

A G E N D A
WORK SESSION MEETING
City of Moberly
May 02, 2022
6:00 PM

Requests, Ordinances, and Miscellaneous

1. Appointments To The Park Board.
2. Notice Of Public Hearing For The 2022-2023 Tax Levy.
3. A Discussion Regarding A Purchase From Schulte Supply, Inc. For The Purchase Of Water Meters For Contracted Testing And Authorizing The City Manager To Make The Purchase.
4. Receipt Of Bids For A Mower For Public Utilities.
5. Receipt Of Bids For The Sidewalk/Driveway Approach And Curb Replacement Program.
6. An Application For A Re-Zoning Requested By The City Of Moberly For 402 N 5th St. From A B-3 (General Commercial District) To A R-3 (Multifamily Dwelling District).
7. An Application For A Re-Zoning Requested By The City Of Moberly For The Odd Numbers Of Johnson St. Between 501 Johnson St. And 525 Johnson St. From A B-3 (General Commercial District) To A R-2 (Two-Family Residential District).
8. An Application For A Re-Zoning Requested By The City Of Moberly For 410, 412, 413, 419 And Parcel Numbers 10-1.0-01.0-2.0-002-028.000, And 10-1.0-01.0-2.0-002-047.000 Of N. 5 St. From A B-2H (Central Business District/Historic) To A R-3 (Multifamily Dwelling District).
9. An Application For A Re-Zoning Requested By The City Of Moberly For The Odd Numbers Of West End Pl. Between 501 West End Pl. And 535 West End Pl., 406 And 408 Johnson St And 514, 516, And 520 Franklin St. From A B-2H (Central Business District/Historic) To A R-3 (Multifamily Dwelling District).
10. An Application For A Re-Zoning Requested By The City Of Moberly For 410 Johnson St. And 500 Franklin St. From An R-2 (Two-Family Residential District) To A R-3 (Multifamily Dwelling District).
11. Receipt Of Bids For The 2022 Street Improvement (Milling and Overlay).
12. A Discussion Concerning A Mowing And Hold Harmless Agreement Between The City Of Moberly, Missouri And Gary Seidel For Mowing The City Lake Property.
13. A Discussion Regarding A Purchase Of A Replacement Pump For Public Utilities From Smith & Loveless And Authorizing The City Manager To Make The Purchase.
14. A Discussion Regarding Downtown Sewer Rehab Project Change Order And Increase In Contract Costs.

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #1.

Department: Parks

Date: May 2, 2022

Agenda Item: Park Board Appointments

Summary: Three Park Board positions are up as occurs annually. The three current members – Don Burton, Russ Kennison, and Rachael Grimes – are all seeking reappointment.

Recommended

Action: Move appointments forward to the May 16, 2022 meeting.

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



Board/Commission Application Form

Individuals serving on boards or commissions play an important role in advising the City Council on matters of interest to our community and its future. For the most part, Board and Commission members must be residents of City of Moberly. When a vacancy occurs, an announcement of that vacancy will be posted. The City Council will review all applications. The appointment will be made at a formal City Council meeting. Appointees serve as unpaid volunteers.

This application is a public document and as such it or the information it contains may be reproduced and distributed. This application will remain active for two years and you will automatically be considered for any vacancy occurring during that time.

Name of Board or Commission: Park Board Date: 3/24/2022
 Your Name: Don Burton Street Address: 8225 47th MOBERLY MO.
 Phone number(s): (evening) 660-651-3820 (day) 660-651-3820
 Email: donb@21mckown.com

Do you live within the corporate limits of City of Moberly? Yes/No

How long have you been a resident of City of Moberly? _____

Occupation: REAL ESTATE SALES OUTSIDE Employer: C.21 MCKOWN OUTS. DRIVER

Optional Questions (use back of application if necessary)

What experience and/or skills do you have that might especially qualify you to serve on this board or commission?

PREVIOUSLY SERVED ON THE PARK BOARD, SEC. OF THE MOBERLY BUILDING CORP, SERVED ON THE INDUSTRIAL DEVELOPMENT BOARD, WE SUCCESSFULLY HAVE PAID THE 10 YRS TOTAL 30 1/2 SALES TAX FOR THE DEVELOPMENT OF DON MARCS MAYOR OF MOBERLY SERVED ON PLANNING AND ZONING

What particular contributions do you feel you can make to this board or commission?

THE VISION TO KEEP ROTHWELL PARK GROWING AND TO PROVIDE A QUALITY ENVIRONMENT FOR THE AREA

I will attend meetings in accordance with the adopted policies of City of Moberly, Missouri. If at any time my business or professional interests conflict with the interests of the Commission, I will not participate in such deliberations. References may be secured from the following individuals:

1. TROY BOCK Phone: 660-898-0139
2. COLE DAVIS Phone: 660-651-3317
3. _____ Phone: _____

Don Burton
 Signature of Applicant

*Additional Information may be attached to this form.

Return to: City of Moberly, 101 West Reed Street, Mo 3, MO 65270

Board/Commission Application Form

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Name of Board or Commission: PARKS & RECREATION Date: 3-24-2012

Your Name: RUSSELL KENNISON Street Address: 1408 HARVEST LANE

Phone number(s): (evening) 660-651-2690 (day) _____

Email: RSKENNISON@CHARTER.NET

Do you live within the corporate limits of City of Moberly? Yes / No

How long have you been a resident of City of Moberly? 24 YEARS

Occupation: RETIRED Employer: _____

Optional Questions (use back of application if necessary)

What experience and/or skills do you have that might especially qualify you to serve on this board or commission?

SERVE ON SEVERAL COMMUNITY SERVICE BOARDS. FAMILIAR WITH MOST
HR ISSUES, PERSONNEL, FINANCIAL AND BUDGET MATTERS.

What particular contributions do you feel you can make to this board or commission?

WORK IN AN ADVISORY CAPACITY WITH COMMITMENT, COMPASSION,
AND RESPECTFUL MANNER.

I will attend meetings in accordance with the adopted policies of City of Moberly, Missouri. If at any time my business or professional interests conflict with the interests of the Commission, I will not participate in such deliberations. References may be secured from the following individuals:

1. DON BURTON Phone: _____
2. DAWN PERKINS; SHARI PRETZ Phone: _____
3. MIKE BARNER Phone: _____

Russell R. Kennison II
Signature of Applicant

*Additional Information may be attached to this form.

Return to: City of Moberly, 101 West Reed Street, Mo 4, MO 65270

City of

Moberly!

Board/Commission Application Form

Individuals serving on boards or commissions play an important role in advising the City Council on matters of interest to our community and its future. For the most part, Board and Commission members must be residents of City of Moberly. When a vacancy occurs, an announcement of that vacancy will be posted. The City Council will review all applications. The appointment will be made at a formal City Council meeting. Appointees serve as unpaid volunteers.

This application is a public document and as such it or the information it contains may be reproduced and distributed. This application will remain active for two years and you will automatically be considered for any vacancy occurring during that time.

Name of Board or Commission: Park Board Date: 4/25/2022
 Your Name: Rachael Grime Street Address: 718 WESCOTT LANE
 Phone number(s): (evening) 660-998-3896 (day) 660-263-4426 ext 3
 Email: rachie2004@yahoo.com OR director@little-dixie.lib.mo.us
 Do you live within the corporate limits of City of Moberly? Yes / No 4-5 years
 How long have you been a resident of City of Moberly? 4-5 years
 Occupation: Librarian Employer: Little Dixie Regional Libraries

Optional Questions (use back of application if necessary)

What experience and/or skills do you have that might especially qualify you to serve on this board or commission?

- Librarian / programmer / Director of public library
- handle WEL finances
- write multiple grants every year

What particular contributions do you feel you can make to this board or commission?

Current board member, programming experience, our businesses
have worked together in past, Kiwanis member

I will attend meetings in accordance with the adopted policies of City of Moberly, Missouri. If at any time my business or professional interests conflict with the interests of the Commission, I will not participate in such deliberations. References may be secured from the following individuals:

1. Troy Back Phone: 660-998-0139
2. Linden Vanbuddingham Phone: 573-721-2277
3. Gary Bush Phone: 660-277-4991

Rachael Grime
 Signature of Applicant

*Additional Information may be attached to this form.

Return to: City of Moberly, 101 West Reed Street, Moberly, MO 65270

City of Moberly

City Council Agenda Summary

Agenda Number: WS
Department: City Clerk
Date: May 2, 2022

Agenda Item: Public Hearing

Summary: 2022 Proposed Property Tax Rates

Recommended

Action: Hold the Public Hearing on 5-16-2022.

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 checked="" 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 _____

Role Call

Aye

Nay

Mayor

M___ S___ **Jeffrey** ___ ___

Council Member

M___ S___ **Brubaker** ___ ___

M___ S___ **Kimmons** ___ ___

M___ S___ **Kyser** ___ ___

M___ S___ **Lucas** ___ ___

Passed Failed

Notice of Public Hearing

A Public Hearing will be held at 6:00 p.m. May 16, 2022, in the City Council Chambers at City Hall, 101 West Reed Street at which time citizens may be heard on the property tax rates proposed to be set by the City of Moberly, a political subdivision. The tax rate shall be set to produce the revenue which the budget for Fiscal Year 2022-2023 shows to be required from the property tax.

Each tax rate is determined by dividing the amount of revenue required by the current assessed valuation. The result is multiplied by 100 so the tax rate will be expressed in cents per \$100 valuation.

<u>ASSESSED VALUATION</u>	<u>2021</u>	<u>Est. 2022</u>
Real Estate	116,794,440.00	118,399,650.00
Personal	42,303,956.00	41,182,554.00
	<u>159,098,396.00</u>	<u>159,582,204.00</u>
<u>STATE ASSESSED</u>		
Real Estate	6,382,731.00	7,082,244.00
Personal	1,128,972.00	1,230,535.00
	<u>7,511,703.00</u>	<u>8,312,779.00</u>
TOTAL ASSESSED	166,610,099.00	167,894,983.00
	Amount of Property Tax Revenue Budgeted for 2022	Proposed Tax Rate (Per \$100.00) for 2022
<u>FUNDS</u>		
General Fund	1,146,749.66	0.7283
Parks and Recreation	532,200.17	0.338
	<u>1,678,949.83</u>	<u>1.0663</u>

These rates are based on the last assessed valuations made available by the Randolph County Assessor.

Moberly City Council
Shannon Hance
City Clerk

Publish April 9, 2022
Affidavit Needed

City of Moberly

City Council Agenda Summary

Agenda Number: WS #3.
 Department: Public Utilities
 Date: May 2, 2022

Agenda Item: A Discussion Regarding A Purchase From Schulte Supply, Inc. For The Purchase Of Water Meters For Contracted Testing And Authorizing The City Manager To Make The Purchase.

Summary: The Moberly water utility has an ongoing contract with Energy Solutions Professionals, LLC (ESP.) This contract requires the annual, for 5 years, testing of a sample of water meters to document accuracy and verify correct operation. In order to perform this testing, each of the sampled meters will be removed from service and bench tested for proper operation, necessitating the replacement with new meters. Once each meter is tested, it will then become meter spare inventory, or if failing testing, be replaced under warranty and be available for the following year's testing event. Purchase price, delivered for this equipment is \$149,849.60.

Recommended Action: Direct staff to develop a resolution for approval at the next regular council meeting.

Fund Name: Meter Maintenance

Account Number: 301.112.5312

Available Budget \$: \$6715.30, remaining from capital reserve fund

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 checked="" type="checkbox"/> Other <u>Quotation</u>

Roll Call Aye Nay

Mayor			
M___	S___ Jeffrey	___	___
Council Member			
M___	S___ Brubaker	___	___
M___	S___ Kimmons	___	___
M___	S___ Davis	___	___
M___	S___ Kyser	___	___
		Passed	Failed

Schulte Supply, Inc.
150 Neptune Ct
SAINT PETERS MO 63376
636-387-5353 Fax 636-387-5383

Quotation

WS #3.

QUOTE DATE	QUOTE NUMBER
04/05/22	S1184451
ORDER TO: Schulte Supply, Inc. 150 Neptune Ct SAINT PETERS MO 63376 636-387-5353 Fax 636-387-5383	PAGE NO. 1

QUOTE TO: 660-263-4420 Fax 660-263-3908
 City of Moberly, MO
 101 West Reed St.
 Moberly, MO 65270

SHIP TO:
 City of Moberly, MO
 Lynnzie Trustee
 1500 Huntsville RD.
 Moberly, MO 65270

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON		
14436	Mach 10 Meters		Rich Graczyk		
WRITER	SHIP VIA	TERMS	BID DATE	FREIGHT ALLOWED	
Jim Belangee	BW BEST WAY	NET 30 DAYS	04/05/22	Yes	
ORDER QTY	PART NO	DESCRIPTION	Net Pric	Ext Pric	
55ea	49634	EU1B2G1SG89 5/8" x 3/4" Neptune MACH 10 Ultrasonic Water Meter with Integrated R900i Radio Register in Gallons for Pit Application w/6' Antenna	455.000	25025.00	
110ea	2431	GT114-1/8 5/8" x 3/4" Rubber Meter Gaskets	0.590	64.90	
70ea	47444	EU1F2G1SG89 1" Neptune MACH 10 Ultrasonic Water Meter with Integrated R900i Radio Register in Gallons for Pit Applications With 6' Antenna	560.000	39200.00	
140ea	2433	GT120-1/8 1" Rubber Meter Gaskets	0.620	86.80	
1ea	48929	EU2F2G1SG89 2" Neptune MACH 10 Ultrasonic Water Meter with Integrated R900i Radio Register in Gallons for Pit Applications with 6' Antenna 10" Laying Length	1294.000	1294.00	
1ea	48928	EU2G2G1SG89 2" Neptune MACH 10 Ultrasonic Water Meter with Integrated R900i Radio Register in Gallons for Pit Applications with 6' Antenna 15.25" Laying Length	1294.000	1294.00	
48ea	48925	EU2E2G1SG89 2" Neptune MACH 10 Ultrasonic Water Meter with Integrated	1294.000	62112.00	

*** Continued on Next Page ***

Schulte Supply, Inc.
 150 Neptune Ct
 SAINT PETERS MO 63376
 636-387-5353 Fax 636-387-5383

Quotation

WS #3.

QUOTE DATE	QUOTE NUMBER
04/05/22	S1184451
ORDER TO: Schulte Supply, Inc. 150 Neptune Ct SAINT PETERS MO 63376 636-387-5353 Fax 636-387-5383	PAGE NO. 2

QUOTE TO: 660-263-4420 Fax 660-263-3908
 City of Moberly, MO
 101 West Reed St.
 Moberly, MO 65270

SHIP TO:
 City of Moberly, MO
 Lynnzie Trustee
 1500 Huntsville RD.
 Moberly, MO 65270

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON		
14436	Mach 10 Meters		Rich Graczyk		
WRITER	SHIP VIA	TERMS	BID DATE	FREIGHT ALLOWED	
Jim Belangee	BW BEST WAY	NET 30 DAYS	04/05/22	Yes	
ORDER QTY	PART NO	DESCRIPTION	Net Pric	Ext Pric	
96ea	2437	R900i Radio Register in Gallons for Pit Applications with 6' Antenna 17" Laying Length GT141-1/8	5.590	536.64	
192ea	28048	2" Rubber Meter Gaskets 98F-58SS-304	0.690	132.48	
192ea	8517	5/8" 304 Stainless Steel Nut Only 97F-02BSS-304	2.690	516.48	
1ea	52694	5/8" x 2 1/2" 304 Stainless Steel Bolt Only EU3A2G1SG89 3"	3458.000	3458.00	
2ea	52695	Neptune Mach 10 Ultrasonic Water Meter With Integrated R900I Radio Read Register Gallon Pit Applications With 6' Antenna 12" Lay Length Flanged ** Nonstock item ** EU3B2G1SG89 3"	3545.000	7090.00	
4ea	1674	Neptune Mach 10 Ultrasonic Water Meter With Integrated R900I Radio Read Register Gallon Pit Applications With 6' Antenna 17" Lay Length Flanged ** Nonstock item ** 96F-03-1/8	4.590	18.36	
16ea	28048	3" Flg Red Rubber Full Gasket 1/8" 98F-58SS-304	0.690	11.04	
16ea	8517	5/8" 304 Stainless Steel Nut Only 97F-02BSS-304	2.690	43.04	

*** Continued on Next Page ***

Schulte Supply, Inc.
 150 Neptune Ct
 SAINT PETERS MO 63376
 636-387-5353 Fax 636-387-5383

Quotation

WS #3.

