

MEETING OF THE COUNCIL MEMBERS OF THE CITY OF NIXA, MISSOURI

NIXA CITY HALL

August 14th, 2023 7:00 P.M.

The regular meeting of the Nixa City Council was called to order by Mayor Jarad Giddens. Attending were Council Members Kelly Morris, Matt Ogden, Shawn Lucas, Aron Peterson, Darlene Graham, and Zern Vess.

The Pledge of Allegiance was given.

Visitors:

Stephen Turner, 751 S Moppin Hollow Ln, discussed the West Regional Lift Station. Turner said he was sent a letter about the lift station due to the City needing an easement. Turner stated he would like to schedule a meeting with the City to understand the need for the easement. Doug Colvin, Assistant City Administrator, and Public Works Director, responded to Turner's comments and provided more information on the easement process.

Ordinances (First Reading and Public Hearing; Comments Limited to 5 Minutes; No Council Vote Anticipated):

Council Bill #2023-36 Establishing and Levying Taxes on Real Property in the City for the 2023 Tax Year. Rebekka Coffey, City Clerk, told Council this is an annual ordinance to allow for the levying of taxes on real property. Coffey said the deadline to get information to the County Clerk was August 31st. Coffey told Council the valuation sheet and proposed tax rate provided in the Council packet differed from the information printed in the Christian County headliner. Coffey stated this was due to having to have the notice for the public hearing on this bill to the Headliner before the final valuations and rates were received from the Christian County Clerk and State Auditor's Office. Coffey also told Council the State R.R & Utility valuation is correct, although significantly lower than last year. Coffey stated this change was due to the selling of Gridliance. Coffey stated that staff recommends approval. Mayor Giddens opened the public hearing with no comments, the public hearing was closed.

Council Bill #2023-37 Rezoning the Real Property Generally Located at 202 South Main Street From a Single-Family Residential (R-1) District to a Neighborhood Commercial (NC) District. Scott Godbey, Planning and Development Director, stated that this property is a part of the Nixa Senior Center parking lot. Godbey said the rezoning of this lot would be extending the existing zoning in the area. Godbey told Council that the Senior Center wants to use this property to hold vehicles for their transportation program. Godbey stated that this property would need to comply with the stormwater regulations. Council asked questions, with Godbey responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed.

Council Bill #2023-38 Rezoning the Real Property Generally Located at the 1500 Block of North Owen Road from a Single-Family Residential (R-1) District to a Two-Family Residential (R-4) District. Godbey told Council that this portion of the property being rezoned is four (4) acres of a 24-acre site. Godbey stated that the preliminary plat for the site would be coming back to Council in September. Godbey said the four (4) acres are located north of the bowling alley. Godbey stated that the four (4) acres are on the southern side of the 24 acres, and the rezoning would allow duplexes. Godbey told Council this rezoning would allow for transitional zoning to the R-1 zoned properties on the 24 acres. Godbey stated that the rezoning would conform with the future land use map. Godbey said that at the Planning and Zoning meeting, no one approached the Commission for comments, and the Commission approved the rezoning unanimously. Godbey stated that staff recommends approval. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed.

Council Bill #2023-39 Approving the Preliminary Plat of the Subdivision Known as the Spence Amended Addition to Glen Oaks Estates Replat of Lots 1, 2, 3, 4, and Spence Addition to Glen Oaks Estates Generally Located at the Northwest Corner of the Intersection of South Gregg Road and West Glen Oaks Drive and Authorizing Certain City Officials to Take Certain Actions Upon the Filing of a Final Plat. Godbey stated that this property was annexed into the City in early 2023 with R-1 zoning. Godbey said the developer is proposing the property be split into six (6) lots instead of four (4). Godbey discussed the sinkhole on the property and provided information on the 2022 sinkhole evaluation that was completed. Godbey stated that Nixa Utilities will serve this property. Godbey stated that what was considered lots one (1) and two (2) will now be lot nine (9) and hold the sinkhole. Godbey said that all lots conform with City standards. Godbey told Council that at the Planning and Zoning Commission meeting, citizens approached the Commission to discuss their concerns. Godbey said that with all things considered, the Commission voted four to one (4-1) to approve, and staff also recommends approval. Mayor Giddens addressed Graham's home being near the development. Mayor Giddens opened the public hearing for comments.

