INTRODUCTORY

The City Council of the City of Columbia, Missouri met for a regular meeting at 6:00 p.m. on Monday, August 15, 2011, in the Council Chamber of the City of Columbia, Missouri. The Pledge of Allegiance was recited, and the roll was taken with the following results: Council Members ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL and DUDLEY were present. The City Manager, City Counselor, City Clerk and various Department Heads were also present.

APPROVAL OF THE MINUTES

The minutes of the regular meeting of August 1, 2011 were approved unanimously by voice vote on a motion by Mr. Thornhill and a second by Mr. Dudley.

APPROVAL AND ADJUSTMENT OF AGENDA INCLUDING CONSENT AGENDA

The agenda was approved unanimously by voice vote on a motion by Mr. Dudley and a second by Mr. Thornhill.

SPECIAL ITEMS

Presentation of a donation from the Maplewood Barn Community Theater for the reconstruction of the Maplewood Barn.

Michael Scott, a representative of the Maplewood Barn Community Theater, explained it had been sixteen months since a fire destroyed their home in Nifong Park, but it had not destroyed the Maplewood Barn Community Theatre thanks to the efforts of this loving and giving community. He noted they had recently completed their second season in Nifong Park without the barn, but that would soon change due to the efforts of many people. In the past 16 months, the Theater Board had been actively involved in fundraising and had accumulated over $75,000 in donations and grant monies. He presented a check to the City in the amount of $60,000 for the new barn.

Mayor McDavid thanked Mr. Scott for helping to raise those funds.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Upon receiving the majority vote of the Council, the following individuals were appointed to the following Boards and Commissions.

BOARD OF HEALTH
Irwin, Ila, 2405 Lynnwood Drive, Term to expire August 31, 2014
Lyon, Sally Beth, 701 Thilly Avenue, Term to expire August 31, 2014
Malaker, Colin, 3408 Buttonwood Drive (business), Term to expire August 31, 2014

COLUMBIA VISION COMMISSION
Anderson, William, 3004 Joshua Tree Court, Term to expire December 15, 2012
HISTORIC PRESERVATION COMMISSION
Gardner, Brent, 315 W. Stewart, Term to expire September 1, 2014
Lovett, Crystal, 3804 Village Park Drive, Term to expire September 1, 2014

HUMAN RIGHTS COMMISSION
Law, Virginia, 2500 Spruce Drive, Term to expire March 1, 2014

PUBLIC TRANSPORTATION ADVISORY COMMISSION
Alvarado, Carlos, 2232 Shepard Boulevard, Term to expire March 1, 2012

TAX INCREMENT FINANCING COMMISSION
Beverley, Andrew, 210 E. Ridgeley Road, Term to expire September 1, 2015
Brown, Jeremy, 2605 Burrwood Drive, Term to expire September 1, 2015

SCHEDULED PUBLIC COMMENT

Tony Conway – Storm Water Runoff and Bus Costs.
Tony Conway commented that there was a storm water issue at 2601 Quail due to excess run-off from Sylvan Road and the warehouse at 2501 Vandiver. He presented the Council with pictures of the flood damage and flooding that occurred. With regard to bus service, he was okay with the fares being raised, but in the past service had been increased as well to make the City more attractive to companies, such as IBM. He did not believe raising fares and cutting service would make the city attractive to businesses considering locating in Columbia. He also believed it would affect the economy as many people shopped on Thursday and Friday evenings.

Jennifer Erickson, Executive Director and Chase Thompson, Board President – Update on Columbia Access Television.
Jennifer Erickson, the Executive Director of Columbia Access Television (CAT), introduced herself and Chase Thompson, the Board President of CAT, and thanked the City for its PEG channel support and thanked Stephens College for donating space and utilities. She explained they wanted to remind everyone of the activities, resources and offerings at CAT. CAT was Columbia’s public access television station, which meant the community created and submitted television programming, and essentially provided a voice to all members of the community. They were also an award winning community media center as they had won four national awards in the last two years. In addition to watching the television station, people were able to learn new and important media skills, gain access to high-tech video equipment and have their voice reach out to the community. She noted CAT taught employees and volunteers video skills that could build resumes, which was important in this economy. They also provided guidance on other media topics as requested. Mr. Thompson pointed out the studio had been renovated recently. Ms. Erickson commented that if someone had an idea for a show, CAT could help make it a reality. She showed the Council a short video illustrating recent programming CAT had produced and mentioned a couple upcoming collaborations. She noted CAT could be viewed on Mediacom Channel 85, Charter Channel 21, Centurylink Channel 603 or by live stream or on-demand through their website.
at www.columbiaaccess.tv. She stated they were located on the Stephens College Campus in the same building as Windsor Auditorium and were open on Monday-Friday 3:00 – 8:00 p.m. and on Saturday 12:00 – 8:00 p.m.