QUOTE DATE	QUOTE NUMBER
04/05/22	S1184451
ORDER TO: Schulte Supply, Inc. 150 Neptune Ct SAINT PETERS MO 63376 636-387-5353 Fax 636-387-5383	PAGE NO. 3

QUOTE TO: 660-263-4420 Fax 660-263-3908
 City of Moberly, MO
 101 West Reed St.
 Moberly, MO 65270

SHIP TO:
 City of Moberly, MO
 Lynnzie Trustee
 1500 Huntsville RD.
 Moberly, MO 65270

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON		
14436	Mach 10 Meters		Rich Graczyk		
WRITER	SHIP VIA	TERMS	BID DATE	FREIGHT ALLOWED	
Jim Belangee	BW BEST WAY	NET 30 DAYS	04/05/22	Yes	
ORDER QTY	PART NO	DESCRIPTION	Net Pric	Est Pric	
1ea	52696	5/8" x 2 1/2" 304 Stainless Steel Bolt Only EU3C2G1SG89	4385.000	4385.00	
1ea	52697	4" Neptune Mach 10 Ultrasonic Water Meter With Integrated R900I Radio Read Register Gallon Pit Applicatons With 6' Antenna 14" Lay Length Flanged ** Nonstock item ** EU3D2G1SG89 4" Neptune Mach 10 Ultrasonic Water Meter With Integrated R900I Radio Read Register Gallon Pit Applications With 6' Antenna 20" Lay Length Flanged ** Nonstock item **	4499.000	4499.00	
2ea	1675	96F-04-1/8	4.790	9.58	
16ea	28048	4" Flg Red Rubber Full Gasket 1/8" 98F-58SS-304	0.690	11.04	
16ea	46246	5/8" 304 Stainless Steel Nut Only 97F-03BSS-304	3.890	62.24	
		5/8" x 3 1/4" 304 Stainless Steel Bolt Only			
		TAXES NOT INCLUDED			
			Subtotal	149849.60	
			S&H CHGS	0.00	

This is a Quotation.

Prices are subject to change without notice.
 Applicable taxes extra.

Amount Due 149849.60

City of Moberly

City Council Agenda Summary

Agenda Number: _____

Department: Public Utilities

Date: May 2, 2022

WS #4.

Agenda Item: Receipt of Bids for a Mower for Public Utilities.

Summary: The Public Utilities Department has received bids for a mower that was approved in the 2021-2022 budget in the capital improvement plan. This equipment was approved as part of the Capital improvement Program. The mower bid selected is the \$11,800 from Lee's Lawn Care & Equipment due to the mower's reputation and the offered date of delivery. The budgeted amount is \$12,000.

Dealer	Mower	Price	Delivery
Lee's Lawn Care and Equipment	Grasshopper 337G5 EFI	\$12,100	60 days from approval
Lee's Lawn Care and Equipment	Bad Boy Renegade	\$11,800	30 days from approval
Jeff Davis Sales and Service	Hustler Super 2	\$14,500	Depends on order date
McKeown Farm and Lawn	Gravely ISX 3300	\$13,499	no date listed
Fehling Small Engine LLC	Gravely ProTurn 660	\$13,000	no date listed

Recommended

Action: Accept this bid

Fund Name: Capital Improvement Plan

Account Number: 301.114.5502

Available Budget \$: \$125,881.96

ATTACHMENTS:

☐ Memo
☐ Staff Report
☐ Correspondence
☒ Bid Tabulation
☐ P/C Recommendation
☐ P/C Minutes
☐ Application
☐ Citizen
☐ Consultant Report
☐ Council Minutes
☐ Proposed Ordinance
☐ Proposed Resolution
☐ Attorney's Report
☐ Petition
☐ Contract
☐ Budget Amendment
☐ Legal Notice
☐ 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

CITY OF MOBERLY

"BID OPENING"
Sign-In SheetDate: April 7, 2022
10:00AMNameShannon HanceSteve WilsonCompanyCity of MoberlyCity of Moberly

CITY OF Moberly
2022 Public Utilities/Waste Water
"BID OPENING 2022/2023 Zero Turn Commercial Mower"
Sign-In Sheet

Date: April 7, 2022

Time: 10:00 p.m.

Company

Price

Lee's Lawn Care (Grasshopper)

12,100.⁰⁰

Lee's Lawn Care (Bad Boy)

11,800.⁰⁰

Fehling Small Engine, LLC

13,000.⁰⁰

Jeff Davis Sales & Service

14,500.⁰⁰

McKeown Farm & Lawn

13,499.⁰⁰



○ Build a **337G5EFI** 37 hp.

Tractor & Deck from: \$15,065.00

Tractor Only: \$15,065.00

[\[+\] View/Hide Specs](#)

- Part #534229
- GAS - Air Cooled Engine
- * 993cc Vanguard EFI, V-Twin, Vertical Shaft
- Remote-mounted, centrifugal multi-stage air cleaner with advanced debris management
- * Hydro-Gear ZT-5400 ~~Transaxel Commercial~~
- 13.0 gal / 49.2 L
- 26x12x12 Turf Tires Standard
- * Premier Suspension (Grammer) seat customizes to operator's weight, adjusts fore and aft with adjustable armrests and lumbar support. *
- Tilting backrest.
- ComfortReach™ Levers with QuikAdjust Tilt™
- Fixed ROPS
- 5.5-inch Deep Deck
- 13x6/5x6 Pneumatic Rib Tread Front Tires
- Standard LED work lights
- * Commercial Use: 3-year or 1,250-hour (whichever comes first); ~~limited warranty~~: First two years covering parts and labor, last year covering parts only.
- Residential Use: 4-year or 800-hour (whichever comes first) limited warranty: first two years covering parts and labor, second two years covering parts only.

[Back](#)

March 18, 2022

CITY OF MOBERLY, MISSOURI
WASTE WATER DEPARTMENT

BID FORM

Bid due date: **April 7, 2022; 2:00 p.m.**

We are requesting a bid quotation for:

One new 2022/2023 Zero Turn Commercial Mower
Rear Discharge 60" or 61" Mid Mount Mower Deck
Roll Over Protection, Min. of 30 H.P. Twin Cylinder
Hour Meter, Fuel Gage

Total Bid

\$ 12,100

Dealer Name: Lees Lawn Care and Equipment.

Brand Name & Model: Grasshopper 337G5 EFI

Authorized Signature: Jay Lee

Delivery Date: if Bid is Approved 60 days or less

Bid Submission deadline **10:00 a.m. April 7, 2022** to City Clerk's Office, Moberly City Hall, 101 West Reed Street, Moberly, Missouri 65270.

March 18, 2022

CITY OF MOBERLY, MISSOURI
WASTE WATER DEPARTMENT

BID FORM

Bid due date: **April 7, 2022; 2:00 p.m.**

We are requesting a bid quotation for:

One new 2022/2023 Zero Turn Commercial Mower
Rear Discharge 60" or 61" Mid Mount Mower Deck
Roll Over Protection, Min. of 30 H.P. Twin Cylinder
Hour Meter, Fuel Gage

Total Bid

\$ 11,800.00

Dealer Name: Leeg Lawn Care and Equipment

Brand Name & Model: Bad Boy, Renegade

Authorized Signature: Jay Leeg

Delivery Date: 30 Days from Bid approval

Bid Submission deadline **10:00 a.m. April 7, 2022** to City Clerk's Office, Moberly City Hall, 101 West Reed Street, Moberly, Missouri 65270.



A TOUGHER MOWER FOR EVEN TOUGHER CUSTOMERS

Dual 16cc Hydro-Gear Pumps with 18ci Parker Wheel Motors are preferred by professionals for long-lasting performance in the toughest conditions. Patent-pending 3-Link Rear Trailing Arm Suspension, matched with patented independent cast front I-Beam suspension rails, provides a smoother ride, more consistent tire contact with the terrain and increased hillside stability.

STANDARD FEATURES

- Dual 16cc Hydro-Gear Pumps
- Dual 18ci Parker Wheel Motors
- Patented 3-Link Rear Trailing Arm Suspension
- Patented Independent Front Suspension
- Commercial-Grade Cast I-Beam Rails
- Heavy-Gauge, All-Steel, All-Welded Frame
- Dual Pump Belt System with Tensioner Design
- Patented Dual Deck Support Isolators

Briggs Vanguard EFI
993 cc 37 hp
61" Deck



- No-Flat Front Tires
- Exclusive Reaper® Rear Tires
- Key FOB Start
- Digital Diagnostics Display
- Adjustable Foot Rest
- Deck Lift Pedal with Deck Dial Adjustment
- Premium Adjustable Suspension Seat



UNMATCHED TOUGHNESS

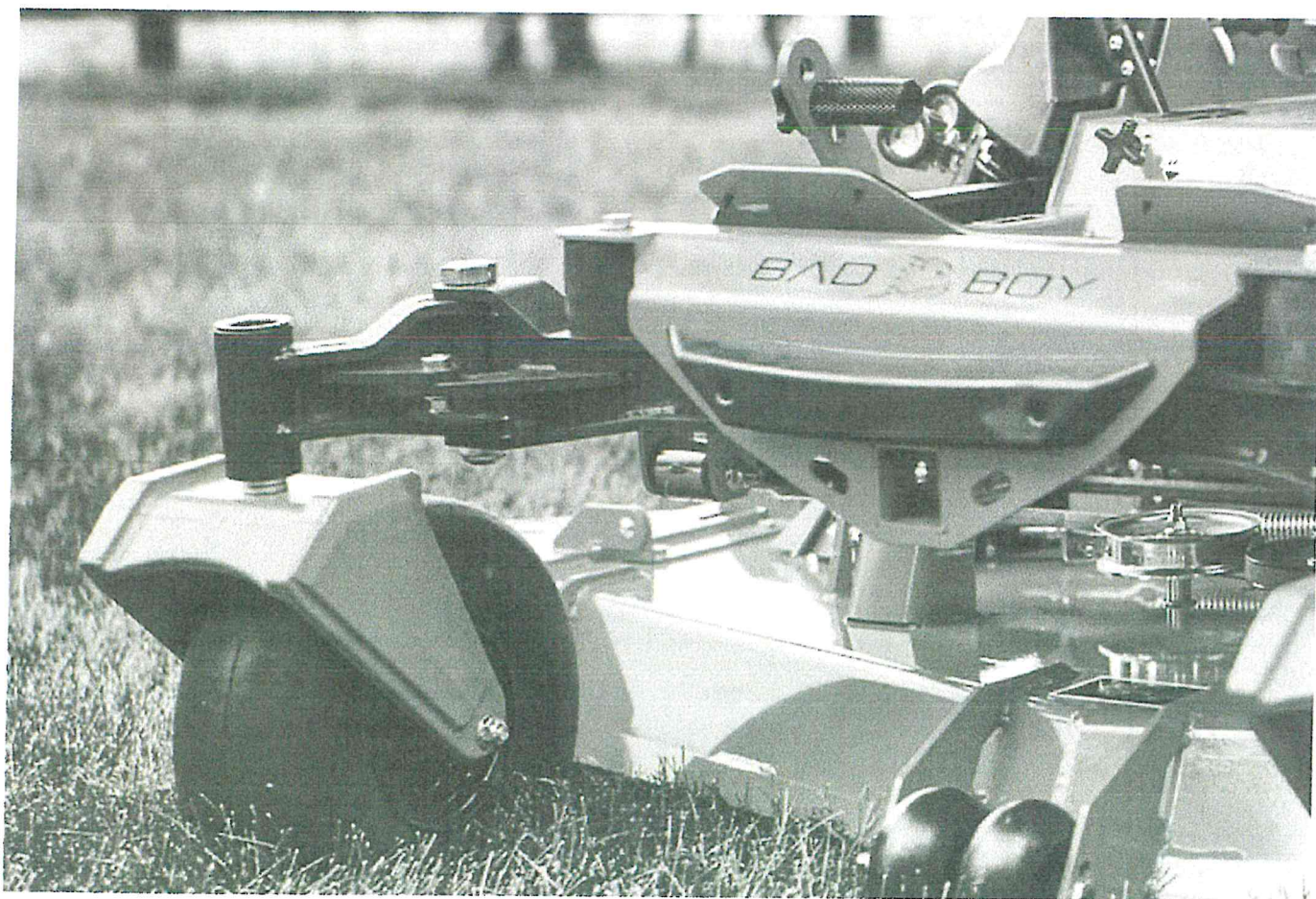
Heavy gauge, all-steel, all-welded and fabricated 1.5" x 3" frame rail provides the backbone for years of durable service. Exclusive automotive-inspired dual pump belt system with tensioner design evenly distributes load from the crankshaft between pump drives and deck belts, improving belt life up to 50% longer!

Patented Dual Deck Support Isolators, with deck wear pad, helps minimize damage from side impacts. The sloped 1/4" deck with reinforced 3/8" sides features Deck Idler Arm and Spring with bearings. Features PEER maintenance-free, internally lubricated spindles. Features larger sized, no-flat front tires and our exclusive Reaper® rear tires for maximum traction.

UNMATCHED COMFORT

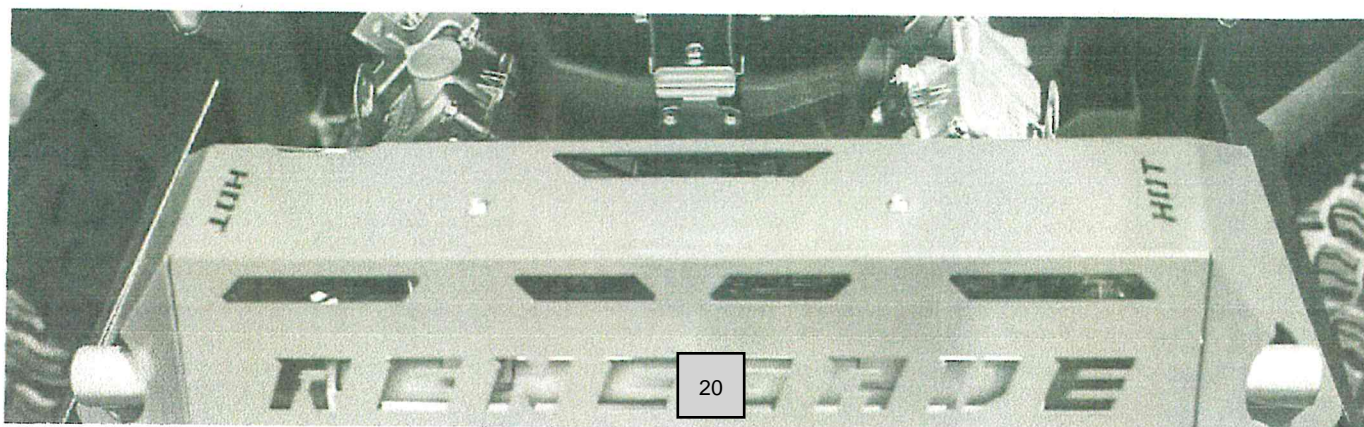


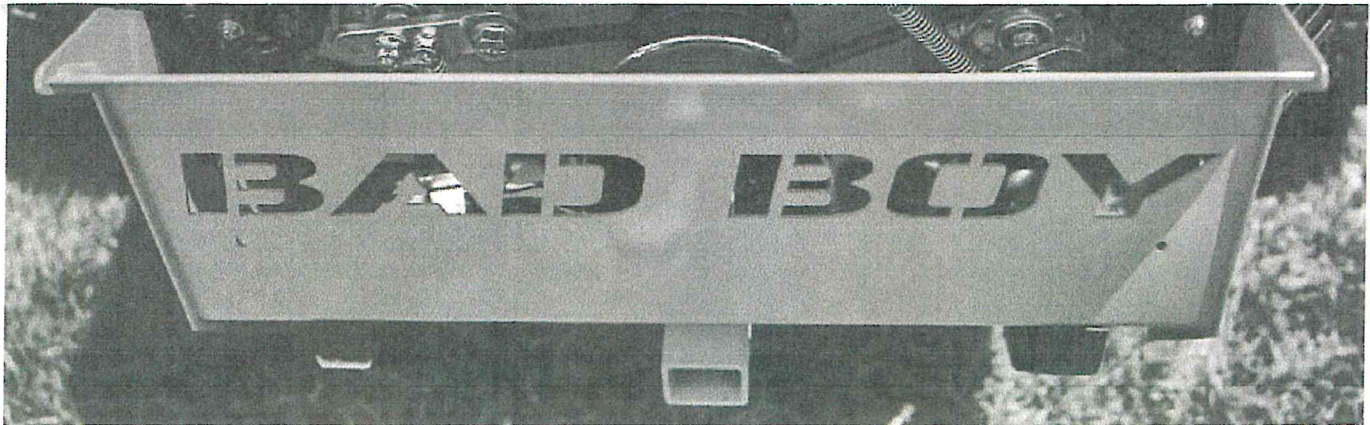
adjusts in more ways for complete operator control and comfort. Features Key FOB Start with digital diagnostic display. The Adjustable Foot Rest — an industry first — and with front to back seat movement, adjusts for the perfect sitting posture. Even the steering arms are adjustable and tension controllable. Our unique Deck Lift Pedal can be changed to either side and locked in place with a quick twist of our Deck Lift Dial. Suspension Seat is fully adjustable to operator weight and height with variable rate suspension, lumbar support and back adjustments from 5° to 15°.



