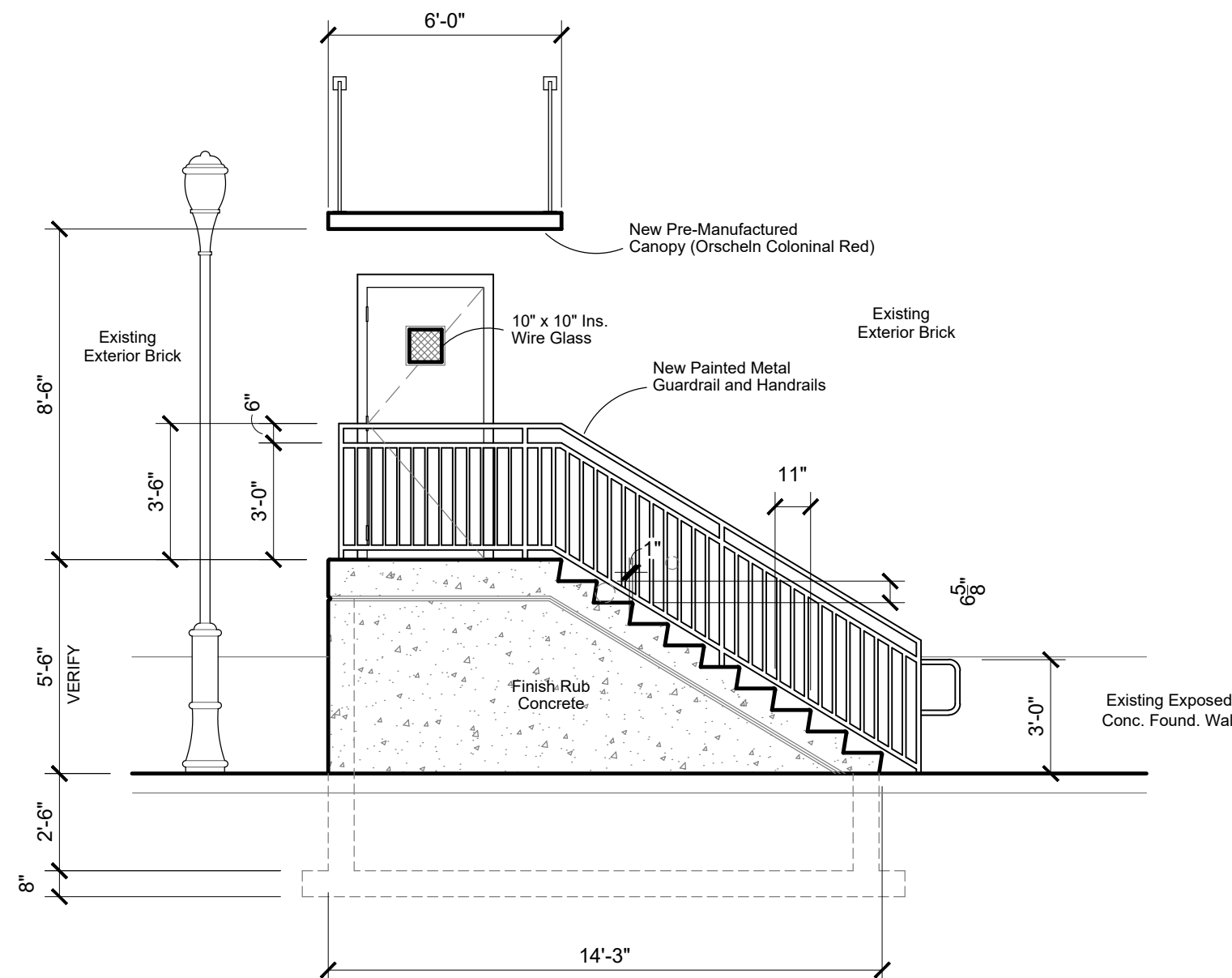
RENDERING
Not to SCALE



**Coates Street
PLAN VIEW**
SCALE 1/4" = 1'-0"



WEST ELEVATION
SCALE 1/4" = 1'-0"



SOUTH ELEVATION
SCALE 1/4" = 1'-0"

City of *Moberly!*

Memorandum

To: City Council, Brian Crane, Tom Sanders

From: Aaron Decker

Subject: Orschlen Properties request for exterior stairway at O'Keefe building

Date: April 3, 2023

The plan review committee met to discuss the request by Orscheln Properties for installing a new stairway along 101 W Coates Street in a portion of the Right-of-Way. They have presented a scaled drawing that is attached to this report for review. The intention of the access point is to create separate individual access that is not shared with a prospective client on that first floor.