PUBLIC HEARINGS

B213-11  **Setting property tax rates for 2011.**

The bill was given second reading by the Clerk.

Mr. Matthes provided a staff report.

Mayor McDavid opened the public hearing.

There being no comment, Mayor McDavid closed the public hearing.

B213-11 was given third reading with the vote recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Bill declared enacted, reading as follows:

(A)  **Consider the FY 2012 Capital Improvement Project Plan for the City of Columbia, Missouri.**

Item A was read by the Clerk.

Mr. Matthes provided a staff report.

Mayor McDavid opened the public hearing.

There being no comment, Mayor McDavid closed the public hearing.

Ms. Hoppe commented that she understood the Rock Quarry Road improvement project was listed for FY 2015/2016 at a cost of $9 million and stated she was not sure they would $9 million to improve that road since it would be kept as a scenic road. She was unsure of the process, but wanted to point that out.

Mayor McDavid noted the CIP was a part of the budget, and while Council could amend and discuss it, they would be acting on the budget as a whole at a later date.

B214-11  **Adopting the FY 2012 Budget for the Special Business District.**

The bill was given second reading by the Clerk.

Mr. Matthes provided a staff report.

Mr. Thornhill made a motion to amend B214-11 per the amendment sheet. The motion was seconded by Mr. Kespohl and approved unanimously by voice vote.

Mayor McDavid opened the public hearing.

There being no comment, Mayor McDavid continued the public hearing to the September 6, 2011 Council Meeting.

B215-11  **Adopting the FY 2012 Budget.**

The bill was given second reading by the Clerk.

Cathy Thorpe stated she was the Chair of the Boone County Community Services Advisory Commission and noted the Commission was charged with making annual recommendations to the Columbia City Council and Boone County Commission regarding the purchase of social services in the community. The Commission and staff had developed a revised funding process, which had been approved by the Council and implemented last
year, and under that revised process, the Commission would not be making contract recommendations to the Council until December 2011. She provided background on the social services funding and allocation process, gave a brief overview of the revised process that had been developed and implemented, discussed the current funding cycle and shared what they felt were compelling reasons for Council to continue its long standing commitment to the purchase critical social services in the community. She explained for the past 50 years, the Council had recognized that in addition to physical infrastructure and public safety, it needed to provide an investment in the social well-being of the community, and the funding provided was used to address challenging social issues such as homelessness, unemployment, economic insecurity, food insecurity, at-risk children, youth and families, domestic violence, mental illness and an aging population. She noted that in recent years, they had experienced the most difficult economic climate in decades. One in three people in Boone County lived in relative poverty. In addition, the unemployment rate in Boone County had risen nearly 300 percent in the last decade and governmental and private resources were rapidly diminishing. She commented that funding social services, especially prevention oriented services, were cost-effective and could reduce costs to local government in other areas, such as public safety. Social services funding by the City also helped leverage other funds and created jobs. She commented that the Commission felt social service funding should not be viewed as an optional, charitable activity, but rather as an effective socio-economic development tool and a critical investment in the social and economic well-being of the community. She asked the Council to consider the Commission’s recommendation to provide at least level funding for social services in the FY 2012 budget.

Mitch Ritter, 805 Sandy Court, stated he was the Chair of Community Development Commission and explained the purpose of the Commission was to distribute Community Development Block Grant and HOME funds to agencies throughout the City. He described the program categories, the application review and scoring process, and listed the recommendations of the Commission. Mr. Matthes noted this was one of the rare years in which he, the Commission and staff agreed on the funding recommendations.

Aaron Krawitz, 901 Edgewood Avenue, stated he was the Vice-Chair of the Commission on Cultural Affairs and explained Columbia’s funding of local arts agencies was unique and had a history dating back to the 1980’s and pre-dated the establishment of the Office of Cultural Affairs by many years. While the goal was not primarily economic, the funding had an economic impact. The money awarded flowed through to purchase services and materials and to pay artistic salaries. The Commission was recommending the allocation of $99,000 in FY 2012, and of that $96,000 would be used for annual funding and $3,000 would be set aside for small request funding to support quarterly applications from arts organizations for smaller projects. He noted this was only 0.13 percent of the City’s general fund budget and 0.02 percent of the City’s overall budget. He commented that public support of the arts ensured greater access to the arts for more citizens and was not a subsidy to those that were better off. In addition, City arts funding helped satisfy goals of the visioning effort by partnering with local agencies to address the need for the expansion of arts programs available to the public, and leveraged money from other sources. He believed the arts attracted visitors and made Columbia a more attractive place to live and do business,
which showed its economic role. He described the FY 2012 arts funding process and noted the Council had received their recommendations. He stated the Commission commended past City Councils for recognizing the importance of actively supporting the arts locally and hoped they would continue the tradition. He noted the Commission was also thankful to the City Manager for preserving the Office of Cultural Affairs in its present form.