INNOVATION FRONT AND CENTER

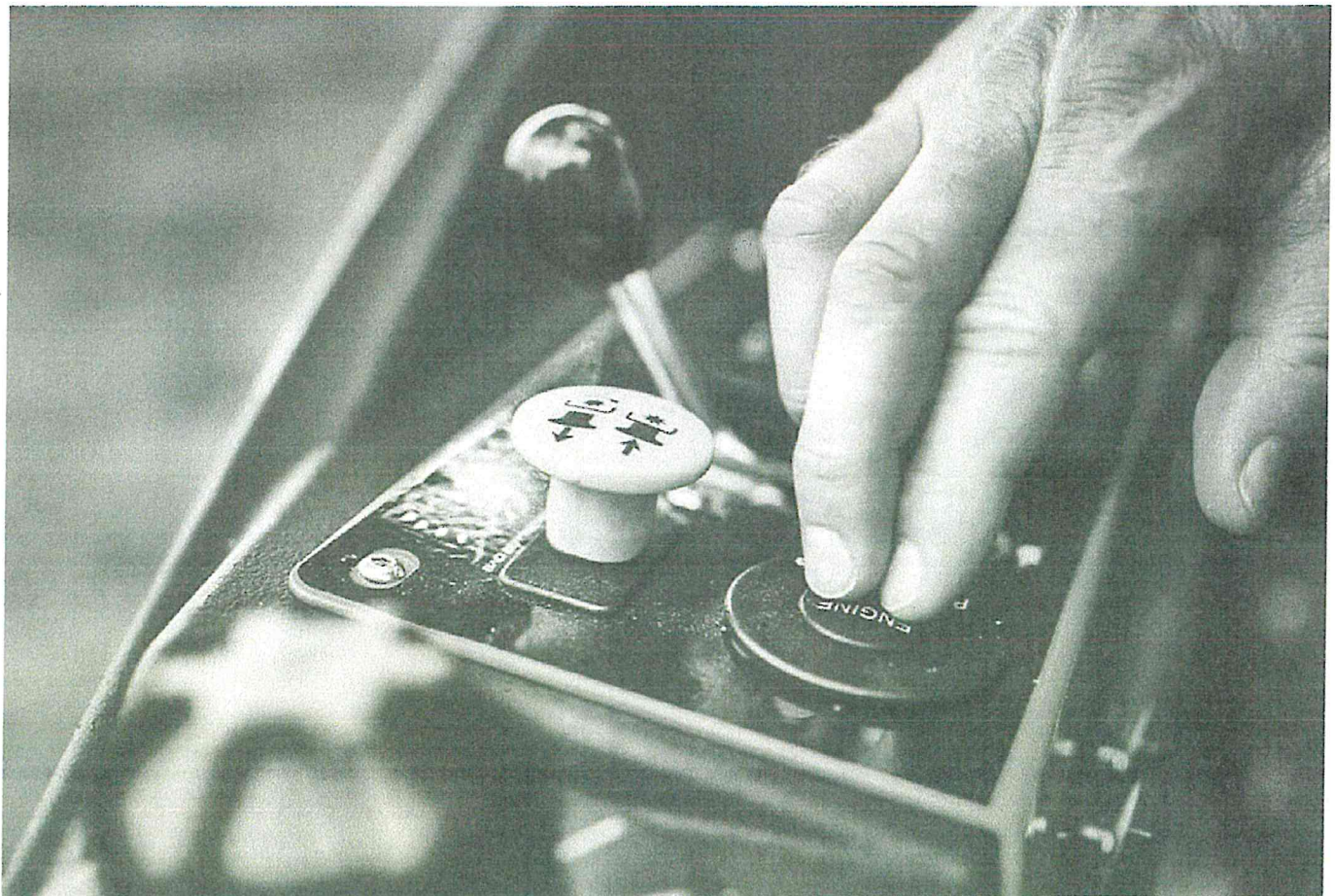
Strong Cast I-Beam Front Rail and Forks are industry's strongest. Adjustable Foot Rest for operator comfort. Deck Lift Pedal can be changed for left or right operation and locked into place with a quick twist of our Deck Lift knob.





DUAL PUMP BELTS WITH ADVANCED TENSIONER DESIGN

This dual pump belt system with our new tensioner design will provide a belt life up to 50% longer. Accessible by drop-down plate, the system distributes and reduces the load on the crank shaft between pump drives and deck belts.



GET STARTED RIGHT AWAY

Key FOB for easy push button start. Digital display provides diagnostics on the health of the mower and cutting time. Control panel features electric PTO, throttle controls and USB Charging Port.

Fehling Small Engine, LLC

108 Dogwood Lane
Salisbury, MO 65281
660-388-6398

Phone # 6603886398 mfehling@cvalley.net
Fax # 6603886393 www.fehlingsmallengine.com

Date	Estimate #
3/23/2022	465

Name / Address
City of Moberly Attn: City Clerk Office 101 W Reed Moberly, MO 65270

			Project
Description	Qty	Rate	Total
Gravely ProTurn 660 Kawasaki 35HP FX1000, 60" 7 ga Fabricated X-Factor III Deck, HTG Parker Transaxles, Aluminum Spindles, ROPS, Hour Meter std, 10 gal Tank, OPS System Seat, 5 year or 1500 hr Limited Warranty Bid WASTE WATER MOWER	1	13,000.00	13,000.00
		Subtotal	\$13,000.00
		Sales Tax (7.475%)	\$0.00
		Total	\$13,000.00

March 18, 2022

CITY OF MOBERLY, MISSOURI
WASTE WATER DEPARTMENT

BID FORM

Bid due date: April 7, 2022; 10:00 a.m.

We are requesting a bid quotation for:

One new 2022/2023 Zero Turn Commercial Mower
Side Discharge 60" or 61" Mid Mount Mower Deck with Side Discharge
Roll Over Protection, Min. of 30 H.P. Twin Cylinder
Hour Meter, Fuel Gage

Total Bid

\$ 14,500⁰⁰

Dealer Name:

JEFF DAVIS Sales + Service

Brand Name & Model:

HUSTLER Super 2 60" Side Discharge
MODEL # 941153, KAWASAKI FX1000 35HP

Authorized Signature:

Jeff Davis

Delivery Date:

NOT FOR SURE! WITH YOUR PURCHASE ORDER MOWER WILL
BE PUT IN HUSTLER SYSTEM WITH BILT + SHIPPED IN ORDER
OF MOWER ORDER DATE. PLEASE CONTACT ME ~~FOR~~ FOR MORE INFO!

Bid Submission deadline 10:00 a.m. April 7, 2022 to City Clerk's Office, Moberly City
Hall, 101 West Reed Street, Moberly, Missouri 65270.

McKEOWN

FARM & LAWN

— Growing Together —



Bid Proposal For:

City of Moberly – Waste Water Dept.

Prepared By: Michael McKeown
McKeown Farm & Lawn
2061 N Morley
Moberly MO 65270
660-263-1137
660-263-1288 Fax
michaeld.mfl@gmail.com



2061 N Morley
Moberly MO 65270
660-263-1137
www.mckeownfl.com

Prepared For:
City of Moberly – Waste Water Department

Prepared By:
Michael McKeown

Ferris ISX3300, 61" Deck
36 HP, B&S, Vanguard
4-Wheel Suspension
Suspension Seat

MSRP:	\$15249.00
Bid Assist Discount:	-\$1000.00
McKeown Farm & Lawn Discount:	-\$750.00

Mower Currently on Order

Net Price After Discounts: \$13499.00

X Michael A. McKeown
Salesperson

X _____
Accepted By



ISX™ 3300



TYPE	Mid-mount, zero turn mower with suspension and dual hydro pumps and wheel motors
ENGINE	Vanguard® BIG BLOCK™ 36 gross hp/993cc (61" & 72") Vanguard® BIG BLOCK™ EFI-ETC w/Oil Guard™, 40 gross hp/993cc (61" & 72") Kawasaki® FX921V, 31 gross HP/999cc (61") Kawasaki® FX1000V EFI, 38.5 gross HP/999cc (61" & 72" deck)
AIR CLEANER	Remote multi-stage canister air filter (Kawasaki models) Remote centrifugal dry type with dual replaceable elements (Vanguard models)
PTO	Electric
FUEL CAPACITY	11 Gallons
DUMP VALVES	Transmission release actuator on the side of each transmission, one per each transmission
CUT WIDTH	61" 72" side discharge
HEIGHT CONTROL	Foot operated quick pin adjust 1.5" to 5"
DECK CONST.	iCD™ Cutting System, 2-Belt
DISCHARGE CHUTE	Flexible rubber
SPINDLES	Cast-iron roller bearing spindles 1" shaft, 8" six bolt flange design, greaseable
BLADES	0.25" thick heat treated
DECK MOUNT	All 4 corners mounted to frame
SUSPENSION	ForeFront™ Suspension System - Front independent with four control rods with large size adjustable coil-over shocks and a rear swing with large adjustable coil-over shocks
DRIVE SYSTEM	Dual commercial Hydro-Gear® ZT-5400 Powertrain® transaxles with 9" cooling fans. Self-contained charge pump design, cut steel gears, 0.5 qt oil filter and steel oil filter guard
BELTS	Dual continuous loop, aramid wrapped, 5V-section belts

DRIVE AXLES	1.375" shaft five bolt pattern wheels
TIRES	26" x 12" - 12"
FRONT CASTERS	13" x 6.5" - 6", (flat free on 40 HP models)
SPEED	0-12 mph forward, 0-5 mph reverse
OVERALL LENGTH	84.5"
OVERALL WIDTH	77 / 66.5 (61"), 86 / 74 (72")
DRY WEIGHT	1470 lbs (61") 1608 (61" 40 HP), 1579 lbs (72"), 1717 (72" 40 HP) ←
FRAME	1.5" by 2.5" - 3-Gauge tubing
PAINT	Powdura® Superdurable polyester powder coat with excellent impact resistance and outstanding salt and UV protection
INSTRUMENT.	Dual function hour meter, dual fuel level gauges (each tank)
CONTROL SYSTEM	Adjustable ergonomic twin steel operator- controlled sticks
PARKING BRAKE	Hand-operated internal transaxle brake
CERTIFIED ROPS	158° foldable
WARRANTY†	Engine 3-year limited manufacturer's warranty. Balance of machine 4-year limited warranty (48 months or 500 hours whichever occurs first, unlimited hours during the first 2 years (24 months). Coil-over suspension related components covered for 5 years (60 months) unlimited hours. Transaxles, 3-years (36 months)

† Power levels are stated gross horsepower at 3600 rpm per SAE J1940 as rated by Briggs & Stratton.
‡ See operator's manual or dealer for complete warranty details. Refer to engine operator's manual for engine
warranty.

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #5.

Department: Public Works

Date: May 2, 2022

Agenda Item: Receipt of bids for the Sidewalk/Driveway Approach and Curb Replacement Program.

Summary: We advertised for bids for the sidewalk/driveway approach and curb replacement program. Bids were opened April 18, 2022 and only one bid was received. Staff recommends accepting the bid from DMC Concrete.

Recommended Action: Direct staff to bring forward to the May 16, 2022 regular City Council meeting for final approval.

Fund Name: Transportation Trust

Account Number: 600.143.5502

Available Budget \$: 20,003.77

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
<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

ADVERTISEMENT FOR BIDS

The City of Moberly is currently accepting sealed bids for the **Sidewalk/Driveway Approach & Curb Replacement program for a three-year period**. This is **NOT** a prevailing wage job. The program format is as follows: The locations are yet to be determined. The Contractor would be required to provide turnkey service from removal of deteriorated area to finish grading, seed and mulch. Work must meet ADA requirements. The Contractor must possess a City business license and insurance to the City's requirements. Please contact the Community Development office for a bid sheet. Bids must be submitted in the required format. Sealed bids marked "**SIDEWALK & CURB REPLACEMENT**" will be opened on **APRIL 18, 2022 at 10:00 a.m.** so please have bids submitted to the office of the City Clerk, 101 W. Reed St., Moberly, MO 65270 before then if you would like to be considered for the program. The City reserves the right to accept or reject any or all bids.

For further information, please contact the office of Community Development at (660) 263-4420.

SUBMITTED BY TOM SANDERS
CITY OF MOBERLY
Director of Community Development

PLEASE PUBLISH ONE (1) TIME IN THE FOLLOWING EDITION OF THE
MONITOR INDEX: **WEDNESDAY, APRIL 6, 2022**

Sidewalk & Curb Replacement

WS #5.

CITY OF MOBERLY

"BID OPENING"

Sign-In Sheet

Date: 4/18/2022, 10:00AM

Name

Shannon Hance

[Signature]

Company

City of Moberly

City of Moberly

BID SHEET

Bids will be opened at 10:00 A.M. on April 18, 2022

Cost per square foot 4" thick sidewalk \$ 6.20

Cost per square foot 6" thick sidewalk \$ 7.20

Cost per linear foot 6' curb & gutter \$ 24.00

Company Name: DMC Concrete

Main Contact Name: Dustin McCormick

Address: 3658 Hwy JJ

City, State, and Zip: Moberly MO 65270

Phone Number: 660 651-5694

*Price to include all labor & materials

- Concrete to be 6 Bag (minimum) with Fiber
- Grass seed will be Speedy Lawn or equivalent
- All concrete work must be completed within 2 weeks of Initiation, dress up and seed must be completed within 30 days.
- Failure to complete within the allotted time frame will result in a penalty of 2% of gross project daily.
- We occasionally have ADA Ramps with ADA Mats required. In that case City will provide the Mats.

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #6.

Department: Comm. Dev.

Date: May 2, 2022

Agenda Item: An application for a re-zoning requested by the City of Moberly for 402 N 5th St. from a B-3 (General Commercial District) to an R-3 (Multifamily Dwelling District).

Summary: The Planning & Zoning Commission recommended approval for the request of t0 re-zoning of 402 N 5th St. Attached is a copy of the staff report, application and a map of the property.