Mark Webber, 1113 Glen Oaks Dr., provided a packet to Council. Webber discussed the lots he owns in the neighborhood. Webber provided information on a petition that was submitted to the Council signed by the neighbors of the property opposing the preliminary plat. Webber asked that the lots not be replated due to the changes affecting the neighborhood negatively. Webber discussed the sinkhole on the property. Weber asked for a win-win for both the neighbors and the developer.

David Montgomery, 1116 Glen Oaks Dr., stated he bought his home in the Glen Oaks Estates neighborhood because of the feel of the neighborhood. Montgomery discussed the Glen Oaks Estates' original plat. Montgomery stated that the lots were excluded from the neighborhood covenants. Montgomery asked questions about lot one (1), which contains the sinkhole and the setbacks between the homes.

Randy Bradley, 1126 Vineyard Dr., discussed his concerns with the sinkhole on the property.

Diane Eisman, 1104 Glen Oaks Dr., discussed the Glen Oaks Estates original plat and rental properties. Eisman stated that Glen Oaks Drive is a narrow street.

Richard Henderson, 1109 Glen Oaks Dr., discussed the sinkhole on the property and stated he had been mowing the sinkhole lot for 20 years. Henderson stated he offered to buy the lot with the sinkhole. Henderson asked the homes to conform to the rest of the street.

Bryce Booher, 605 Glen Oaks Dr., discussed the Glen Oaks Estates neighborhood and the traffic issues on Glen Oaks Drive. Booher provided his thoughts on rental properties. Booher told Council about the neighborhood covenants and said the plat would change the neighborhood. Booher asked Council to deny the preliminary plat.

Becky Clark, 1117 Glen Oaks Dr., discussed the Glen Oaks Estates neighborhood and property values. Clark asked Council to have the lots conform to the neighborhood.

Evan Palmer, 1121 Glen Oaks Dr., discussed the Glen Oaks Estates original plat. Palmer stated that Planning and Development processes seem confusing. Palmer said the homes built on the lots will look different than the other homes in the neighborhood. Palmer discussed traffic on Glen Oaks Drive.

Richard Henderson, 1109 Glen Oaks Dr., asked Council questions about street widening. Godbey responded.

Jeff Daugherty, 1108 Glen Oaks Dr., asked about the lot dimensions, with Godbey responding. Daugherty discussed traffic issues on Glen Oaks Drive. Daugherty stated he spoke with the developer about home sizes. Daugherty discussed Nixa and economic development. Daugherty asked Council to keep the integrity of the neighborhood. Mayor Giddens responded to Daugherty's comments.

Michele Palmer, 1121 Glen Oaks Dr., discussed her neighbors and the property developers. Palmer asked Council to drive Glen Oaks Drive to see the road issues. Palmer discussed the property being annexed into the City. Godbey responded to Palmer's comments. Palmer asked additional questions.

Bryce Booher, 605 Glen Oaks Dr., asked additional questions, with Council responding.

Danny Eisman, 1104 Glen Oaks Dr., discussed his neighbors and the lot and home sizes in the neighborhood. Eisman provided his thoughts on rental properties. Eisman discussed property values.

Mayor Giddens thanked the citizens for their comments. With no further comments, the public hearing was closed. Council held a discussion.