Mr. Matthes provided a staff report regarding the budget. He commented that no tax rate increases were proposed, but some fee increases were proposed, and most of those were from previous ballot decisions. He noted they had closed the gap between revenue and expenses by about $600,000. The street paving budget was increased by $585,000, and was in direct response to the community survey recently completed. The budget included a modest raise for city staff of 25 cents per hour because he felt another year without a raise was too much to ask. He pointed out this rate increase would benefit employees that earned the least the most. He explained the budget included cuts to transit of approximately 8 percent without the inclusion of the capital cost of buses, and that those cuts would be detailed at the August 22 Council work session. He stated he was recommending the creation of a new department, which would be known as the Community Development Department and would aim to streamline some City processes. He noted he was asking every business unit of the City to develop a strategic plan by this time next year and explained he was not recommending the merge of the Office of Cultural Affairs and the Convention and Visitors Bureau, but was suggesting the Office of Cultural Affairs move to the Walton Building so they could better collaborate and produce a strategic plan together.

Mayor McDavid opened the public hearing.

Lisa Weaver, 3605 Teakwood Drive, stated she was speaking on behalf of the University Concert Series, and noted arts funding benefited everyone in Columbia by providing significantly to the quality of life. Last year, through Office of Cultural Affairs (OCA) funding, the University Concert Series was able to provide twelve outreach events, which included mini-performances, workshops, caroling at University Hospital and school performances for approximately 3,000 people. The Concert Series also provided 3,500 free tickets to non-profit organizations that served those that were hard to reach and underserved. From a budget perspective, she believed arts funding was an investment, and pointed out IBM representatives specifically mentioned the arts and cultural events as a major factor in their decision to open a technology service center in Columbia. Arts funding also provided revenue as the arts were directly tied to economic development. Last year, the Concert Series brought in groups of performing artists that rented nearly 1,000 hotel rooms, paid sales taxes and hotel/motel taxes, ate at local restaurants, shopped at the mall and downtown businesses, and etc. In addition to the performers, nearly 75,000 people attended those events with ticket buyers coming from 29 different states and 70 different Missouri counties. Many of those patrons also stayed in hotels, ate at local restaurants, bought gas, and etc. from local merchants. Based on the Economic Prosperity Survey from the Missouri Arts Council, the Concert Series alone supported the equivalent of 77 full time jobs in the community, not including direct staff. She urged the Council to fully support funding for the Office of Cultural Affairs.
Peter Stiepleman, 411 S. Glenwood Avenue, introduced himself and his son, Isaac, and explained he was the Assistant Superintendent for the elementary schools in Columbia and was also the liaison for homelessness in the School District. He noted that within the last five years, the District had added 1,400 more students who qualified for a free or reduced lunch, so this was a community issue. He thanked the City for partnering with the Columbia Public Schools and for its continued support of social services.

Sam Robinson, 5009 S. Providence Road, stated he was speaking on behalf of Columbians for Modern and Efficient Transportation (CoMET) and asked the Council to identify cuts outside of public transit as those cuts would adversely affect the most vulnerable people in the community. The working class and those living in poverty relied heavily on the public transportation system. A recent survey conducted by COMET, the Health Department and Columbia Transit revealed that riders considered adding expanded evening hours Monday-Friday as a priority and were willing to pay a fare of $1.00-$1.50 for the increased service. He provided examples of people that would be negatively impacted by a cut in evening transit services and asked the Council to reconsider cutting the transit budget. He also asked the Council to strategize with others in creating a long-term comprehensive plan that would address the needs of everyone in Columbia in terms of transportation.

Angela Howard, 1404 Canton Drive, stated she was the Artistic Director for Performing Arts in Children’s Education (PACE) Youth Theater and noted PACE served children ages 13 through 18. She explained theater did more than entertain as it also enabled them to educate children. She provided examples of the educational aspect of their program, and noted that in order to provide these services, they needed arts funding through grants, such as the grants provided by the Office of Cultural Affairs (OCA). She commented that the young people that came through the program were now staying in the community and becoming artists, directors and teachers, so they were enriching the community as well as lives.

Christian Young, 2618 Quail Drive, commented that cutting bus service, particularly in the evenings and weekends and reducing certain routes, disproportionatley harmed individuals needing this service, such as those that did not have vehicles, choose not to drive or could not drive due to health or economic reasons, and included students, seniors, persons with disabilities and those who were most vulnerable in the community. He stated he had been a Columbia resident since 1998 and one of the reasons he chose to live in Columbia was because it was pedestrian-friendly, bicycle-friendly and had a good public transit system. He noted the public transit service had improved since he moved here and he was happy he could use that service 30-50 percent of the time to commute to work. It was safe, clean and the drivers were excellent. He explained that when he first moved to Columbia, he did not drive and buses were the only way for him to get to work. The times the routes ran, especially on the weekends, limited his ability to get to his job and damaged his employability. He believed a solid public transit system benefited the City by reducing the need for road work as higher ridership meant fewer people were excessively using the roads. It also benefited the City by boosting the employability of residents in economically depressed parts of the City and by making Columbia more appealing to people as well as outside businesses. He felt cutting transit services was the wrong choice for the City and for the
people living in Columbia as it would not do anything to improve the community’s economic situation.