Recommended Action: Direct Staff to bring forward to the May 16, 2022 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
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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



Memorandum

To: Planning and Zoning Commission

From: Planning Staff

Subject: Agenda items 2-6, Rezoning Applications

Meeting: April 25, 2022

Public Hearing to consider:

Public Hearing for a request submitted by the City of Moberly to have various properties rezoned from the current business zones to residential zones. The location of these properties is in the 500 block of West End Pl, 500 block of Franklin St, 400 block of N 5th St, and the 500 block of Johnson St.

Comments:

The current properties are zoned B-2 (Central Business District), B-3 (General Commercial District) and R-2 (Two-Family Residential District). They are also currently vacant, occupied by a church, or occupied by a residential structure.

The most recent housing study performed by the City of Moberly has recommended an approach to finding more space available for housing growth and development. The recommended zoning of R-2 (One- and Two-Family Residential District) and R-3 (Multi-family Residential District) will be a step in the process of meeting that recommendation based on the recent housing study.

The following are the recommended zoning for each of the properties impacted by the application presented by the City of Moberly:

2. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of Johnson St. between 501 Johnson St. and 525 Johnson St. from a B-3 (General Commercial District) to an R-2 (Two-Family Residential District).
3. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
4. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 402 N 5th St. from a B-3 (General Commercial District) to an R-3 (Multifamily Dwelling District).
5. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 Johnson St and 514, 516, and 520 Franklin St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
6. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410 Johnson St. and 500 Franklin St. from an R-2 (Two-Family Residential District) to an R-3 (Multifamily Dwelling District).

City staff:

Over the recent years, these properties have been business zoned with little interest in development. Based on the recent housing study and their current uses; the City of Moberly feels that this rezoning will help to promote both single-family, duplex, and multi-family development and provide a step towards meeting the recommendations in the housing study. There has been recent interest in developing each of these properties as residential. This is not in agreement with the Future Land Use map but will promote future development and meet the demands of the city while also bringing current properties into conforming uses in that area. City of Moberly staff recommend approval of the rezoning of the properties listed in the applications.

A re-zoning approved by the Planning & Zoning Commission **will require the additional approval of the City Council.**

Respectfully Submitted
Aaron Decker

Moberly, MO

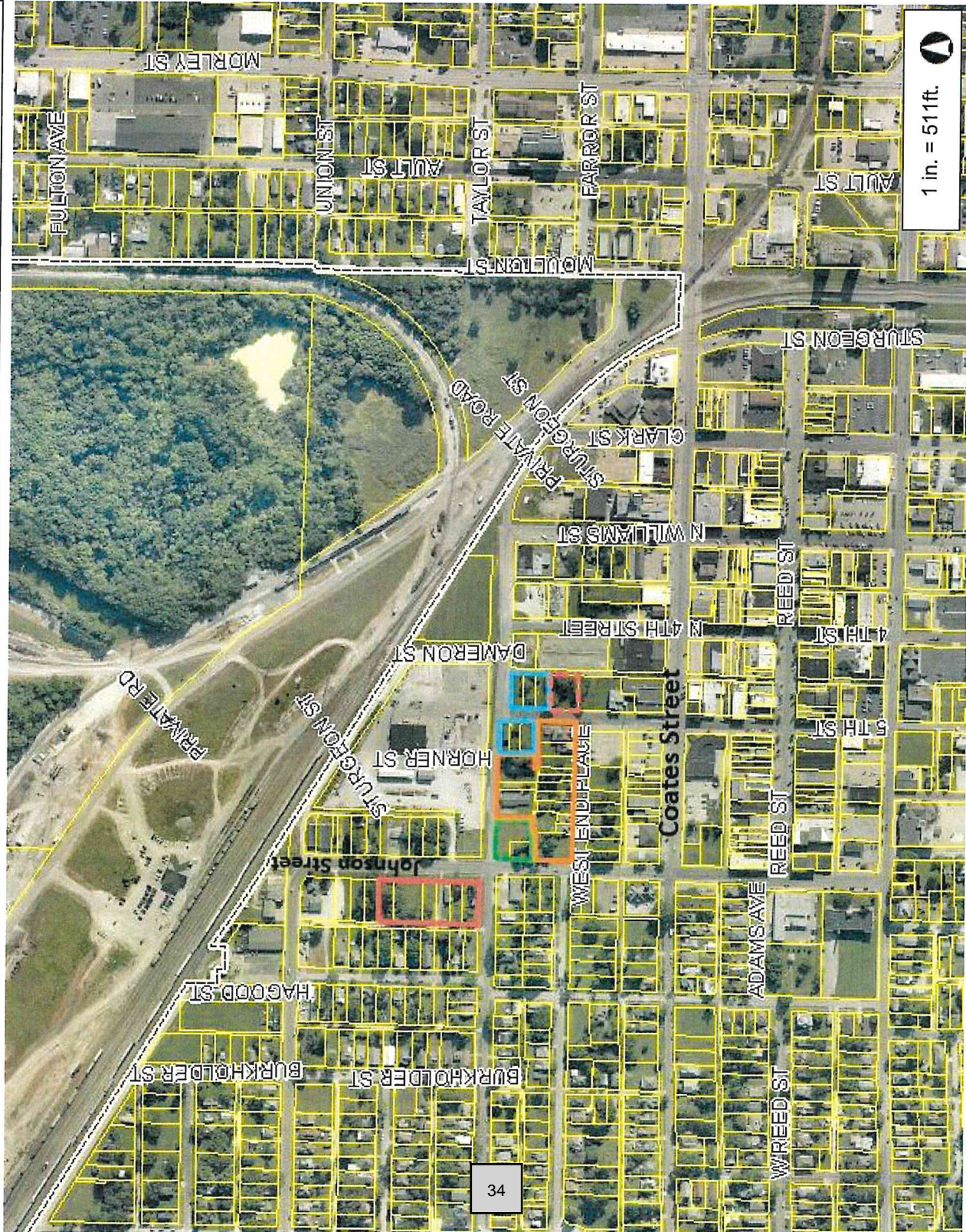


- Legend**
- Roads
 - Corporate Limit
 - Parcel
 - Stream
 - Subdivision
 - Lots
 - South Ridge Lot Line
 - City Easement



Notes

WS #6.



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

1,021.5 510.77 1,021.5 Feet

1 in. = 511 ft.



#4

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

CITY OF MOBERLY, MISSOURI
REZONING APPLICATION

Return Form to:

Community Development Director
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only

Case ID.: _____
Date Advertised: _____
Date Notices Sent: _____
Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
Address: 101 W Reed St. Zip: 65270
Owner: Various Phone: _____
Address: _____ Zip: _____

PROPERTY INFORMATION:

Street Address or General Location of Property: 402 N. 5th St.
Property is Located In (Legal Description): William's 2nd Addition of Moberly
Lots 18+19 B1K 9

Present Zoning B-3 Requested Zoning: R-3 Acreage: .28

Present Use of Property: None

Character of the Neighborhood: Requesting Change to R-3 as well

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

SURROUNDING LAND USE AND ZONING:

	Land Use	Zoning
North	<u>None</u>	<u>B2- Requesting R-3</u>
South	<u>Church</u>	<u>B2</u>
East	<u>None-Parking Lot</u>	<u>B3</u>
West	<u>Church-Residential</u>	<u>B2-Requesting R-3</u>

RELATIONSHIP TO EXISTING ZONING PATTERN:

1. Would the proposed change create a small, isolated district unrelated to surrounding districts? Yes _____ No X

If yes, explain: Requesting additional lots also to R-3

2. Are there substantial reasons why the property cannot be used in accordance with existing zoning? Yes X No _____

If yes, explain: Size + Spot Zoning Limitations

CONFORMANCE WITH COMPREHENSIVE PLAN:

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

Yes X No _____

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

Yes _____ No X

TRAFFIC CONDITIONS:

1. Identify the street(s) with access to the property: North 5th Street

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

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
N. 5 th Street	Local	40'

3. Will turning movements caused by the proposed use create an undue traffic hazard?
Yes _____ No X

IS PLATTING OR REPLATTING REQUIRED TO PROVIDE FOR:

- | | | |
|--|-----------|-------------|
| 1. Appropriately Sized Lots? | Yes _____ | No <u>X</u> |
| 2. Properly Sized Street Right-of-Way? | Yes _____ | No <u>X</u> |
| 3. Drainage Easements? | Yes _____ | No <u>X</u> |
| 4. Utility Easements: | | |
| Electricity? | Yes _____ | No <u>X</u> |
| Gas? | Yes _____ | No <u>X</u> |
| Sewers? | Yes _____ | No <u>X</u> |
| Water? | Yes _____ | No <u>X</u> |

5. Additional Comments: _____

UNIQUE CHARACTERISTICS OF PROPERTY AND ADDITIONAL COMMENTS:

will create conforming uses for the residential properties
in the area as well as provide transitional zone
for business to residential uses

THE FOLLOWING MUST ACCOMPANY YOUR APPLICATION:

- One copy of a legal description of the property proposed to be rezoned.
- 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.
- A list of property owners within 185 feet of the property.

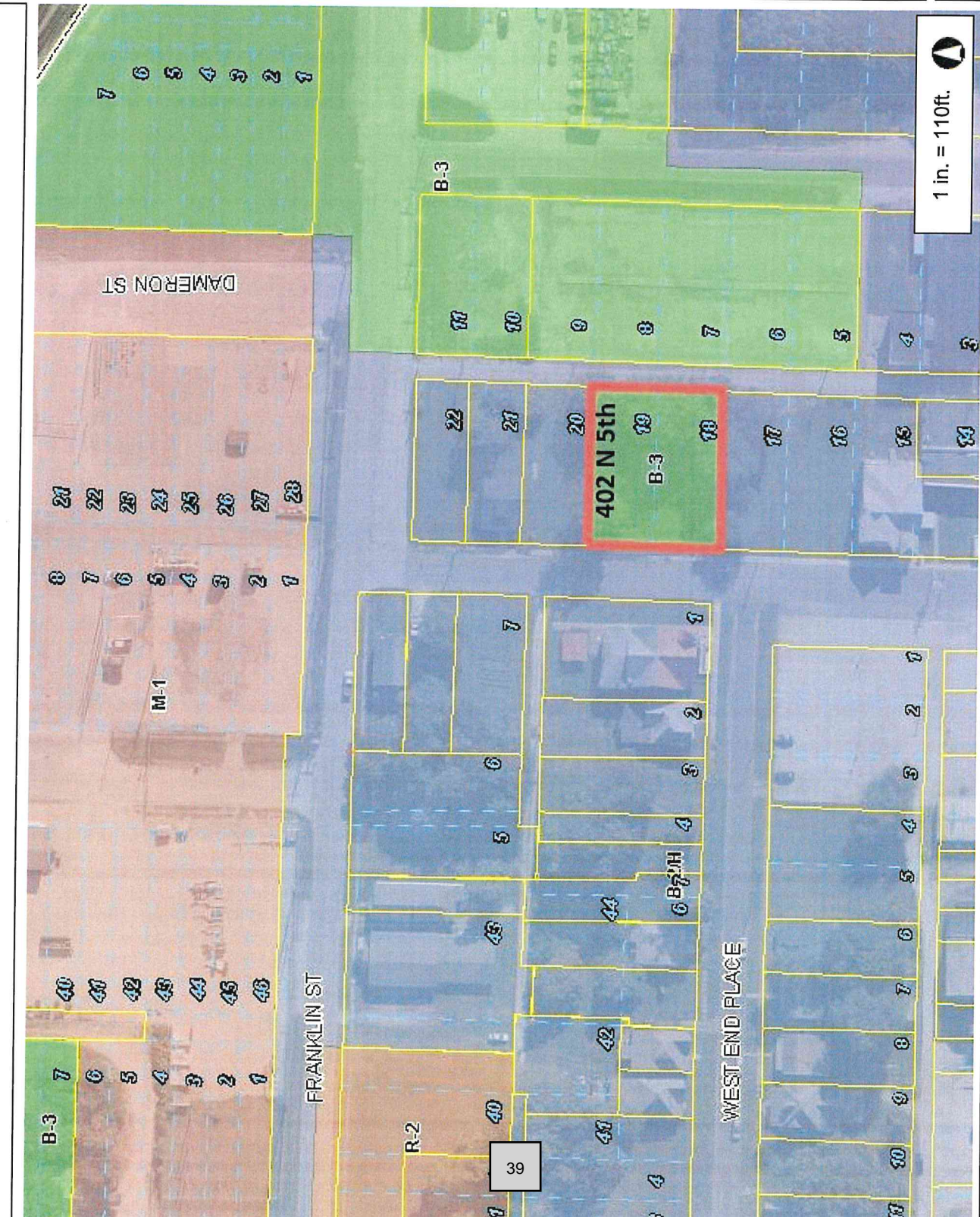
CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL***Article 10 – Planned Development Procedure***

4. If the proposed zoning requires a conditional use permit, the rezoning application shall be accompanied by a use permit application defining the specifically requested use or list of uses.

Applicant's Signature

Date

Moberly, MO



219.5	0	109.76	219.5
219.5	0	109.76	219.5

THIS MAP IS NOT TO BE USED FOR NAVIGATION

Change B3 to R3

WS #6.

**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: April 25, 2022

Action: APPROVAL

ON APRIL 25, 20 22, 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) B-2H TO A (N) R-3 (ZONE) TO BE LOCATED AT 402 NORTH 5TH STREET, MOBERLY, MISSOURI. (ADDRESS OR LOCATION).

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE MAY 2, 20 22 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 ~~CONNIE ASBURY~~


ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #7.

Department: Comm. Dev.

Date: May 2, 2022

Agenda Item: An application for a re-zoning requested by the City of Moberly for the odd numbers of Johnson St. between 501 Johnson St. and 525 Johnson St. from a B-3 (General Commercial District) to an R-2 (Two-Family Residential District).

Summary: The Planning & Zoning Commission recommended approval for the request of re-zoning the odd numbers of Johnson St. between 501 Johnson St. and 525 Johnson St. Attached is a copy of the staff report, application and a map of the property.

Recommended Action: Direct Staff to bring forward to the May 16, 2022 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



Memorandum

To: *Planning and Zoning Commission*

From: *Planning Staff*

Subject: *Agenda items 2-6, Rezoning Applications*

Meeting: *April 25, 2022*

Public Hearing to consider:

Public Hearing for a request submitted by the City of Moberly to have various properties rezoned from the current business zones to residential zones. The location of these properties is in the 500 block of West End Pl, 500 block of Franklin St, 400 block of N 5th St, and the 500 block of Johnson St.

Comments:

The current properties are zoned B-2 (Central Business District), B-3 (General Commercial District) and R-2 (Two-Family Residential District). They are also currently vacant, occupied by a church, or occupied by a residential structure.

The most recent housing study performed by the City of Moberly has recommended an approach to finding more space available for housing growth and development. The recommended zoning of R-2 (One- and Two-Family Residential District) and R-3 (Multi-family Residential District) will be a step in the process of meeting that recommendation based on the recent housing study.

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3. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
4. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 402 N 5th St. from a B-3 (General Commercial District) to an R-3 (Multifamily Dwelling District).
5. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 Johnson St and 514, 516, and 520 Franklin St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
6. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410 Johnson St. and 500 Franklin St. from an R-2 (Two-Family Residential District) to an R-3 (Multifamily Dwelling District).

City staff:

Over the recent years, these properties have been business zoned with little interest in development. Based on the recent housing study and their current uses; the City of Moberly feels that this rezoning will help to promote both single-family, duplex, and multi-family development and provide a step towards meeting the recommendations in the housing study. There has been recent interest in developing each of these properties as residential. This is not in agreement with the Future Land Use map but will promote future development and meet the demands of the city while also bringing current properties into conforming uses in that area. City of Moberly staff recommend approval of the rezoning of the properties listed in the applications.