Council Bill #2023-40 Amending Chapter 101, Article II, Division 2, Section 101-69 of the Nixa City Code to Modify the Number of Members of the Planning and Zoning Commission. Godbey stated that the current City Code requires the Planning and Zoning Commission to have nine (9) members. Godbey said that the Commission has recently been operating with seven (7) members due to the difficulty in getting volunteers to serve. Godbey told Council that five (5)

members need to be present to have a quorum for the Commission. Godbey said that with a retiring commissioner, there will be six (6) members. Godbey stated that by lowering the members to seven (7), the quorum would be lowered to four (4) members. Godbey said that staff recommends approval. Mayor Giddens discussed the Planning and Zoning Commission. Council asked questions, with Mayor Giddens responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed.

Council Bill #2023-41 Amending Chapter 20, Article V, Division 6, Section 20-392 of the Nixa City Code for the Purpose of Prohibiting the Operation of All-Terrain Vehicles on Streets Within the City. Jimmy Liles, City Administrator, said in 2018 that the Council adopted a bill to allow golf carts. Liles stated that during that time, a discussion on UTVs and ATVs occurred. Liles said the Council at the time decided not to allow UTVs and ATVs on City streets. Liles told Council that a recent discussion has brought this code section back to light. Liles stated that the code doesn't allow UTVs and defined ATVs. Liles said the proposed bill would strike out the ATV usage with a city-issued permit from the City Code. Liles said the only usage of ATVs on the City streets would be for government and agricultural uses. Liles told Council that staff recommends approval. Council asked questions about the permit, with Liles responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed.

Mayor Giddens called for a 5-minute break at 8:25 p.m. The meeting was called to order at 8:36 p.m.

Ordinances (Second Reading and Public Hearing; Comments Limited to 5 Minutes; Council Vote Anticipated):

Council Bill #2023-34 Suspending the Operation of Sections 22-48(a) and 22-312(a) of the Nixa City Code for the Purpose of Waiving Certain Fees Related to Municipal Utility Service. Jennifer Evans, Finance Director, stated that this bill was to help with the ongoing issues with converting to a new utility billing system. Evans provided information on the current meter reading and billing cycle issues. Evans said the original bill was set to expire on September 5th; however, this is a substitute bill that would extend the due dates and shut-off dates. Evans stated that staff is working hard to correct the issues. Council asked questions, with Evans and Drew Douglas, Communications Director, responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to amend the council bill. Ogden made a motion to amend Council Bill #2023-34 by accepting Substitute Council Bill #2023-34 with Vess seconding and all Council Members voting aye. Mayor Giddens called for a motion to approve the amended council bill. Peterson made a motion to approve Amended Council Bill #2023-34 with Graham seconding and Ogden, Lucas, Peterson, Graham, Vess, and Morris voting aye on roll call.

Council Bill #2023-35 Amending Chapter 22, Article 1, Section 22-1 of the Nixa City Code for the Purpose of Establishing a Method to Allow Certain Utility Connections Outside the City Limits. Colvin stated that the current City Code has no means to extend utilities to people developing near the RDE and Tuscany Hills water systems. Colvin discussed lines 75-103 of the draft bill. Colvin said this bill would allow the City to extend utilities with a future consent to

annex signed by the developer. Colvin stated this bill is different than the bill previously approved by Council to serve existing RDE and Tuscan Hills customers because the City would not be allowing inside the city rates to these developers. Council asked questions, with Colvin responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the council bill. Lucas made a motion to approve Council Bill #2023-35 with Ogden seconding and Lucas, Peterson, Graham, Vess, Morris, and Ogden voting aye on roll call vote.

Resolutions (Public Hearing; Comments Limited to 5 Minutes; Council Vote Anticipated):

Resolution #2023-36 Accepting the Bid of Masters Plumbing for the 1111 Restroom Expansion (PW-2023-01) Project and Authorizing the City Administrator to Execute a Contract for Same. Travis Cossey, Assistant Public Works Director, stated that this council bill was for the restroom expansion at the Public Works building at 1111 Kathryn. Cossey said this expansion is to get the bathrooms up to ADA compliance and increase the available facilities for staff. Cossey told Council that a bathroom expansion project is happening at the 1010 Eagle Crest Public Works building. Cossey said the bid from Masters Plumbing was \$141,700 and the budgeted amount for this project was \$175,000. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the resolution. Peterson made a motion to approve Resolution #2023-36, with Ogden seconding and all Council Members voting aye.