Jim Loveless stated he was the President of Job Point, whose offices were at 2116 Nelwood, and noted Job Point was an employment service that specialized in helping people with disabilities train for, find and keep jobs. He spoke in favor of the Community Development Block Grant funding awards as Job Point was one of the recipients. He explained they leveraged this money to a great degree, and in some cases $25.00 from the City would bring in $75.00 of outside money to the City. He urged the Council to support the recommendations of the Commission and City Manager in terms of this award.

Steve Long stated he was the Director of Planning and Development at the Family Health Center, whose offices were at 1001 W. Worley, and explained he was speaking to the Community Development Block Grant application for their facility. They had been in the facility since 2004 and some features had never been implemented, such as full handicap accessibility. They served 8,000 patients at the Worley site and many were uninsured and of a low income. While their mission was primarily medical care, their focus was on serving the underserved, and the underserved involved people who were uninsured, underinsured or on Medicaid. He appreciated being recommended for funding and asked the Council to approve that recommendation.

There being no further comment, Mayor McDavid continued the public hearing to the September 6, 2011 Council Meeting.

Ms. Hoppe reminded those that were concerned about and spoke on the transit issue that the Council would be holding a work session on August 22, 2011 and that the City Manager would provide a variety of options for the Council to discuss then.

OLD BUSINESS

B204-11 Authorizing a right of use permit with Alley A Association for the construction, improvement, operation and maintenance of a private storm water collection system and non-standard decorative colored concrete in Alley A.

The bill was given second reading by the Clerk.

Mr. Glascock provided a staff report.

Ms. Anthony asked for the agreement in terms of maintenance once the improvements were made. Mr. Glascock replied the Alley A Association would maintain it because they were installing something in the alley that was non-standard.

Ms. Hoppe believed Alley A was a great asset to Columbia and she appreciated the investment in it as the community would benefit.

B204-11 was given third reading with the vote recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Bill declared enacted, reading as follows:

B207-11 Amending Chapter 24 of the City Code as it relates to street closures and street use permits in the downtown area.

The bill was given second reading by the Clerk.

Mr. Matthes provided a staff report.
Mr. Schmidt asked for clarification on the buffer zone as he believed 1,000 feet covered the entire downtown. Mr. Matthes replied the buffer zone concept was one that discouraged entrepreneurial free-loading. He gave the example of an arts festival in which hundreds of artists paid to be part of the festival to ensure its fiscal viability, but hundreds of other artists that did not participate in the fiscal viability of the event set up right outside of the perimeter and did very well due to the festival, and explained the idea of a buffer zone would to ensure someone did not do the same thing next to an event without approval from the permit holder of the event. One thousand feet was equivalent to three standard city blocks, but Columbia was not a standard city, so it might be too large. He noted 750 feet was approximately two blocks in both directions and 500 feet was approximately one block in both directions. Mr. Schmidt thought the Downtown Community Improvement District (CID) should be involved in the decision as downtown was essentially from Sixth Street to Tenth Street.

Mr. Schmidt asked what the permit holder or anyone else could or could not do within the buffer area. Mr. Matthes replied the person that obtained the street use permit controlled that space for that period of time. Others wanting to participate in the event would communicate with the street permit holder. This would not allow others to occupy the same space at the same time for another event. It allowed the permit holder to partner or not partner with others while still protecting the businesses within the footprint as the permit holder could not block access to a business or set up a tent or stage in front of a business that would normally be open.

Mr. Schmidt asked if future street closures would still be approved by Council as it appeared Section 24-72(c) would be removed by the passage of this ordinance. Mr. Boeckmann replied yes, and explained that although Section 24-72(c) was being removed, Section 24-73 was being added and would still allow Council to authorize street closures in the downtown area.

Ms. Anthony asked for staff’s position regarding the request of the CID to postpone this decision for 60 days to allow them an opportunity to review and provide feedback. Mr. Matthes commented that the CID had been provided approximately one month to consider this. In addition, the changes were fairly straightforward and helped to clarify how they could overcome some problems already experienced. Staff was suggesting the Council proceed with these changes while the entire process was reviewed and potentially redesigned as they moved forward. Ms. Anthony asked if they should ask for a report and include a time frame for obtaining views from the CID or if they should ask for the start of a comprehensive overhaul of the process because by passing this, some might believe discussion on this issue was complete. Mr. Matthes replied staff would work with the CID moving forward to design a new process. They would then provide Council with a draft of the changes and refer it to other groups for comment. Mr. Kespolh asked if they would have to amend the bill in order to accomplish this. Mr. Boeckmann replied the Council did not have to amend this bill and explained they could make a motion. Mayor McDavid suggested this be done at the end of the meeting during Council comments.