A re-zoning approved by the Planning & Zoning Commission **will require the additional approval of the City Council.**

Respectfully Submitted
Aaron Decker

Moberly, MO

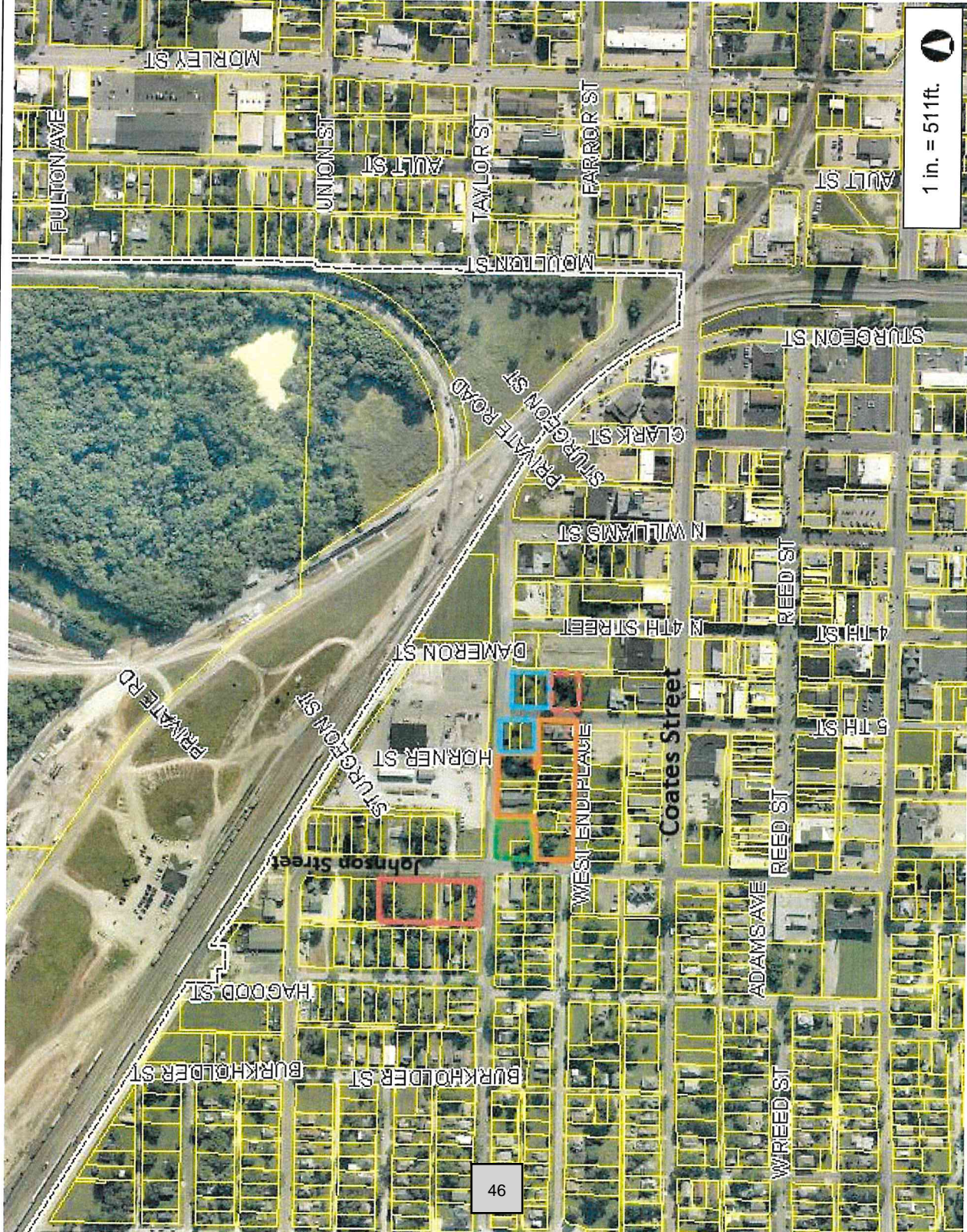


- Legend**
- Roads
 - Corporate Limit
 - Parcel
 - Stream
 - Subdivision
 - Lots
 - South Ridge Lot Line
 - City Easement



Notes

WS #7.



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

1,021.5 Feet

510.77

0

1,021.5

#2

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

CITY OF MOBERLY, MISSOURI
REZONING APPLICATION

Return Form to:

Community Development Director
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only

Case ID.: _____
Date Advertised: _____
Date Notices Sent: _____
Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
Address: 101 W Reed St. Zip: 65270
Owner: Various Owners Phone: _____
Address: _____ Zip: _____

PROPERTY INFORMATION:

Street Address or General Location of Property: Johnson St. - odd #s 501-525
Property is Located In (Legal Description): Original Town... Moberly
Lots 1-14, BIK 1

Present Zoning B-3 Requested Zoning: R-2 Acreage: 1.20

Present Use of Property: None/Residential

Character of the Neighborhood: Residential

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

SURROUNDING LAND USE AND ZONING:

	<u>Land Use</u>	<u>Zoning</u>
North	<u>Commercial</u>	<u>B-3</u>
South	<u>Residential</u>	<u>B-2/R-2</u>
East	<u>Residential</u>	<u>B-3</u>
West	<u>Residential</u>	<u>R-2</u>

RELATIONSHIP TO EXISTING ZONING PATTERN:

1. Would the proposed change create a small, isolated district unrelated to surrounding districts? Yes _____ No X

If yes, explain: _____

2. Are there substantial reasons why the property cannot be used in accordance with existing zoning? Yes _____ No X

If yes, explain: _____

CONFORMANCE WITH COMPREHENSIVE PLAN:

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

Yes X 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: Johnson St.

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

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
Johnson St	Arterial	80'
Franklin St.	Local	45'

3. Will turning movements caused by the proposed use create an undue traffic hazard?
Yes _____ No X

IS PLATTING OR REPLATTING REQUIRED TO PROVIDE FOR:

- | | | |
|--|-----------|-------------|
| 1. Appropriately Sized Lots? | Yes _____ | No <u>X</u> |
| 2. Properly Sized Street Right-of-Way? | Yes _____ | No <u>X</u> |
| 3. Drainage Easements? | Yes _____ | No <u>X</u> |
| 4. Utility Easements: | | |
| Electricity? | Yes _____ | No <u>X</u> |
| Gas? | Yes _____ | No <u>X</u> |
| Sewers? | Yes _____ | No <u>X</u> |
| Water? | Yes _____ | No <u>X</u> |

5. Additional Comments: _____

UNIQUE CHARACTERISTICS OF PROPERTY AND ADDITIONAL COMMENTS:

THE FOLLOWING MUST ACCOMPANY YOUR APPLICATION:

- One copy of a legal description of the property proposed to be rezoned.
- 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.
- A list of property owners within 185 feet of the property.

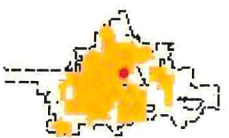
CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL***Article 10 – Planned Development Procedure***

4. If the proposed zoning requires a conditional use permit, the rezoning application shall be accompanied by a use permit application defining the specifically requested use or list of uses.

Applicant's Signature

Date

Moberly, MO



Legend

- Roads
- Corporate Limit
- Parcel
- Original Lot
- Stream
- Subdivision
- Lots
- South Ridge Lot Line
- City Easement
- Zoning
 - B-1
 - B-2/H
 - 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

Change B3 to R3

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

1 in. = 56ft.



**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: April 25, 2022

Action: APPROVAL

ON APRIL 25, 20 19, 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) B-3 TO A (N) R-3 (ZONE) TO BE LOCATED AT THE ODD NUMBERS OF JOHNSON STREET BETWEEN 501 AND 525 JOHNSON STREET, MOBERLY, MISSOURI. (ADDRESS OR LOCATION).

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE MAY 2, 20 22 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 ~~CONNIE ASBURY~~


ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #8.

Department: Comm. Dev.

Date: May 2, 2022

Agenda Item: An application for a re-zoning requested by the City of Moberly for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).

Summary: The Planning & Zoning Commission recommended approval for the request of re-zoning for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. Attached is a copy of the staff report, application and a map of the property.

Recommended Action: Direct Staff to bring forward to the May 16, 2022 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



Memorandum

To: Planning and Zoning Commission

From: Planning Staff

Subject: Agenda items 2-6, Rezoning Applications

Meeting: April 25, 2022

Public Hearing to consider:

Public Hearing for a request submitted by the City of Moberly to have various properties rezoned from the current business zones to residential zones. The location of these properties is in the 500 block of West End Pl, 500 block of Franklin St, 400 block of N 5th St, and the 500 block of Johnson St.

Comments:

The current properties are zoned B-2 (Central Business District), B-3 (General Commercial District) and R-2 (Two-Family Residential District). They are also currently vacant, occupied by a church, or occupied by a residential structure.

The most recent housing study performed by the City of Moberly has recommended an approach to finding more space available for housing growth and development. The recommended zoning of R-2 (One- and Two-Family Residential District) and R-3 (Multi-family Residential District) will be a step in the process of meeting that recommendation based on the recent housing study.

The following are the recommended zoning for each of the properties impacted by the application presented by the City of Moberly:

2. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of Johnson St. between 501 Johnson St. and 525 Johnson St. from a B-3 (General Commercial District) to an R-2 (Two-Family Residential District).
3. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
4. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 402 N 5th St. from a B-3 (General Commercial District) to an R-3 (Multifamily Dwelling District).
5. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 Johnson St and 514, 516, and 520 Franklin St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
6. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410 Johnson St. and 500 Franklin St. from an R-2 (Two-Family Residential District) to an R-3 (Multifamily Dwelling District).

City staff:

Over the recent years, these properties have been business zoned with little interest in development. Based on the recent housing study and their current uses; the City of Moberly feels that this rezoning will help to promote both single-family, duplex, and multi-family development and provide a step towards meeting the recommendations in the housing study. There has been recent interest in developing each of these properties as residential. This is not in agreement with the Future Land Use map but will promote future development and meet the demands of the city while also bringing current properties into conforming uses in that area. City of Moberly staff recommend approval of the rezoning of the properties listed in the applications.

A re-zoning approved by the Planning & Zoning Commission **will require the additional approval of the City Council.**

Respectfully Submitted
Aaron Decker

Moberly, MO

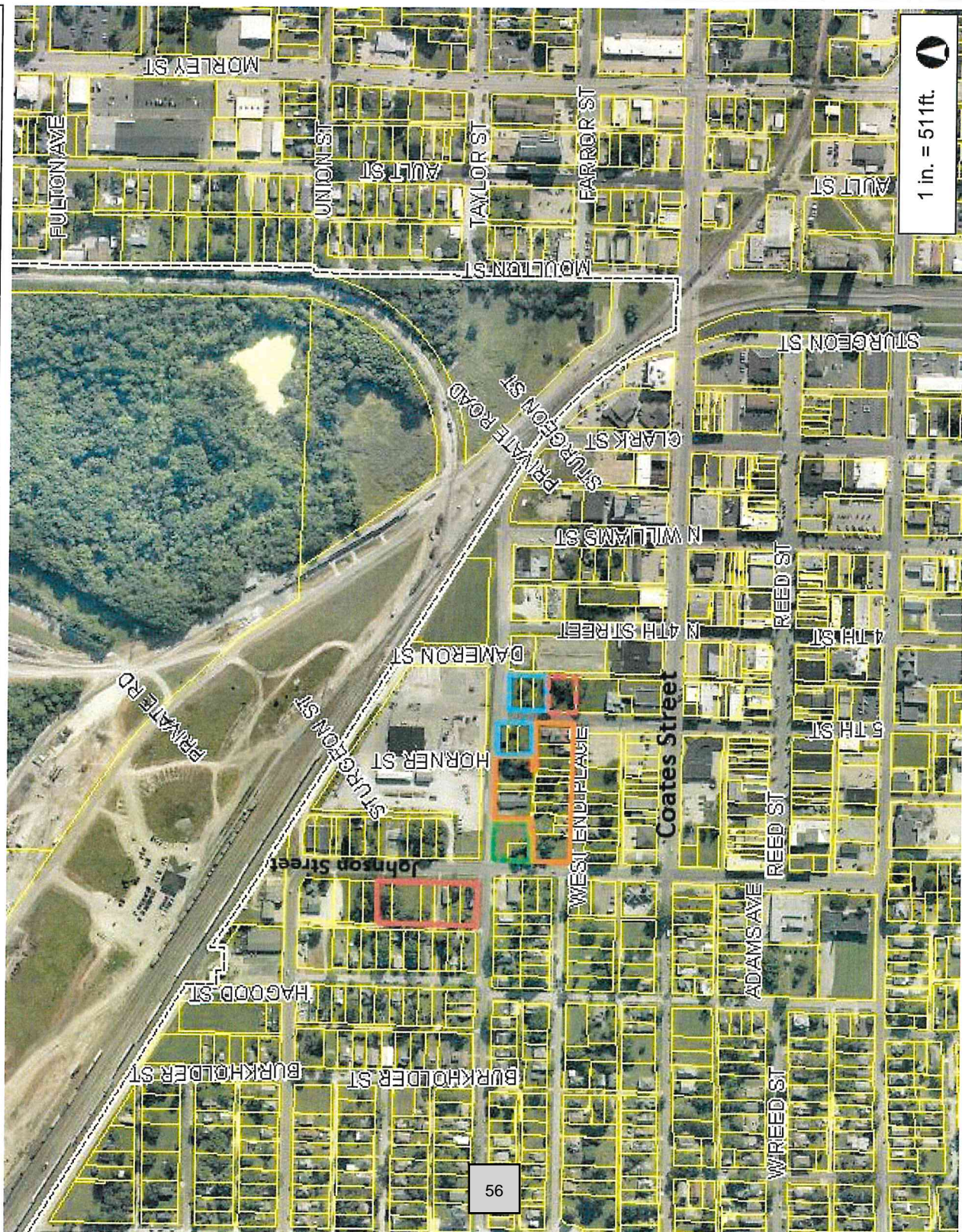


- Legend**
- Roads
 - Corporate Limit
 - Parcel
 - Stream
 - Subdivision
 - Lots
 - South Ridge Lot Line
 - City Easement



Notes

WS #8.



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THIS MAP IS NOT TO BE USED FOR NAVIGATION

1,021.5 510.77 1,021.5 Feet

1 in. = 511 ft.



#3

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL
Article 10 – Planned Development Procedure

CITY OF MOBERLY, MISSOURI
REZONING APPLICATION

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

For Office Use Only
 Case ID.: _____
 Date Advertised: _____
 Date Notices Sent: _____
 Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
 Address: 101 W Reed St. Zip: 65270
 Owner: Various others also Phone: _____
 Address: _____ Zip: _____

PROPERTY INFORMATION:

Street Address or General Location of Property: N. 5th St.
 Property is Located In (Legal Description): Williams 2nd Addition & Zahn's Addition
Lots 20, 21, + 22 of Bk 9 Lots 7 (ALL Portions)
 Present Zoning B-2H Requested Zoning: R-3 Acreage: .72
 Present Use of Property: Residential
 Character of the Neighborhood: Residential

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

SURROUNDING LAND USE AND ZONING:

	Land Use	Zoning
North	<u>American UE</u>	<u>M-1</u>
South	<u>Residential Church</u>	<u>B-2/B-3 Requesting R-3</u>
East	<u>Parking Lot</u>	<u>B-3</u>
West	<u>Residential</u>	<u>B-2 Requesting R-3</u>

RELATIONSHIP TO EXISTING ZONING PATTERN:

1. Would the proposed change create a small, isolated district unrelated to surrounding districts? Yes _____ No X

If yes, explain: _____

2. Are there substantial reasons why the property cannot be used in accordance with existing zoning? Yes X No _____

If yes, explain: Residential Homes currently exist.

CONFORMANCE WITH COMPREHENSIVE PLAN:

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

Yes X 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: N. 5th St.
Franklin St.