The concerns that were brought up during the plan review included the following items:

1. The stairway would be placed in the Right-of-Way as a structure that would need maintenance during the weather seasons. Who would this fall upon?
2. The stairway would narrow the right of way through that 14' space from the existing 10' sidewalk to a 5' sidewalk.
3. The stairway is an addition to a building in the historic district and a notable historical property. Design would need to match the historical features of the building.
4. There is a light pole in the vicinity that would narrow the sidewalk significantly and prohibit the maintenance of the sidewalks during a snowfall.

The response from the applicant is included here when asked for more information as to the necessity of the entrance along W Coates St.

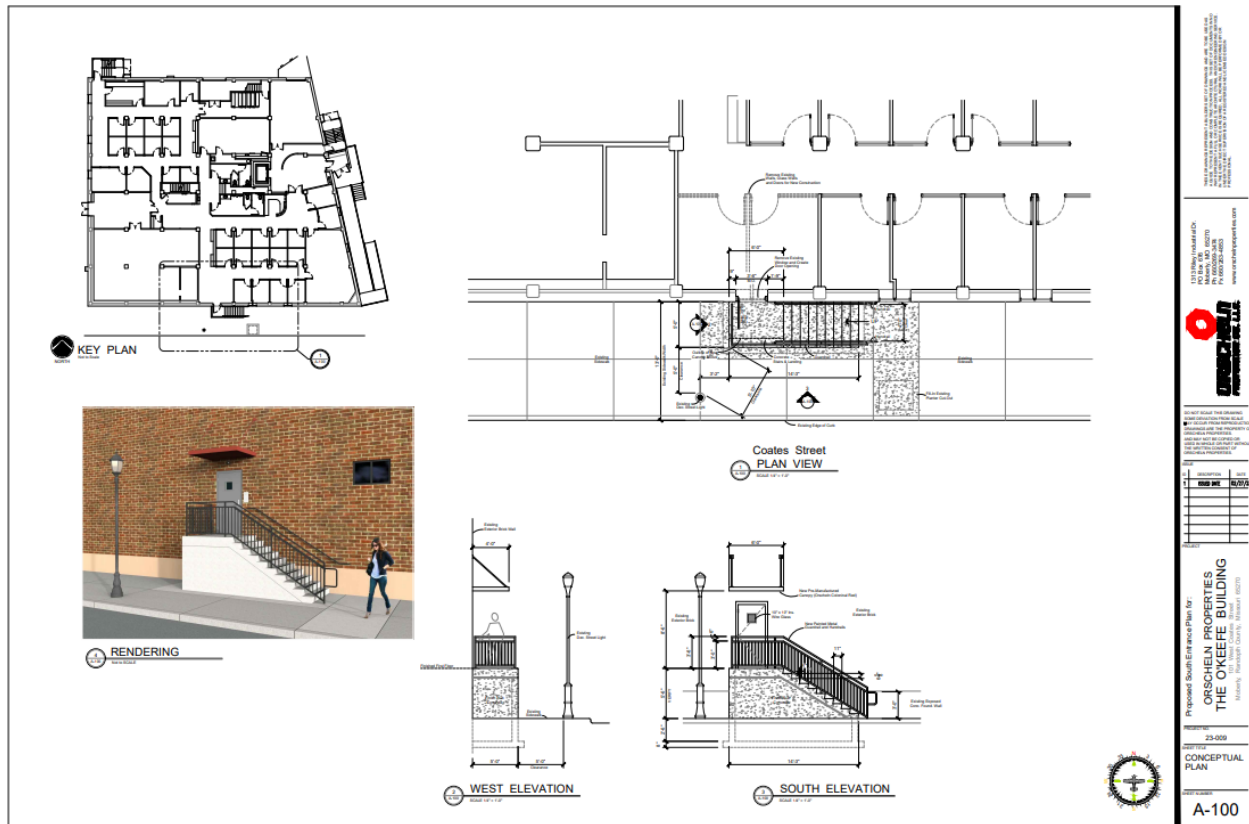
"We're looking to sub-lease some of our first-floor office space. This entrance would allow those sub lease tenants to gain access to their space without having to go through our existing office space. If and when ADA access is required, then arrangements will be made to enter the building from the existing east entrance and gain access through our office space. It is not anticipated that this entrance will be used that much.....mainly for an after-hours security entrance more than anything. Let me know when it goes before the Council, and I will be glad to attend to answer any questions.

If it is going to be problem....Can we move the street light.....? I cannot move the location of this new entrance."

Thanks,

Submitted by Aaron Decker

City of Moberly
 101 West Reed Street Moberly, MO 65270
 Phone (660) 263-4420 fax (660) 269-8171



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