Mr. Schmidt asked if they were voting on the 500, 750 or 1,000 feet. Ms. Rhodes replied the ordinance referred to 1,000 feet.
Mr. Kespohl made a motion to amend B207-11 by changing 1,000 feet to 750 feet in Sections 74-23(e) and (h). The motion was seconded by Ms. Hoppe and approved unanimously by voice vote.

Mr. Schmidt made a motion to amend B207-11, as amended, by changing 750 feet to 500 feet in Sections 74-23(e) and (h). The motion failed for a lack of a second.

Stan Harlan, 2401 W. Rollins Road, commented that he was speaking on behalf of some of the workers in downtown Columbia that enjoyed music from the festivals, and he believed these events should continue on Ninth Street because the culture of the Columbia was portrayed through those festivals.

Paul Tatum, 215 W. Parkway, thanked the Council for its work on some of the stormwater issues that had impacted him personally and noted he was saddened to see the controversy surrounding the issue of festivals in the downtown. He commented that the Twilight Festival, which was held when he and his wife first moved to Columbia, made them feel Columbia had life. They moved away for professional training, but came back because they wanted to raise their children in a place that celebrated the arts. He noted he took his kids to these festivals to be a part of the community, and after the festivals, they ate dinner and spent money downtown. This was a vibrant part of the community and he hoped the City would find a way to keep that going.

Dave Angle, 2245 Bluff Boulevard, commented that Columbia was a special place and what made it special was the ability of the community to get together and host events like the Ninth Street concerts. He believed most people were emphatically in support of continuing the outdoor concert series on Ninth Street and urged the Council to support it as well.

Max Brawley stated he was the Manager of Ninth Street Deli, which was located on the same block of Ninth Street as the Summerfests, and noted he believed these were great events that brought people to Columbia who might not be from the area. He explained summers were slow for businesses in the downtown area and these festivals helped to bring people to them. He was unaware of any issues with the Summerfest events, and explained that if someone wanted to eat at Ninth Street Deli but did not want to go to the concert, they would just need to let the people at the gate know they wanted eat without attending the concert. He believed this was a good thing for not only his block, but for everyone in the District, as it brought people back to the downtown.

Francisco Guillen stated he was the owner of La Siesta at 33 N. Ninth Street and explained he believed the Blue Note was doing a good thing by having Summerfest events. He noted his sales doubled on the day of those concerts, and this helped them because summers were usually slow for them. He commented that at a recent meeting, some business owners admitted to having higher sales on concert days. He pointed out these concerts were a business as well, and the Blue Note risked its money to pay for the bands, etc.

Greg Ahrens, 1504 Sylvan Lane, commented that he felt the 750 foot non-peddler zone seemed to be unwieldy as he was unsure how they would measure it. He wondered if it would be from the end of the block or from the location of the Blue Note. He believed a peddler could be on the edge and not know it. He suggested the Council change the measurement to blocks from all ends of the street.
Deb Ross stated she was from Tellers and explained she supported the summer concert series regardless of the day of the week because it was good for downtown. The concerts brought more people to downtown to shop, dine, drink and lodge, which meant more revenue for downtown businesses and for the City. She commented that different factors, such as the weather and economy, tended to affect businesses, but events that showed the downtown as a vibrant place reminded people to visit and visit often.

Andrea Quiroz-Jira stated she was a resident of downtown and noted she supported the Summerfest events as she believed any opportunity to showcase Columbia was a great place should be pursued. She felt bringing people downtown to support local business benefited everyone as it was a quality of life issue as much as a financial issue.

Christine Clay, 1209 Crump Lane, stated her family had enjoyed special events in the downtown for years and noted she was proud Columbia had become a regional destination point. She hoped Columbia would model Ninth Street after Pearl Street in Denver, Colorado by blocking off Ninth Street and making it a pedestrian area.

Trish Koetting, 1206 Frances Drive, stated she was the owner of Hoss’s Market and believed events, such as Summerfest, were important to the local economy as visitors spent money increasing the City’s tax revenue. She understood the issue at hand was whether to add four clauses to the ordinance and she believed this would allow anyone the opportunity to close a street as long as the proper process was followed. It was bothersome, as a business owner, to know other people could piggy-back on a street closure without bearing any of the expenses of the event, and as a result, she believed there needed to be some equity in terms of who was allowed in the footprint. They had to make it equitable to those risking money, weather, etc. She urged Council to approve the ordinance with these four clauses tonight.