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

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
N 5th St	Local	40'
Franklin St.	Local	45'

3. Will turning movements caused by the proposed use create an undue traffic hazard?
Yes _____ No X

IS PLATTING OR REPLATTING REQUIRED TO PROVIDE FOR:

- | | | |
|--|-----------|-------------|
| 1. Appropriately Sized Lots? | Yes _____ | No <u>X</u> |
| 2. Properly Sized Street Right-of-Way? | Yes _____ | No <u>X</u> |
| 3. Drainage Easements? | Yes _____ | No <u>X</u> |
| 4. Utility Easements: | | |
| Electricity? | Yes _____ | No <u>X</u> |
| Gas? | Yes _____ | No <u>X</u> |
| Sewers? | Yes _____ | No <u>X</u> |
| Water? | Yes _____ | No <u>X</u> |

5. Additional Comments: _____

UNIQUE CHARACTERISTICS OF PROPERTY AND ADDITIONAL COMMENTS:

Currently residential use + planned residential projects

THE FOLLOWING MUST ACCOMPANY YOUR APPLICATION:

- One copy of a legal description of the property proposed to be rezoned.
- 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.
- A list of property owners within 185 feet of the property.

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL***Article 10 – Planned Development Procedure***

4. If the proposed zoning requires a conditional use permit, the rezoning application shall be accompanied by a use permit application defining the specifically requested use or list of uses.

Applicant's Signature

Date

Moberly, MO



Legend

- Roads
- Corporate Limit
- Parcel
- Original Lot
- Stream
- Subdivision
- Lots
- South Ridge Lot Line
- City Easement
- Zoning
 - B-1
 - B-2/H
 - 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

Change B2H to R3

WS #8.



1 in. = 110ft.

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

219.5 0 109.76 219.5 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: April 25, 2022


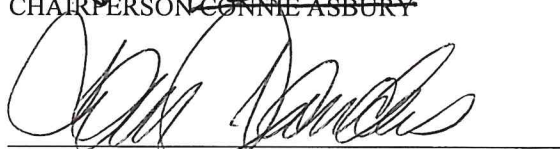
Action: APPROVAL

ON APRIL 25, 20 22, 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) B-2H TO A (N) R-3 (ZONE) TO BE LOCATED AT 410, 412, 413, 419 AND PARCEL NUMBERS 10-1.0-01.0-2.0-002-028.000 AND 10-1.0-01.0-2.0-002-047.000 OF NORTH 5TH STREET, MOBERLY, MISSOURI. (ADDRESS OR LOCATION).

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE MAY 2, 20 22 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 ~~CONNIE ASBURY~~

ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #9.

Department: Comm. Dev.

Date: May 2, 2022

Agenda Item: An application for a re-zoning requested by the City of Moberly for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 and 408 Johnson St and 514, 516, and 520 Franklin St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).

Summary: The Planning & Zoning Commission recommended approval for the request of re-zoning for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 and 408 Johnson St and 514, 516, and 520 Franklin St. Attached is a copy of the staff report, application and a map of the property.

Recommended Action: Direct Staff to bring forward to the May 16, 2022 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



Memorandum

To: Planning and Zoning Commission

From: Planning Staff

Subject: Agenda items 2-6, Rezoning Applications

Meeting: April 25, 2022

Public Hearing to consider:

Public Hearing for a request submitted by the City of Moberly to have various properties rezoned from the current business zones to residential zones. The location of these properties is in the 500 block of West End Pl, 500 block of Franklin St, 400 block of N 5th St, and the 500 block of Johnson St.

Comments:

The current properties are zoned B-2 (Central Business District), B-3 (General Commercial District) and R-2 (Two-Family Residential District). They are also currently vacant, occupied by a church, or occupied by a residential structure.

The most recent housing study performed by the City of Moberly has recommended an approach to finding more space available for housing growth and development. The recommended zoning of R-2 (One- and Two-Family Residential District) and R-3 (Multi-family Residential District) will be a step in the process of meeting that recommendation based on the recent housing study.

The following are the recommended zoning for each of the properties impacted by the application presented by the City of Moberly:

2. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of Johnson St. between 501 Johnson St. and 525 Johnson St. from a B-3 (General Commercial District) to an R-2 (Two-Family Residential District).
3. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
4. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 402 N 5th St. from a B-3 (General Commercial District) to an R-3 (Multifamily Dwelling District).
5. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 Johnson St and 514, 516, and 520 Franklin St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
6. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410 Johnson St. and 500 Franklin St. from an R-2 (Two-Family Residential District) to an R-3 (Multifamily Dwelling District).

City staff:

Over the recent years, these properties have been business zoned with little interest in development. Based on the recent housing study and their current uses; the City of Moberly feels that this rezoning will help to promote both single-family, duplex, and multi-family development and provide a step towards meeting the recommendations in the housing study. There has been recent interest in developing each of these properties as residential. This is not in agreement with the Future Land Use map but will promote future development and meet the demands of the city while also bringing current properties into conforming uses in that area. City of Moberly staff recommend approval of the rezoning of the properties listed in the applications.

A re-zoning approved by the Planning & Zoning Commission **will require the additional approval of the City Council.**

Respectfully Submitted
Aaron Decker

Moberly, MO

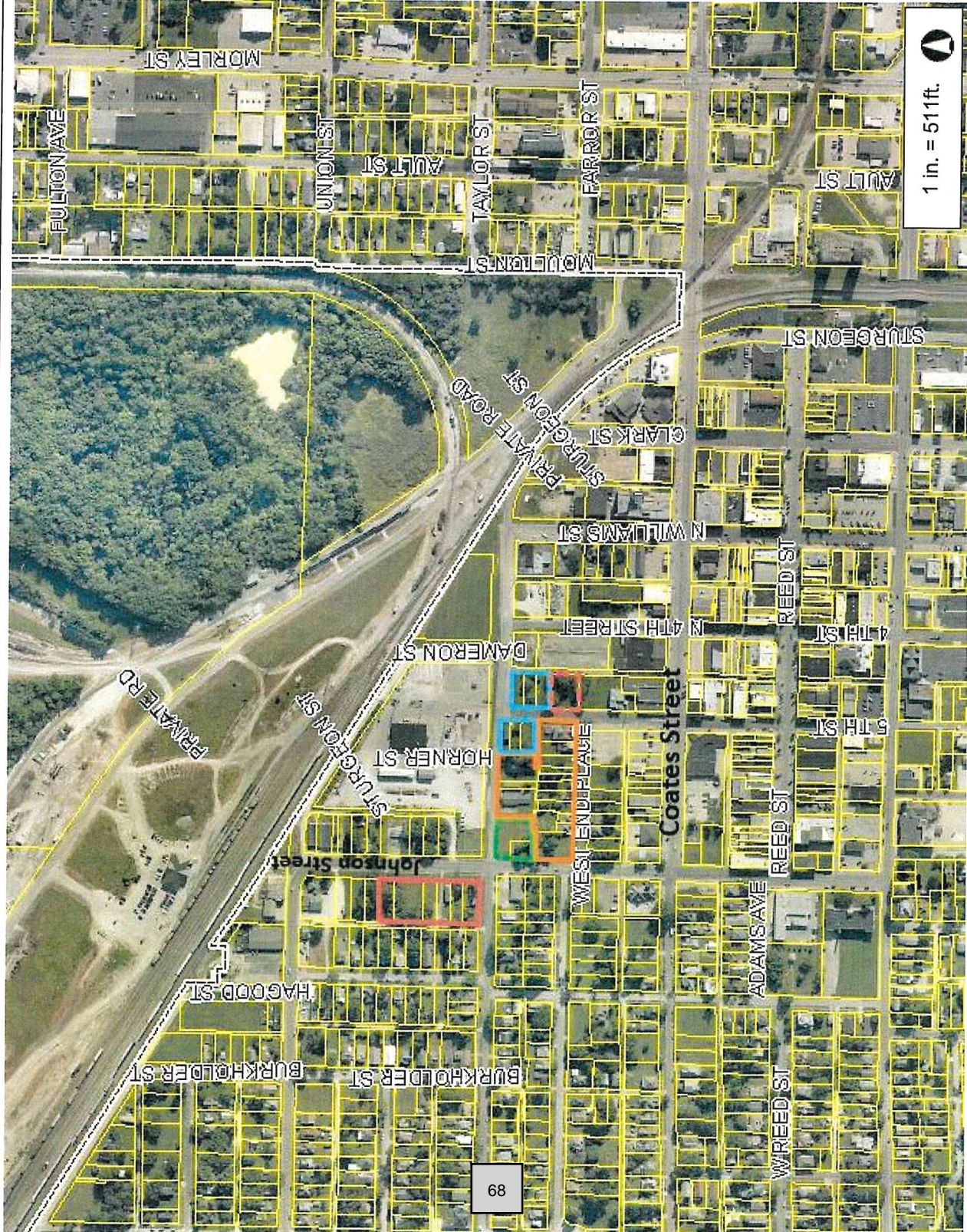


- Legend**
- Roads
 - Corporate Limit
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 - Stream
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 - Lots
 - South Ridge Lot Line
 - City Easement



Notes

WS #9.



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THIS MAP IS NOT TO BE USED FOR NAVIGATION

1,021.5 Feet

510.77

0

1,021.5

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

CITY OF MOBERLY, MISSOURI
REZONING APPLICATIONReturn Form to:

Community Development Director
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only

Case ID.: _____
Date Advertised: _____
Date Notices Sent: _____
Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
Address: 101 W Reed St. Zip: 65270
Owner: Various Owners Phone: _____
Address: _____ Zip: _____

PROPERTY INFORMATION:

Street Address or General Location of Property: 500 BIK West End Pl + Franklin St.
Property is Located In (Legal Description): Tracts of Moberly Lots 41, 42, 43, 44
+ Zahns Add. Lots 1-7

Present Zoning B-2H Requested Zoning: R-2 Acreage: 2.55 Acres

Present Use of Property: Residential

Character of the Neighborhood: Residential

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

SURROUNDING LAND USE AND ZONING:

	<u>Land Use</u>	<u>Zoning</u>
North	<u>Industrial</u>	<u>M-1</u>
South	<u>Residential</u>	<u>B-2 H</u>
East	<u>Residential</u>	<u>B-2 H Request R-3</u>
West	<u>Residential</u>	<u>R-2</u>

RELATIONSHIP TO EXISTING ZONING PATTERN:

1. Would the proposed change create a small, isolated district unrelated to surrounding districts? Yes _____ No X

If yes, explain: _____

2. Are there substantial reasons why the property cannot be used in accordance with existing zoning? Yes X No ✓

If yes, explain: it is mostly non-conforming houses

CONFORMANCE WITH COMPREHENSIVE PLAN:

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

Yes X 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: Johnson St, West End Pl,
W 5th St, Franklin St.

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

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
N. 5 th St.	Local	40'
West End Pl	Local	50'
Franklin St.	Local	45'
Johnson St.	Arterial	30'

3. Will turning movements caused by the proposed use create an undue traffic hazard?
Yes _____ No X

IS PLATTING OR REPLATTING REQUIRED TO PROVIDE FOR:

- | | | |
|--|-----------|-------------|
| 1. Appropriately Sized Lots? | Yes _____ | No <u>X</u> |
| 2. Properly Sized Street Right-of-Way? | Yes _____ | No <u>X</u> |
| 3. Drainage Easements? | Yes _____ | No <u>X</u> |
| 4. Utility Easements: | | |
| Electricity? | Yes _____ | No <u>X</u> |
| Gas? | Yes _____ | No <u>X</u> |
| Sewers? | Yes _____ | No <u>X</u> |
| Water? | Yes _____ | No <u>X</u> |

5. Additional Comments: _____

UNIQUE CHARACTERISTICS OF PROPERTY AND ADDITIONAL COMMENTS:

Mostly Residential Homes at the moment

THE FOLLOWING MUST ACCOMPANY YOUR APPLICATION:

- One copy of a legal description of the property proposed to be rezoned.
- 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.
- A list of property owners within 185 feet of the property.

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL***Article 10 – Planned Development Procedure***

4. If the proposed zoning requires a conditional use permit, the rezoning application shall be accompanied by a use permit application defining the specifically requested use or list of uses.

Applicant's Signature

Date

Moberly, MO



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

Change B2H to R3

WS #9.



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

219.5 0 109.76 219.5 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: April 25, 2022

Action: APPROVAL

ON APRIL 25, 20 22, 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) B-2H TO A (N) R-3 (ZONE) TO BE LOCATED AT 514, 516, AND 520 FRANKLIN STREET, 406 JOHNSON STREET AND THE ODD NUMBER OF WEST END PLACE FROM 501 AND 535 WEST END PL, MOBERLY, MISSOURI. (ADDRESS OR LOCATION).

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE MAY 2, 20 22 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 ~~CONNIE ASBURY~~


ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #10.

Department: Comm. Dev.

Date: May 2, 2022

Agenda Item: An application for a re-zoning requested by the City of Moberly for 410 Johnson St. and 500 Franklin St. from an R-2 (Two-Family Residential District) to an R-3 (Multifamily Dwelling District).

Summary: The Planning & Zoning Commission recommended approval for the request of re-zoning for 410 Johnson St. and 500 Franklin St. Attached is a copy of the staff report, application and a map of the property.

Recommended Action: Direct Staff to bring forward to the May 16, 2022 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



Memorandum

To: *Planning and Zoning Commission*

From: *Planning Staff*

Subject: *Agenda items 2-6, Rezoning Applications*

Meeting: *April 25, 2022*

Public Hearing to consider:

Public Hearing for a request submitted by the City of Moberly to have various properties rezoned from the current business zones to residential zones. The location of these properties is in the 500 block of West End Pl, 500 block of Franklin St, 400 block of N 5th St, and the 500 block of Johnson St.

Comments:

The current properties are zoned B-2 (Central Business District), B-3 (General Commercial District) and R-2 (Two-Family Residential District). They are also currently vacant, occupied by a church, or occupied by a residential structure.

The most recent housing study performed by the City of Moberly has recommended an approach to finding more space available for housing growth and development. The recommended zoning of R-2 (One- and Two-Family Residential District) and R-3 (Multi-family Residential District) will be a step in the process of meeting that recommendation based on the recent housing study.

The following are the recommended zoning for each of the properties impacted by the application presented by the City of Moberly:

2. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of Johnson St. between 501 Johnson St. and 525 Johnson St. from a B-3 (General Commercial District) to an R-2 (Two-Family Residential District).
3. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410, 412, 413, 419 and parcel numbers 10-1.0-01.0-2.0-002-028.000, and 10-1.0-01.0-2.0-002-047.000 of N. 5 St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
4. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 402 N 5th St. from a B-3 (General Commercial District) to an R-3 (Multifamily Dwelling District).
5. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for the odd numbers of West End Pl. between 501 West End Pl. and 535 West End Pl., 406 Johnson St and 514, 516, and 520 Franklin St. from a B-2H (Central Business District/Historic) to an R-3 (Multifamily Dwelling District).
6. Notice of a Public Hearing for a re-zoning requested by the City of Moberly for 410 Johnson St. and 500 Franklin St. from an R-2 (Two-Family Residential District) to an R-3 (Multifamily Dwelling District).

City staff:

Over the recent years, these properties have been business zoned with little interest in development. Based on the recent housing study and their current uses; the City of Moberly feels that this rezoning will help to promote both single-family, duplex, and multi-family development and provide a step towards meeting the recommendations in the housing study. There has been recent interest in developing each of these properties as residential. This is not in agreement with the Future Land Use map but will promote future development and meet the demands of the city while also bringing current properties into conforming uses in that area. City of Moberly staff recommend approval of the rezoning of the properties listed in the applications.

A re-zoning approved by the Planning & Zoning Commission **will require the additional approval of the City Council.**

Respectfully Submitted
Aaron Decker

Moberly, MO



- Legend**
- Roads
 - Corporate Limit
 - Parcel
 - Stream
 - Subdivision
 - Lots
 - South Ridge Lot Line
 - City Easement



Notes

WS #10.



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

1,021.5 510.77 1,021.5 Feet

1 in. = 511 ft.



CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

CITY OF MOBERLY, MISSOURI
REZONING APPLICATIONReturn Form to:

Community Development Director
City of Moberly
101 West Reed Street
Moberly, MO 65270-1551
(660) 263-4420
(660) 263-9398 (fax)

For Office Use Only

Case ID.: _____
Date Advertised: _____
Date Notices Sent: _____
Public Hearing Date: _____

APPLICANT INFORMATION:

Applicant: City of Moberly Phone: 660-263-4420
Address: 101 W Reed Zip: 65270
Owner: _____ Phone: _____
Address: _____ Zip: _____

PROPERTY INFORMATION:

Street Address or General Location of Property: 500 Franklin St + 410 Johnson St.
Property is Located In (Legal Description): Trimbles 1st Add. Moberly
Lots 1+2 + 42

Present Zoning R-2 Requested Zoning: R-3 Acreage: .41

Present Use of Property: None

Character of the Neighborhood: Residential

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL

Article 10 – Planned Development Procedure

SURROUNDING LAND USE AND ZONING:

	<u>Land Use</u>	<u>Zoning</u>
North	<u>Industrial</u>	<u>M-1</u>
South	<u>Residential</u>	<u>B2 - Requesting R-3</u>
East	<u>Residential/Smith</u>	<u>B2 - Requesting R-3</u>
West	<u>Residential</u>	<u>R-2</u>

RELATIONSHIP TO EXISTING ZONING PATTERN:

1. Would the proposed change create a small, isolated district unrelated to surrounding districts? Yes _____ No X

If yes, explain: _____

2. Are there substantial reasons why the property cannot be used in accordance with existing zoning? Yes _____ No X

If yes, explain: _____

CONFORMANCE WITH COMPREHENSIVE PLAN:

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

Yes X 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: Franklin St.
Johnson St

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL**Article 10 – Planned Development Procedure**

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>Franklin St.</u>	<u>Local</u>	<u>45'</u>
<u>Johnson St.</u>	<u>Collector</u>	<u>80'</u>

3. Will turning movements caused by the proposed use create an undue traffic hazard?
Yes _____ No X

IS PLATTING OR REPLATTING REQUIRED TO PROVIDE FOR:

- | | | |
|--|-----------|-------------|
| 1. Appropriately Sized Lots? | Yes _____ | No <u>X</u> |
| 2. Properly Sized Street Right-of-Way? | Yes _____ | No <u>X</u> |
| 3. Drainage Easements? | Yes _____ | No <u>X</u> |
| 4. Utility Easements: | | |
| Electricity? | Yes _____ | No <u>X</u> |
| Gas? | Yes _____ | No <u>X</u> |
| Sewers? | Yes _____ | No <u>X</u> |
| Water? | Yes _____ | No <u>X</u> |

5. Additional Comments: _____

UNIQUE CHARACTERISTICS OF PROPERTY AND ADDITIONAL COMMENTS:**THE FOLLOWING MUST ACCOMPANY YOUR APPLICATION:**

- One copy of a legal description of the property proposed to be rezoned.
- 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.
- A list of property owners within 185 feet of the property.

CITY OF MOBERLY, MISSOURI – PROCEDURES MANUAL***Article 10 – Planned Development Procedure***

4. If the proposed zoning requires a conditional use permit, the rezoning application shall be accompanied by a use permit application defining the specifically requested use or list of uses.

Applicant's Signature

Date

Moberly, MO



Legend

- Roads
- Corporate Limit
- Parcel
- Original Lot
- Stream
- Subdivision
- Lots
- South Ridge Lot Line
- City Easement
- Zoning
 - B-1
 - B-2/H
 - 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

Change R2 to R3

WS #10.



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THIS MAP IS NOT TO BE USED FOR NAVIGATION

112.4 0 56.21 112.4 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: April 25, 2022


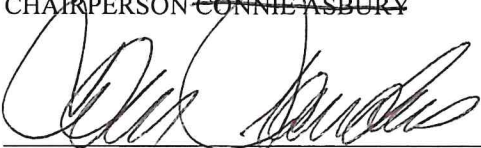
Action: APPROVAL

ON APRIL 25, 20 22, 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 AT 410 JOHNSON STREET AND 500 FRANKLIN STREET, MOBERLY, MISSOURI. (ADDRESS OR LOCATION).

THE CITY COUNCIL WILL CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AT THE MAY 2, 20 22 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 ~~CONNIE ASBURY~~

ZONING ADMINISTRATOR

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #11.

Department: Public Works

Date: May 2, 2022

Agenda Item: Receipt of bids for the 2022 street improvement (Milling and Overlay).

Summary: We advertised for bids for street improvements (milling and overlay). Bids were opened April 26, 2022. Three bids were received. Staff recommends accepting the bid from Capital Paving as low and best bid for the milling and overlay.

Recommended Action: Direct staff to bring forward to May 16, 2022 regular City Council meeting for final approval.

Fund Name: Transportation Trust

Account Number: 601.000.5502

Available Budget \$: 280,532.00-

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
<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

ADVERTISEMENT FOR BIDS

The City of Moberly, Missouri is requesting bids for the **2022 Street Improvements Project** including Overlay and 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 **“2022 Street Improvements”** and to the office of the City Clerk at 101 W Reed St., Moberly, MO 65270 by **April 26 2022 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: WEEKEND EDITION, APRIL 16, 2022 EDITION

[illegible]

City of
Proberly!

BID SHEET

Bids due April 26, 2022 at 10:00 A.M.

Milling Work

Est. Quantity: 11,200 sq. yd.

Contractor retains millings

Unit Price \$ 3.50 /sq. yd.
THREE DOLLARS + 50 CENTS / SY

City retains millings

Unit Price \$ 4.50 /sq. yd.
FOUR DOLLARS + 50 CENTS / SY

Street Overlay Type BP2 Mix

Est. Quantity:

4,877.75 Tons

- tack coat required on paved streets

Unit Price \$ 102.00 /ton
ONE HUNDRED TWO DOLLARS / TON

Company Name: CHRISTENSEN CONSTRUCTION COMPANY

Signature: Kenny Knapp - BUSINESS MANAGER
KENNY KNAPP

City of

*Moherly!***BID SHEET**

Bids due April 26, 2022 at 10:00 A.M.

Milling Work

Contractor retains millings

Est. Quantity: 11,200 sq. yd.Unit Price \$ 6.80 /sq. yd.

City retains millings

Unit Price \$ 7.30 /sq. yd.**Street Overlay Type BP2 Mix**

Est. Quantity:

4,877.75 Tons

- tack coat required on paved streets

Unit Price \$ / ton**Street Overlay**


		Prices based on oil index at time of offer, for evaluation purposes	Contractors percentage plus, Percentage to remain fixed for the life of contract
BP-1, PG 64-22	Per Ton in Place	\$	<u>N/A</u> %

Parking Lot Paving

		Prices based on oil index at time of offer, for evaluation purposes	Contractors percentage plus, Percentage to remain fixed for the life of contract
BP-1, PG 64-22	Per Ton In Place	\$	<u>N/A</u> %

Company Name: Emery Sapp & Sons, Inc.

Signature:


ANDY BAKER ASST V.P.
** Please Note – Contact Tim Grimsley, Pub. 89 ks Supt. to schedule/coordinate work.

City of

*Moberly!***BID SHEET**

Bids due April 26, 2022 at 10:00 A.M.

Milling Work

Contractor retains millings

Est. Quantity: 11,200 sq. yd.

Unit Price \$ _____ /sq. yd.

City retains millings

Unit Price \$ _____ /sq. yd.

Street Overlay Type BP2 Mix

Est. Quantity:

4,877.75 Tons

Unit Price \$ 127.00 ____ / ton

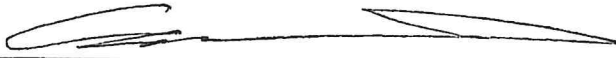
- tack coat required on paved streets

Street Overlay

		Prices based on oil index at time of offer, for evaluation purposes	Contractors percentage plus, Percentage to remain fixed for the life of contract
BP-1, PG 64-22	Per Ton in Place	\$ 124.50	<u>N/A</u> %

Parking Lot Paving

		Prices based on oil index at time of offer, for evaluation purposes	Contractors percentage plus, Percentage to remain fixed for the life of contract
BP-1, PG 64-22	Per Ton In Place	\$124.50	<u>N/A</u> %

Company Name: Emery Sapp & Sons, Inc.Signature: ANDY BAKER ASSIST V.P.** Please Note – Contact Tim Grimsley, Pub. 90 ks Supt. to schedule/coordinate work.

City of
Moberly!

BID SHEET

Bids due April 26, 2022 at 10:00 A.M.

Milling Work

Contractor retains millings

Est. Quantity: 11,200 sq. yd.

Unit Price \$ 2.65 /sq. yd.

City retains millings

Unit Price \$ 2.65 /sq. yd.

Street Overlay Type BP2 Mix

Est. Quantity:

4,877.75 Tons

- tack coat required on paved streets

Unit Price \$ 94.50 /ton
Streets

105.00 / ton - parking lots

Street Overlay

		Prices based on oil index at time of offer, for evaluation purposes	Contractors percentage plus, Percentage to remain fixed for the life of contract
BP-1, PG 64-22	Per Ton in Place	\$ <u>94.50</u>	<u>0</u> %

Parking Lot Paving

		Prices based on oil index at time of offer, for evaluation purposes	Contractors percentage plus, Percentage to remain fixed for the life of contract
BP-1, PG 64-22	Per Ton In Place	\$ <u>105.00</u>	<u>0</u> %

Company Name: Capital Paving & Construction, LLC

Signature: *[Signature]*

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #12.

Department: Public Utilities

Date: May 2, 2022

Agenda Item: A Discussion Concerning A Mowing And Hold Harmless Agreement Between The City Of Moberly, Missouri And Gary Seidel For Mowing The City Lake Property.

Summary: The City of Moberly maintains ownership of property surrounding Sugar Creek Lake that is part of the lake's watershed. Only one individual expressed interest in performing the work. This agreement is for a 1/3-2/3 share of the baled hay, with the hired individual to collect the 2/3 share as payment for maintaining the pasture portion of the property, and is for a period of three mowing seasons, to end December 2024. The City wishes to hire Gary Seidel to mow and bale up to 28 acres of the property.

Recommended Action: Direct staff to develop a resolution for approval at the next regular council meeting.

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 type="checkbox"/> Application	<input type="checkbox"/> Budget Amendment
<input type="checkbox"/> Citizen	<input type="checkbox"/> Legal Notice
<input type="checkbox"/> Consultant Report	<input checked="" type="checkbox"/> Other <u>Agreement</u>

Roll Call

Aye

Nay

Mayor

M___ S___ **Jeffrey**

Council Member

M___ S___ **Brubaker**

M___ S___ **Kimmons**

M___ S___ **Kyser**

M___ S___ **Lucas**

Passed

Failed

MOWING AND HOLD HARMLESS AGREEMENT

THIS MOWING AND HOLD HARMLESS AGREEMENT is made and entered into as of this _____ day of _____, 2022 (the "Agreement"), by and among the **CITY OF MOBERLY, MISSOURI**, a third-class city of the State of Missouri (the "City"), and **GARY SEIDEL** ("Seidel") an individual residing in Moberly, Missouri.

RECITALS

WHEREAS, the City owns property which consists of several acres of hay ground in need of mowing.

WHEREAS, Seidel has mowing and haying equipment and is able and willing to mow and pick up hay on the property owned by the City.

WHEREAS, the City and Seidel are willing to enter into this Agreement on the following terms and conditions.

NOW, THEREFORE, the City and Seidel agree as follows:

1. The City hereby gives permission to Seidel to enter the following described property for the purpose of mowing and square bailing hay: Approximately 28 acres of hay ground in Section 16, Township 54 North, Range 14 West lying east of Hwy DD, south of County Road 1345 and north of Private Road 1340.
2. Seidel shall receive 2/3 of the square bails and the City shall receive 1/3 of the bales.
3. Seidel will operate as an independent contractor and not as an employee or agent or in any capacity for the City.
4. The term of this Agreement is from July 1, 2022, to December 31, 2024. No notice of termination is required.
5. Seidel shall notify City of the time(s) he enters the property and City shall provide any necessary assistance to access the property.
6. Seidel hereby waives any cause of action or claims he may have at any time arising out of the performance of this Agreement against the City, its agents, servants, employees or elected officials.
7. Seidel hereby assumes all risk associated with performance of this Agreement.
7. Seidel hereby holds the City harmless from all damages, injuries and claims arising from the performance of this Agreement and agrees to defend any action brought against the City, its agents, servants, employees or elected officials resulting from any action arising from the performance of this Agreement.
8. Seidel will maintain during the duration of this Agreement insurance for his mowing operation and operation of his equipment used in the performance of this Agreement.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the day and year first above written.

CITY OF MOBERLY

GARY SEIDEL

By: Brian Crane, City Manager

Gary Seidel

ATTEST:

Shannon Hance, City Clerk

City of Moberly

City Council Agenda Summary

Agenda Number: _____

WS #13.

Department: Public Utilities

Date: May 2, 2022

Agenda Item: A Discussion Regarding A Purchase Of A Replacement Pump For Public Utilities From Smith & Loveless And Authorizing The City Manager To Make The Purchase.

Summary: The Public Utilities Department received the quote for an OEM pump to replace the existing over 20 years of service pump installed new during plant construction. The vendor will inspect the removed pump to determine if rebuild for spare is worthwhile. This pump will replace the existing plant pump that has reached the end of its service life. This replacement pump cost is \$ 18,570.00. This pump was scheduled for replacement in the 2022-2023 CIP Plan.

Recommended Action: Direct staff to develop a resolution for approval at the next regular council meeting.

Fund Name: Wastewater Treatment—Treatment Plant Maintenance

Account Number: 301.114.5304

Available Budget \$: (24,521.46) This account is partially funded by transfers from Swift Foods 300.000.4900 fund. YTD that account balance is at \$141,750.42.

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___ **Davis**

M___ S___ **Kyser**

Passed Failed



Smith & Loveless, Inc.

RETROFIT DIVISION

WS #13.

SALES AGREEMENT

Date: March 9, 2022
Project: Moberly, MO
Inq #: CB-32854
Existing S&L SN: 03-1258

Customer Contact:
Customer Phone:
Customer Email:

Your local Smith & Loveless Representative Contact Information:

Salesperson & Contact Phone: Don Buerk (314) 645-2400
Representative Company: Municipal Equipment Company
Representative Email: dbuerk@munequip.com

Scope of Equipment: **One (1) SMITH & LOVELESS® Model 4B2H vacuum primed top mounted PISTA® TURBO GRIT PUMP™ Rotating Assembly.**

- Motor to be 10 HP, 1800 RPM, 3/60/460 volt TEFC.
- Ni-hard impeller trimmed to 7" for 250 GPM @ 30' TDH
- Each top mounted vacuum primed rotating assembly to include: motor, motor adapter, bronze seal housing assembly with mechanical seal, Ni-Hard impeller, and SONIC START® STREAMLINE™ probe and 2-way solenoid valve/dome assembly, and SONIC START® operating module.
- Includes touch-up paint kit and hardware.

Price (includes freight): **\$14,585**

Scope of Equipment: **One (1) SMITH & LOVELESS® Model 4B2H vacuum primed top mounted PISTA® TURBO GRIT PUMP™.**

- Motor to be 10 HP, 1800 RPM, 3/60/460 volt TEFC.
- Ni-hard impeller trimmed to 7" for 250 GPM @ 30' TDH
- Each top mounted vacuum primed complete pump to include: motor, motor adapter, bronze seal housing assembly with mechanical seal, Ni-Hard impeller, Ni-hard volute, and SONIC START® STREAMLINE™ probe and 2-way solenoid valve/dome assembly, and SONIC START® operating module.
- Includes touch-up paint kit and hardware.