Resolution #2023-37 Authorizing the City Administrator to Solicit Proposals for Mailing Services for the Utility Billing Division of the Finance Department. Evans told Council this is the first resolution for Council to approve the bidding documents after the purchasing code was adopted. Evans said this Request for Proposal (RFP) is for mailing services at Utility Billing. Evans stated that the City has been using the same mailing service since 2019. Evans explained the billing process and stated that the current mailing company is based in Texas. Council asked questions, with Evans responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the resolution. Lucas made a motion to approve Resolution #2023-37 with Morris seconding and all Council Members voting aye.

Resolution #2023-38 Consenting to the Mayor's Appointment of Several Members to the Board of Directors of the Public Building Corporation of the City of Nixa, Missouri. Liles told Council the Public Building Corporation (PBC) is a non-profit formed in 1989 and provided additional information on what the PBC does for the City. Liles said the City Hall, Police Department building expansion, and Utility Billing buildings are financed through the PBC. Liles stated there are two (2) current members willing to serve again, and seven (7) new members need to be appointed to get the group back to nine (9). Liles discussed the potential members for the PBC. Liles said the PBC will need to transfer the Utility Billing building back to the City to move forward with the demolition of that building. Mayor Giddens discussed the potential members of the PBC. Council asked questions about term limits, with staff responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was

closed. Mayor Giddens called for a motion to approve the resolution. Graham made a motion to approve Resolution #2023-38, with Peterson seconding and all Council Members voting aye.

Mayor and Council Member Reports:

Mayor Giddens thanked the Public Works department for their work during the recent storm. Mayor Giddens also thanked the surrounding community Public Works departments that sent mutual aid.

Matt Crouse, Parks Director, told Council that the new park equipment installation at Rotary Park will begin August 15th. Crouse said that work begins one (1) week early.

Adjournment:

With no further business, Mayor Giddens adjourned the meeting at 9:04 p.m.

Mayor

City Clerk

MEETING OF THE COUNCIL MEMBERS OF THE CITY OF NIXA, MISSOURI

NIXA CITY HALL

August 28th, 2023 7:00 P.M.

The regular meeting of the Nixa City Council was called to order by Mayor Jarad Giddens. Attending were Council Members Kelly Morris, Matt Ogden, Shawn Lucas, Aron Peterson, Darlene Graham, and Zern Vess.

The Pledge of Allegiance was given.

Consent Agenda:

Mayor Giddens called for a motion to approve the consent agenda. Lucas made a motion to approve the consent agenda as presented, items a through b, with Peterson seconding and Ogden, Lucas, Peterson, Graham, Vess, and Morris voting aye on roll call vote.

Service Awards:

Mayor Giddens recognized Will Liniger for his 15 years of service to the City. Liniger was not in attendance. Jeff Roussell, Street Superintendent, stated that Liniger started in building and grounds maintenance and is now a utility worker. Roussell said Liniger never complains and is always willing to pick up overtime. Roussell also told Council Liniger volunteers regularly in the community.

Mayor Giddens recognized Jonny Neal for his five (5) years of service to the City. Neal was not in attendance. Brian Denney, Electric Superintendent, stated Neal couldn't be in attendance due to heading to Florida on a mutual aid trip. Denney said Neal worked for two (2) years in the tree department and has spent the last three (3) years as an apprentice lineman. Denney told Council Neal has his arborist license and is an asset to the City.