Bob Murray, 505 Thilly Avenue, stated he owned a law firm at 217 N. Ninth Street and believed this issue involved givers and takers. He explained his office was located at 25 N. Ninth Street, which was on the affected block, when these events started in 2005, and he knew Mr. King had contacted and received consent from each business owner on the block. These events brought thousands of people who spent money to the downtown. He commented that there was no such thing as free show as it cost thousands of dollars to bring in these bands and to set up the venue, so Mr. King was taking a financial risk for these events and those costs were recouped with beverage sales. The events usually ended at about 10:00 p.m. and thousands of concert-goers would then eat and drink in the area. He believed those business owners opposed to these events were making unsubstantiated claims of losing money due to these events as many people did not normally arrive at those venues until 10:30 or 11:00 p.m. He thought they were likely making more money on those nights and asked the Council to support the continuation of these types of events.

Brent Gardner, 315 W. Stewart, commented that he thought these events were good because the City did not have to worry hosting them since a private citizen was doing this at his own risk. He believed this benefited the citizenry and downtown businesses since it was a risk the City did not have to participate in or take. In addition, many people mentioned these events as one of their favorite things in Columbia.
Carrie Gartner, 11 S. Tenth Street, stated she was the Director of the Downtown CID and noted they were asking for a 60 day postponement. She commented that events, such as festivals and concerts, added tremendous life and vitality to the downtown, and it was events like the Ninth Street Summerfests and the City’s Family Fun Fests that filled the gap when they stopped the Twilight Festivals. She explained the CID Board felt they should look at a larger, more comprehensive ordinance and make some major changes instead of trying to fix just one small problem.

Mr. Kespohl commented that he believed they needed a narrowing of the ordinance as soon as possible. He thought the Council should vote on the ordinance tonight, but then ask the CID to review the entire ordinance and respond with a proposal.

Mayor McDavid stated he viewed the changes as minor administrative changes to a long-standing policy. He noted there were a lot of towns whose downtowns were dying and pointed out the Post Dispatch recently had an article about Champaign, Illinois, which was home to the University of Illinois indicating they could not get people downtown. They would love to have the problems Columbia was having. He commented that Columbia had a few catalytic events helping the downtown, and those included the festivals, an influx of in-fill residential development and the construction of the DoubleTree Hotel. Downtown was the place to be and people from surrounding communities knew that. He believed the festivals and this ordinance emphasized this, so he was supportive of the ordinance.

Ms. Anthony commented that she understood the value of Summerfest and concerts in the downtown and believed she made a mistake with regard to her vote on the Red and Moe request. She also understood there was a move to do something quickly so this type of mistake did not occur in the future, but she wanted to ensure what they ultimately decided was equitable and wanted to give the CID the opportunity to provide input. As a result, she noted she would vote in favor of this ordinance in the interim and then support Mr. Kespohl’s request for input from the CID.

Mr. Schmidt stated he agreed with Ms. Anthony’s comments as he was in favor of Summerfest events. His concern was with the ordinance as he hoped they would not create a new problem in their rush to address another problem as 750 and 1,000 feet was a large area. In addition, the Downtown CID had asked for the opportunity to review this.

Richard King commented that he started these Summerfest events when the Twilight Festival was falling apart due to a lot of trouble downtown. He explained they had done everything requested of them and noted he was willing to participate in a comprehensive revision of the ordinance, but felt the changes tonight were appropriate for now.

Mr. Thornhill stated he did not feel they were acting too quickly with this ordinance change since it was an interim solution. He understood there was concern of a buffer of 750 feet, but noted they rarely had multiple street closure requests in the past.

Mr. Schmidt asked if a street closure was approved and someone else within the 750 feet wanted to have an unrelated street closure event, if that new request could not be approved. Mr. Matthes replied the staff response would be that this new request would not be allowed and that they would need to communicate with the person with the street permit that had been approved to determine if there was an objection.
Mayor McDavid noted theoretically they could have multiple business owners who wanted to get together to have a college football festival or something similar, but he did not believe it was something that would be requested in the near future. In addition, they would be asking the CID to provide input for a more comprehensive ordinance.

Mr. Schmidt commented that he hoped any new proposal would define a special event.

Ms. Hoppe stated she believed it was clear that special events were good for the downtown and the community, so they wanted to create an ordinance that worked well for those that invested in it as well as the community. She noted revisions that were not considered in this ordinance could be brought to Council in the future. In addition, she believed the Council’s goal was to have more special events to create a more dynamic downtown than already existed.

B207-11, as amended, was given third reading with the vote recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, THORNHILL, KESPOHL, DUDLEY. VOTING NO: SCHMIDT. Bill declared enacted, reading as follows:

B210-11 Amending the FY 2011 Annual Budget to delete and add positions in the City Manager’s Office, City Clerk’s Office and Public Communications Department; amending the Classification and Pay Plans; reclassifying and transferring positions in the City Manager’s Office, City Clerk’s Office and Public Communications Department.

The bill was given second reading by the Clerk.

Mr. Matthes provided a staff report.