Price (includes freight): **\$18,570**

-MORE-

14040 Santa Fe Trail Drive. Lenexa, KS 66215

P: 913.888.5201 F: 913.748.0106

www.smith & loveless.com

**Smith & Loveless, Inc.**

Page: 2 of 2
Inq: CB-32854
Rev.
SN: 03-1258
Location: Moberly, MO

SHIPMENT: Manufacturing completion is Estimated at **16-18 Weeks** from approved submittals.
SUBMITTALS: Submittal Data, if required, is estimated **N/A** after receipt of complete details at Seller's factory.
FUEL SURCHARGE: Any fuel surcharge assessed to Smith & Loveless, Inc. Shall be passed on at cost to customer. This fuel surcharge was not included in our quote and will be in addition to the contract amount.
INSTALLATION: Smith & Loveless is supplying the aforementioned items. Owner is responsible for installation, including all inspections and/or code compliance of the installation.
FREIGHT: **F.O.B. Origin.**
PAYMENT: All purchase orders must be made out to Smith & Loveless, Inc.
Payment is 100% prior to shipment via check or, with continuing credit approval, 100% the earlier of net 30 days from date of shipment or at time of startup (if S&L startup is included in our quote).
TERMS: Smith & Loveless' quotation and standard terms and conditions applies to this order and no terms set forth in buyers purchase order, acknowledgment letter or verbal communication shall control unless approved in writing by the S&L Contract Department. In the event of any inconsistency between S&L's terms and conditions and buyers purchase order, S&L's terms and conditions shall govern.
TIME FRAME: Quote is good for 30 days.
EQUIPMENT: If the equipment Smith & Loveless is providing is associated with the retrofit or modification of existing equipment, field adjustments to the existing and/or new equipment may be required for correct installation. Such adjustments may include, but are not limited to, piping modifications, grouting, shimmiing, control panel or electrical changes, etc. Smith & Loveless is relying on information provided by the customer, the installing contractor, or others with regard to the measurement, model or part numbers, drawings, and descriptions of existing equipment in the design and manufacturing of the new equipment for this project. As a result, Smith & Loveless shall not be responsible for any problems or difficulties encountered when fitting up new equipment with existing equipment.

Agreed to this ____ day of _____, 202_. Lenexa, KS.

Agreed to this ____ day of _____, 202_ at

BUYER**SMITH & LOVELESS, INC.**

By: _____

By: _____

PRINT NAME

AUTHORIZED SIGNATURE

AUTHORIZED SIGNATURE_____
COMPANY NAME_____
ADDRESS_____
CITY, STATE, ZIP_____
PHONE**Is this purchase tax exempt?** ____ Yes ____ NoIf **YES**, attach Sales Tax Exemption Certificate. Failure to provide tax exempt certificate prior to shipment will result in Buyer being responsible for all applicable taxes.

14040 Santa Fe Trail Drive. Lenexa, KS 66215

P: 913.888.5201 F: 913.748.0106

www.smith & loveless.com

**Smith & Loveless, Inc.**

1. GENERAL A. Buyer's execution of this Agreement constitutes Buyer's offer to purchase, on the terms and conditions set forth herein, the equipment described in this agreement, and such offer is irrevocable for thirty (30) days after Buyer executes and delivers to Seller this Agreement together with all necessary engineering data and information. Prices are firm for thirty (30) days after the bid date provided a firm order is received at the factory within that time period and provided approved Submittal Data is received at the factory within forty-five (45) days from the date submittals are forwarded from the factory. In the event firm orders and Submittal Data are not received by Seller within the times set forth above, then price and delivery estimates may change due to changes in the costs of material and labor and/or factory capacity at the time when the firm orders or approved Submittal Data is received by Seller. Seller reserves the right to amend this Sales Agreement if not signed and returned within thirty (30) days from the quotation date. In the event we are unable to ship within estimated period for reasons beyond our control, including a request by the Buyer to defer shipment, the prices are subject to adjustment to those prevailing at the time of shipment.

B. THIS AGREEMENT IS NOT BINDING ON SELLER UNLESS SIGNED ON SELLER'S BEHALF BY AN OFFICER OR MANAGER OF SELLER.

C. This Agreement constitutes the entire contract between the parties with respect to said equipment (any prior agreement, representation, covenant or warranty, written or oral, being superseded hereby) and may not be amended or modified except by a written instrument duly executed by both parties, the provisions of any purchase order or other document submitted by or on behalf of Buyer to the contrary notwithstanding.

D. All notices hereunder are to be in writing and mailed postage prepaid to the party being notified at the address indicated in this agreement or at such other address as may be designated in writing.

E. Remedies provided for herein are cumulative and are in addition to all other remedies as may be available at law or in equity.

F. This Agreement is governed by and subject to the laws of the State of Kansas and the Buyer by executing this agreement agrees to submit to the Jurisdiction of the State of Kansas and the venue for any disputes between the parties will be in the District Court of Johnson County, Kansas, or the Federal District Court of Kansas.

2. NOTICE TO PROCEED- Return to Seller of approved Submittal Data or notification to Seller that the submission of submittals will be waived, constitutes notice to Seller to proceed with manufacture. In the event Seller does not receive approved Submittal Data within forty-five (45) days after Seller's submission of submittal data for approval, then Seller reserves the right to amend price and delivery of the equipment being sold. Final approved Submittal Data means approval by Buyer (or Buyer's representative) of Seller's Submittal Data and/or after all notations or comments have been clarified, approved and inserted into Seller's manufacturing documents at which point Sellers estimated completion schedule commences. Variations in the time Submittal Data is returned to Seller and/or Submittal Data marked approved but which contain contingencies or variations may impact the completion time of the equipment. Seller agrees to furnish only the equipment included in Seller's quotation and/or as described and modified in the Submittal Data. Approval of the Submittal Data constitutes acceptance of the equipment in the configuration described therein. If Seller is directed to change the scope of the equipment after notice to proceed to manufacture, then Seller reserves the right to amend the price and delivery of the equipment.

3. EXCUSED PERFORMANCE- Seller is not liable for any failure or delay in performance hereof, with respect to delivery or otherwise, if such failure or delay is due to any cause beyond Seller's control including, but not limited to, any Act of God, war, civil disturbance, riot, labor difficulty, factory capacity, fire, other casualty, accident or supplier's failure or inability to perform.

4. CREDIT APPROVAL- The credit terms specified herein are subject to Seller's continuing approval of Buyer's credit and if, in Seller's sole judgment, Buyer's credit or financial standing is impaired as to cause Seller to deem itself insecure, Seller may withdraw the extension of credit and require other payment terms.

5. PAYMENT- Subject only to any credit terms, which Seller may extend, the total purchase price hereunder is due at such time, within or after the estimated shipment period specified herein, as said equipment is ready to be shipped. Buyer shall pay in full all invoices within the time for payment specified therein and Buyer's payment obligation is in no way dependent or contingent upon Buyer's receipt of payment from any other party. Any balance owed by Buyer for thirty (30) days or more after the same becomes due is subject to a 2% per month delinquency charge until paid. In addition to all other amounts due hereunder, Buyer shall reimburse Seller in full for all damages, costs and expenses, including reasonable attorneys' fees, which Seller may incur with respect to Buyer's breach of this Sales Agreement or the collection of past due amounts from Buyer. If Buyer is in default under this or any other agreement with Seller, Seller may, at its option, defer performance hereunder until such default is cured.

**Smith & Loveless, Inc.**

6. **SECURITY INTEREST-** Until all amounts due hereunder have been paid in full, Seller has a security interest in said equipment and has all rights of a secured party under the Uniform Commercial Code including, without limitation, the right to take possession of said equipment without legal process and the right to require Buyer to assemble said equipment and make it available to Seller at a place reasonably convenient to both parties. At Seller's request, Buyer shall execute any financing statement or statements submitted by Seller in order that Seller's security interest in said equipment may be perfected.
7. **WARRANTY & LIABILITY-** Seller warrants only that said equipment is free from defects in materials and workmanship as set forth in Seller's standard Certificate of Warranty furnished to Buyer at the time of final shipment. THIS WARRANTY IS EXPRESSLY IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ALL IMPLIED WARRANTIES OF MERCHANTABILITY, FITNESS FOR ANY PARTICULAR PURPOSE OR DESIGN AND WHICH ARE EXPRESSLY DISCLAIMED BY SELLER. Seller's sole responsibility with respect to any equipment which proves to be defective as to materials or workmanship is either to replace or to repair the same as is set forth in said Certificate of Warranty. Unless authorized in writing by Seller, Seller is not responsible for any charge or expense incurred for the modification, servicing or adjusting of said equipment after the same has been delivered to Buyer. Seller is not liable in association with its warranty or in any other capacity for any consequential, incidental or liquidated damages, late fees/damages or penalties.
8. **CLAIM PERIOD-** Buyer shall immediately inspect said equipment upon receipt thereof and immediately notify the carrier of any damage, shortage or other nonconformance. Seller is not obligated to consider any claim for damages, shortages or non-conformance unless notified by Buyer within ten (10) days after Buyer's receipt of said equipment.
9. **CANCELLATION-** Should Buyer cancel this agreement without Seller's prior written consent, Seller may, at its option, recover from Buyer a cancellation charge of not less than 20% of the purchase price hereunder. This cancellation charge is intended to compensate Seller for difficult-to-calculate economic losses, including but not limited to, material and labor costs, as well as loss of anticipated profits suffered due to cancellation.
10. **SEVERABILITY -** If any provision or provisions of this Agreement shall be held to be invalid, illegal, unenforceable or in conflict with the law of any jurisdiction, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.
11. **STORAGE-** If at such time, within or after the estimated shipment period specified herein, as Seller notifies Buyer that said equipment is ready to be shipped Buyer requests a delay in shipment, Seller may, at its option, agree to store said equipment for a period of time determined by Seller, provided that such agreement will not affect Buyer's obligation to pay in full all invoices as they become due, and provided further that for each month, or portion thereof, said equipment is so stored by Seller, Buyer shall pay to Seller as a storage fee an amount equal to 2% of the purchase price.
12. **DRAWINGS, ILLUSTRATIONS AND MANUALS-** Catalog and proposal drawings, bulletins, and other accompanying literature are solely for purpose of general style, arrangement and approximate dimensions. Seller may make any changes Seller deems necessary or desirable. Submittal for approval, if required, will be made after receipt of complete information from Buyer. Unless otherwise specified at the time of quotation, six sets will be furnished. Additional sets are at \$25.00 per set. Installation, maintenance and operation manuals will be furnished in the number of copies specified at the time of quotation. If none specified, four will be provided at no added cost, with additional copies at \$50.00 each.
13. **PERMITS, LICENSES-** Buyer at its sole cost and expense shall obtain all building or other permits or licenses with respect to the installation and operation of said equipment required by any federal, state or local governmental body.
14. **PATENT INDEMNIFICATION-** Seller shall, at its own expense, defend any suit instituted against Buyer, based on any claim that equipment furnished hereunder infringes any Letters Patent of the United States, and Seller shall pay any damages assessed against Buyer in any such suit, provided that Buyer, upon service of process upon Buyer, gives to Seller notice in writing of the institution of such suit, and permits Seller, through counsel chosen by Seller, to defend the same, and gives Seller all information in Buyer's possession and reasonable assistance and authority to enable Seller so to do. Seller shall have no liability or obligation to Buyer for patent infringement resulting from compliance by Seller with written instructions or specifications of Buyer concerning the structure, operation, material, or method of making equipment furnished hereunder.

City of Moberly

City Council Agenda Summary

Agenda Number: WS #14.
 Department: Public Utilities
 Date: May 2, 2022

Agenda Item: A Discussion Regarding Downtown Sewer Rehab Project Change Order and Increase in Contract Costs

Summary: The contractor has identified the conditions requiring this change. During 5 days of work within different areas of the downtown sewer included in this project, the contractor has encountered conditions, confirmed by utilities department staff, of heavy solids buildup on pipes requiring significantly more effort to achieve the cleaning necessary for proper TV inspection of the piping. This change order will increase the budgeted amount for this effort from \$59,456.08 to \$165,417.33. This project is one of six EDA Grant funded projects, and is also receiving \$600,000 of CDBG grant funding, along with the Sturgeon & Rollins water line replacement project.

Recommended Action: Direct staff to develop a resolution for approval at the next regular council meeting.

Fund Name: Capital Improvement Sales Tax

Account Number: 304.000.5502

Available Budget \$: 72,440.36

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___ **Davis** ___ ___

M___ S___ **Kyser** ___ ___

Passed Failed

CHANGE ORDER NO.: [Number of Change Order]

Owner: City of Moberly, Missouri Owner's Project No.:
 Engineer: Jacobs Engineering Group, Inc. Engineer's Project No.: C5X55933
 Contractor: All Clear Plumbing and Sewer Contractor's Project No.:
 Project: Downtown Rehab – CCTV Inspection
 Contract Name: CCTV Inspections
 Date Issued: Effective Date of Change Order:

The Contract is modified as follows upon execution of this Change Order:

Description:

Changing contract to include heaving cleaning of 95% of lines to be televised, and increase number of protruding tap cut offs

Attachments:

New schedule of anticipated project quantities

Change in Contract Price		Change in Contract Times [State Contract Times as either a specific date or a number of days]	
Original Contract Price:		Original Contract Times:	
\$ 59,436.08		Substantial Completion: _____	
		Ready for final payment: _____	
[Increase] [Decrease] from previously approved Change Orders No. 1 to No. [Number of previous Change Order]:		[Increase] [Decrease] from previously approved Change Orders No.1 to No. [Number of previous Change Order]:	
\$ NONE		Substantial Completion: _____	
		Ready for final payment: _____	
Contract Price prior to this Change Order:		Contract Times prior to this Change Order:	
\$ 59,436.08		Substantial Completion: _____	
		Ready for final payment: _____	
Increase this Change Order:		[Increase] [Decrease] this Change Order:	
\$ 105,981.25		Substantial Completion: _____	
		Ready for final payment: _____	
Contract Price incorporating this Change Order:		Contract Times with all approved Change Orders:	
\$ 165,417.33		Substantial Completion: _____	
		Ready for final payment: _____	

Recommended by Engineer (if required)

Authorized by Owner

By: Tobin Lichti

Title: Project Manager

Date: 04/27/2022

Authorized by Owner

Approved by Funding Agency (if applicable)

By: _____

Title: _____

Date: _____

EJCDC® C-941, Change Order.

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CHANGE ORDER #1

#	Description	UOM	Estimated Quantity	Unit Price	Total Price
1	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, PRIVATE SERVICE PIPE INSPECTION, 6 IN	LF	70	\$2.50	\$175.00
2	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, PRIVATE SERVICE PIPE CLEANING, 6 IN	LF	0	\$2.50	\$0.00
3	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, INSPECTION INCLUDING LIGHT CLEANING, >6 IN - 12 IN	LF	5754	\$3.49	\$20,081.46
4	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, INSPECTION INCLUDING LIGHT CLEANING, > 12 IN - 24 IN	LF	3983	\$3.49	\$13,900.67
5	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, INSPECTION INCLUDING LIGHT CLEANING, > 24 IN - 48 IN	LF	2730	\$3.49	\$9,527.70
6	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, INSPECTION INCLUDING LIGHT CLEANING, > 48 IN	LF	0	\$4.49	\$0.00
7	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, HEAVY SEWER CLEANING, > 6 IN - 12 IN	LF	5466	\$4.49	\$24,542.34
8	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, HEAVY SEWER CLEANING, > 12 IN - 21 IN	LF	3784	\$4.49	\$16,990.16
9	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, SPECIALTY CLEANING, 2 MAN CREW WITH CLEANING EQUIPMENT	HR	24	\$500.00	\$12,000.00
10	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, SPECIALTY CLEANING, 2 MAN CREW WITH SUPPORT VEHICLE	HR	24	\$750.00	\$18,000.00
11	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, SPECIALTY CLEANING, CREW LEADER	HR	24	\$250.00	\$6,000.00
12	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, SPECIALTY CLEANING, FIELD TECHNICIAN	HR	24	\$175.00	\$4,200.00
13	SERVICE, CCTV - PHYSICAL INSPECTION, LARGE DIAMETER, REMOVAL OF PROTRUDING LATERALS	EA	200	\$200.00	\$40,000.00

\$ 165,417.33