Mayor Giddens recognized Scott Godbey for his five (5) years of service to the City. Cindy Robbins, Assistant City Administrator, stated that Godbey came from the Ozarks Transportation Organization as a planner. Robbins said Godbey was promoted to Planning and Development Director in November 2022. Robbins told Council that Godbey was an asset to the City.

Awards and Recognition:

Mayor Giddens recognized Joe Gallant for his 19 years as a Planning and Zoning Commissioner. Mayor Giddens spoke about Gallant's service to the City. Godbey told Council that Gallant was dedicated to his position and appreciated all his hard work.

Visitors:

Ron Sanders, 976 Glen Oaks Dr., discussed a Supreme Court Case, offensive language, and free speech.

Ordinances (Second Reading and Public Hearing; Comments Limited to 5 Minutes; Council Vote Anticipated):

Council Bill #2023-36 Establishing and Levying Taxes on Real Property in the City for the 2023 Tax Year. Rebekka Coffey, City Clerk, told Council this is an annual ordinance that is needed to levy taxes on real property. Coffey stated that the final day to get information to the County Clerk was August 31st. Coffey said the valuation sheet and proposed tax rate provided in the Council packet differed from the information printed in the Christian County Headliner. Coffey told Council this was due to having to have the information to the Headliner sooner than the final valuations and tax rate were received from the County Clerk and State Auditor's office. Coffey stated that the State R.R & Utility valuation is correct, although very different than last year. Coffey said this change is due to the selling of Gridliance. Coffey stated staff recommends approval of the council bill. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the council bill. Ogden made a motion to approve Council Bill #2023-36 with Morris seconding and Lucas, Peterson, Graham, Vess, Morris, and Ogden voting aye on roll call vote.

Council Bill #2023-37 Rezoning the Real Property Generally Located at 202 South Main Street from a Single-Family Residential (R-1) District to a Neighborhood Commercial (NC) District. Scott Godbey, Planning and Development Director, stated that this property is located at the Nixa Senior Center. Godbey said to the south and east of the property is R-1, and the rest of the surrounding property is neighborhood commercial. Godbey said the parking lot on the southeast of the property is paved, and the southwest of the property is a gravel parking lot. Godbey stated that a minor subdivision was approved at the Planning and Zoning Commission meeting, combining these properties into one (1). Godbey told Council the rezoning was needed to keep the existing zoning of the rest of the property. Godbey said the Planning and Zoning Commission voted unanimously to approve, and staff also recommends approval. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the council bill. Graham made a motion to approve Council Bill #2023-37 with Peterson seconding and Peterson, Graham, Vess, Morris, Ogden, and Lucas voting aye on roll call vote.

Council Bill #2023-38 Rezoning the Real Property Generally Located at the 1500 Block of North Owen Road from a Single-Family Residential (R-1) District to a Two-Family Residential (R-4) District. Godbey stated that the property in question is approximately four point eight (4.8) acres of a 24-acre piece of land north of the bowling alley. Godbey told Council the property owners are asking to rezone the acreage from single-family to multi-family. Godbey said that to the east of the property is highway commercial, to the west is R-1 in the county, and to the south is county property. Godbey told Council that the multi-family zoning would act as a buffer between the single-family housing and the commercial zoning. Godbey stated that the R-4 zoning density is 5.45 dwelling units, and the proposed amount of lots from the developer is below that density at 12 lots. Godbey said that staff recommends approval. Council asked questions, with Godbey responding. Mayor Giddens opened the public hearing for comments, with no comments made, the public building was closed. Mayor Giddens called for a motion to approve the council bill. Lucas made a motion to approve Council Bill #2023-38 with Ogden seconding and Graham, Vess, Morris, Ogden, Lucas, and Peterson voting aye on roll call vote.