B210-11 was given third reading with the vote recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Bill declared enacted, reading as follows:

B211-11 Amending the FY 2011 Annual Budget and Classification Plan to reclassify a position in the Police Department.

The bill was given second reading by the Clerk.

Mr. Matthes provided a staff report.

B211-11 was given third reading with the vote recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Bill declared enacted, reading as follows:

CONSENT AGENDA

The following bills were given second reading and the resolutions were read by the Clerk.

B199-11 Approving the Final Plat of Bellwood, Plat No. 5 located northwest of the intersection of Reedsport Ridge and West Broadway; authorizing a performance contract.

B200-11 Vacating sanitary sewer easements within The Colonies Plat 5B and The Colonies Plat 5C, located on the south side of Chapel Hill Road, extended, east of Colony Drive; accepting conveyances for sewer purposes.

B201-11 Amending Chapter 14 of the City Code relating to parking.
B202-11 Amending Chapter 14 of the City Code to prohibit parking on a portion of Walnut Street between College Avenue and Melbourne Street.

B203-11 Authorizing a right of use permit with Boone Hospital Center to allow the installation and maintenance of private trees in a portion of East Broadway right-of-way.

B205-11 Accepting conveyances for sewer, temporary construction, sidewalk, access, storm water management facility inspection and access to storm water facilities purposes.

B206-11 Accepting Stormwater Management/BMP Facilities Covenants.

B208-11 Appropriating funds to close out the Special Road District Tax Fund.

B209-11 Authorizing an addendum to the tax collection agreement with the County of Boone.

B212-11 Amending Chapter 2 of the City Code relating to conflicts of interest and financial disclosure procedures.

R134-11 Setting a public hearing: reconstruction of Clark Lane – Phase 2, from the intersection of St. Charles Road and Lakewood Drive westward approximately 700 feet.

R135-11 Authorizing Amendment No. 1 to the agreement with the Missouri Department of Health and Senior Services for child care health consultation services.

R136-11 Authorizing Amendment No. 3 to the agreement with the Missouri Department of Health and Senior Services for Child Care Asthma Quality Improvement.

R137-11 Authorizing a memorandum of understanding with the Missouri Department of Health and Senior Services for the issuance of vital records (birth and death certificates).

R138-11 Authorizing an agreement with the Missouri Department of Health and Senior Services for the WIC Supplemental Food Program.

R139-11 Authorizing an agreement with the Missouri Department of Health and Senior Services for Maternal Child Health Services.

R140-11 Authorizing Amendment No. 1 to the agreement with the Missouri Department of Health and Senior Services for the Missouri Community-Based Home Visiting Program.

R141-11 Authorizing agreements with the Susan G. Komen Mid-Missouri Affiliate and Special Olympics Missouri for tourism development funds.

R142-11 Authorizing a license agreement with American Towers, Inc. for site development and access to an existing antenna tower located on Mount Zion Church Road in Hallsville, Missouri to improve radio coverage for Public Safety Joint Communications.

The bills were given third reading and the resolutions were read with the vote recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Bills declared enacted and resolutions declared adopted, reading as follows:

NEW BUSINESS
Authorizing an agreement for engineering services with Allstate Consultants, LLC for the planning and design of the Grindstone Recreational Trail from the Grindstone Nature Area to Maguire Boulevard.

The resolution was read by the Clerk.

Mr. Matthes provided a staff report.

Ms. Hoppe commented that a neighborhood association meeting was held on this trail in the spring and the main concern involved the trail and a major bridge being located behind some residences on Bluff Pointe. She referred to the scope of services and noted it indicated there needed to be two alternative alignments, but it did not specify the details of those alternatives. Mr. Hood explained they were asking the engineer to evaluate a minimum of two alternative routes. One would be the route that was shown on the existing Trails Master Plan and the other was the route suggested by the citizens during the meetings this past spring. The engineers would provide conceptual plans, cost estimates and make recommendations as to a potential preferred route. He anticipated a public hearing would be held before the route was finalized. He pointed out 2-3 public meetings would be scheduled with the engineering firm to make presentations to the neighborhood as well. Ms. Hoppe stated the packet included a map showing the original route. Mr. Hood explained it was included because it was the route shown on the Trails Master Plan. Ms. Hoppe commented that there was nothing in the agreement that specifically required the engineers to look at the alternative suggested by the neighborhood or to avoid the two properties previously identified. Mr. Hood explained they had instructed the engineers to look at the route that had been identified by the neighbors, but they did not want to restrict them since they might determine a better route. Ms. Hoppe stated she would rely on Mr. Hood’s word that the alternative route would be one identified by the neighbors.