Council Bill #2023-39 Approving the Preliminary Plat of the Subdivision Known as the Spence Amended Addition to Glen Oaks Estates Replat of Lots 1, 2, 3, 4, Spence Addition to Glen Oaks Estates Generally Located at the Northwest Corner of the Intersection of South Gregg Road and West Glen Oaks Drive and Authorizing Certain City Officials to Take Certain Actions Upon the Filing of a Final Plat. Godbey stated the property is two point two (2.2) acres with lots one through four (1-4). Godbey said this property was annexed into the City earlier in 2023 with R-1 zoning. Godbey told Council the preliminary plat would replat the four (4) lots into six (6), and all lots would be over the minimum required 6,600 square feet. Godbey said that an additional 10ft of right-of-way was required. Godbey stated that all City utilities are available to these lots. Godbey discussed the sinkhole on lot nine (9) and provided information on the sinkhole evaluation that was performed in 2022. Godbey told Council at the Planning and Zoning meeting that neighbors approached the Commission to discuss their concerns. Godbey said that with all things considered, the Commission voted 4-1 to approve, and staff also recommends approval. Council asked questions about the sinkhole, with Godbey responding. Mayor Giddens opened the public hearing for comments.

Mark Weber, 1113 Glen Oaks Dr., provided a packet to Council. Weber discussed the property he owns in Glen Oaks Estates and the original plat versus the proposed plat. Weber discussed City Code sections 115-2 and 115-36. Weber asked Council about the City Code and Council's role.

David Montgomery, 1116 Glen Oaks Dr., provided a packet to Council. Montgomery discussed the lots being exempt from the subdivision's covenants. Montgomery said he was not against the property being developed. Montgomery asked Council to follow the City Code. Montgomery discussed sinkholes and setbacks. Montgomery asked Council to vote the plat down. Council asked questions, with Godbey responding.

Randy Bradley, 1126 Vineyard, discussed the sinkhole on the property and the property developer.

Ron Sanders, 976 Glen Oaks Dr., stated he lives near the proposed plat. Sanders discussed the City Code, the developers, the Planning and Zoning Commission, and rental properties.

Jeff Daugherty, 1108 Glen Oaks Dr., stated that many neighbors of the Glen Oaks neighborhood were in attendance and not against development.

With no further comments, the public hearing was closed. Mayor Giddens called for a 10-minute recess at 7:53 p.m. The meeting was called to order at 8:11 p.m. Mayor Giddens requested to postpone Council Bill #2023-39 until the September 7th regularly scheduled Council Meeting. Graham made a motion to postpone Council Bill #2023-39 until the September 7th Council meeting with Ogden seconding and Vess, Morris, Ogden, Lucas, Peterson, and Graham voting aye on roll call.

Council Bill #2023-40 Amending Chapter 101, Article II, Division 2, Section 101-69 of the Nixa City Code to Modify the Number of Members of the Planning and Zoning Commission. Godbey stated that the City Code requires the Planning and Zoning Commission to have nine (9)

members; currently, the Commission is operating with seven (7) members. Godbey said a nine (9) member Commission requires a quorum of five (5) members, and a seven (7) member Commission requires a quorum of four (4) members. Godbey stated that staff recommends approval. Mayor Giddens discussed the Planning and Zoning Commission membership being lowered to seven (7) members. Mayor Giddens opened the public hearing for comments.

Ron Sanders, 976 Glen Oaks Dr., provided his views on lowering membership. Sanders discussed developers and property rights in Nixa. Mayor Giddens responded to Sanders' comments.

With no further comments, the public hearing was closed. Mayor Giddens called for a motion to approve the council bill. Peterson made a motion to approve Council Bill #2023-40 with Lucas seconding and Morris, Ogden, Lucas, Peterson, Graham, and Vess voting aye on roll call vote.

Council Bill #2023-41 Amending Chapter 29, Article V, Division 6, Section 20-392 of the Nixa City Code for the Purpose of Prohibiting the Operation of All-Terrain Vehicles on Streets Within the City. Jimmy Liles, City Administrator, stated in 2018 that an ordinance was passed by Council allowing golf carts to be operated on City streets. Liles said at that time Council decided not to allow UTVs or ATVs. Liles told Council there is still an ordinance that would allow ATVs on City streets with a City issued permit. Liles defined ATV. Liles said if this council bill passed, it would make ATVs on streets illegal except for government and agricultural purposes. Liles stated that staff recommends approval. Council asked questions, with Mayor Giddens and Liles responding. Council held a discussion. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the council bill. Ogden made a motion to approve Council Bill #2023-41 with Graham seconding and Ogden, Lucas, Peterson, Graham, Vess, and Morris voting aye on roll call vote.

Resolutions (Public Hearing; Comments Limited to 5 Minutes; Council Vote Anticipated):

Resolution #2023-39 Authorizing the City Administrator to Execute a Contract with Decker & DeGood, P.C. for an Annual, Independent Audit of all City Accounts. Jennifer Evans, Finance Director, stated the City Charter and State Auditor require the City to have an annual audit. Evans said the bid was sent to 54 vendors, with 10 direct invitations sent and only one (1) response received. Evans stated that due to the low number of responses, the deadline was extended and sent to more vendors, with still only one (1) bid. Liles provided more information on the bid and contract. Evans provided additional details. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the resolution. Peterson made a motion to approve Resolution #2023-39, with Morris seconding and all Council Members voting aye.

Resolution #2023-40 Authorizing the City Administrator to Solicit Proposals for the Extension of Certain Sidewalks and Trails at McCauley Park. Matt Crouse, Parks Director, stated that this resolution would allow the request for proposal (RFP) documents to be opened to accept bids. Crouse said this project would be paid for with impact fees. Crouse discussed the sidewalk improvement projects: project one (1) is Taylor Way to the playground, project two (2) is Taylor

Way to the back of the XCenter, and project three (3) is to extend the trail through the park. Crouse hoped to have the project completed before the end of the year. Council asked questions, with Crouse responding. Liles provided additional information. Council asked additional questions, with Crouse responding. Council held a discussion. Mayor Giddens opened the public hearing for comments, with no comments made, the public hearing was closed. Mayor Giddens called for a motion to approve the resolution. Vess made a motion to approve Resolution #2023-40, with Peterson seconding and all Council Members voting aye.

Discussion Items – Unfinished Business – Flag Design:

Drew Douglas, Communications Director, told Council that a new brand was adopted in the Summer of 2023, but no flag design was adopted. Douglas said the current flag has the old city logo. Douglas discussed the new brand and what a flag means to the community. Douglas provided information on vexillology and the best practices for designing flags. Douglas discussed previous flag designs and examples of good and bad flags. Douglas provided details on proposed flag options A through F. Douglas said that options E and F are not recommended. Douglas discussed the three (3) options for adopting the flag and asked for direction on how staff should proceed. Council held a discussion and asked questions, with Douglas responding. Mayor Giddens asked members of the public for their opinions on the designs. John Guerra, 697 N. Foxhill, asked Council to let the public have a say in deciding the flag design. Council gave direction to move forward with allowing a citizen poll with flag options A, C, and F.

Mayor and Council Member Reports:

Coffey reminded Council the September 11th Council meeting had been rescheduled to Thursday September 7th.

Robbins reminded Council that the 2nd Annual Multi-Cultural event would be September 23rd, 10:00 a.m. – 2:00 p.m. at Rotary Park.

Adjournment to Closed Session:

Mayor Giddens called for a motion to adjourn to closed session. Peterson made a motion to adjourn to closed session pursuant to section 640.021(1) RSMo in which the Council will discuss legal actions, causes of action, and confidential and privileged communications with their attorney with Lucas seconding and Lucas, Peterson, Graham, Vess, Morris, and Ogden voting aye on roll call.

The meeting will be considered adjourned at the close of the closed session.

Mayor

City Clerk