Ron Westhues, 2305 Bluff Pointe, stated he was President of the East Pointe Property Owners Association and explained the reason they wanted an alternate path was because the trail proposed by the City would run through his neighbors’ backyard at 2308 and 2309 Bluff Pointe Drive. In addition, there would not be access for anyone else to the trail unless they went through private property. They were also concerned with the proximity of the cul-de-sac to the trail as the general public would likely use that as a drop-off point. He explained there was a pinch point in the creek in the neighborhood that flooded at least once a year, and if a bridge was installed in that area, he felt it would create a maintenance problem or create more flooding and property damage. He noted the City’s proposed route required four bridges between Grindstone Park and Maguire Boulevard and the alternate route proposed by the neighbors would allow the elimination of two bridges. In addition, the alternate route would place the trail near MFA Oil Incorporated, Miller’s Professional Imaging and Commerce Bank allowing their employees to utilize the trail.

Toni Kazic, 2308 Bluff Pointe Drive, explained the trail proposed by the Parks and Recreation Department would go directly through their backyard and the west side of the bridge would rest in their backyard. As a result, they felt this would destroy their quality of life and the privacy they cherished. Since they recognized the importance of trails to Columbia, they worked with Ms. Hoppe and Mr. Hood to define an alternative route for the proposed trails. The route they were proposing would go entirely through the Waters-Moss
Conservation Area and would not impact private property, while still allowing neighbors access to the trail. In addition, it would utilize existing infrastructure through the jeep trails that were already on the Waters-Moss land and the hard surface paving at the top of the hill where the businesses were located. It would eliminate two of the bridges proposed by the Parks and Recreation Department. The trail she was suggesting exited the floodplain much more rapidly, traversed the same grade that the Parks and Recreation trail would eventually have to traverse in order to get to Maguire Boulevard and reduced the maintenance costs of the trail. It would potentially connect the two neighborhoods on the east and the west side of Grindstone Creek as well. She asked that the alternatives considered by the engineers at least include the alternative they had proposed. They did not want the trail in their backyards as it would destroy their quality of life and harm their property values. She explained that while people wanted to live near trails, they did not want to live next to them.

Jackie Baker, 2309 Bluff Point Drive, explained her property was also directly impacted by the trail and that she and her husband had purchased the home due to the privacy of the backyard as they had made the sacrifices of a smaller front yard and no three car garage because of the backyard. They were concerned about the impact of the trail on their property value as the 13 foot wide trail would greatly affect its value. The trail proposed by the Parks and Recreation Department would also not be as beautiful as the trail suggested by the neighbors. She urged the City to take all of this into consideration as they moved forward with this process.

Ms. Hoppe thanked staff for the clarification regarding the two alternatives and for attending the neighborhood association meeting and walking the trail alternatives. She understood this agreement would explore the options, which was what the neighbors wanted.

The vote on R143-11 was recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE.

Resolution declared adopted, reading as follows:

R144-11 Transferring funds relating to the construction of the Columbia Terminal Railroad (COLT) bridge over U.S. Highway 63.

The resolution was read by the Clerk.

Mr. Matthes and Mr. Johnsen provided a staff report.

Mr. Thornhill asked if there were any concerns with possibly not receiving the grant. Mr. Johnsen replied they expected to receive the grant based on communications with the Federal Railroad Administration and believed there would be resolution by the end of the calendar year. If there was an issue, they would come before the Council to covert the advance to a loan.

The vote on R144-11 was recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE.

Resolution declared adopted, reading as follows:

R145-11 Adopting the Rates, Charges and Lease Policy and Fee Schedule for the Columbia Regional Airport.

The resolution was read by the Clerk.

Mr. Matthes provided a staff report.
The vote on R145-11 was recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Resolution declared adopted, reading as follows:

R146-11 Authorizing an operations agreement with Thumper Productions, LLC for the 2011 Roots 'N Blues 'N BBQ Festival.

The resolution was read by the Clerk.

Mr. Matthes provided a staff report.

John Robinson, 117 Meadow Lane, stated he was the former Director of Tourism for the State of Missouri and understood this event created a direct economic impact of $4.494 million per an economic impact study he reviewed. Although the City had an expected fiscal impact of $20,000, the return on the City’s investment was roughly 225 to 1. He noted that when he was the Director of Tourism, they were proud of any event resulting in a 60 to 1 return on investment. In addition, he believed the 76 percent occupancy rate of hotel rooms would only increase. He encouraged Council to approve this resolution.

Homer Page, 503 N. Brookline Drive, stated he was Chair of the Disabilities Commission and explained there had been problems relating to accessibility during last years Roots N’ Blues N’ BBQ Festival. As a result, the Commission invited Mr. King to discuss some of the issues they had and members of the Commission continued meeting with him and his staff over the next several months in making the Festival accessible and safe for people with disabilities. He explained Lee Henson of the Disabilities Commission took the lead in these discussions with Mr. King and would comment as well.

Lee Henson, 3104 Greenbriar Drive, commented that they participated in a walk/roll through of the entire Festival site to identify things that could be improved. In the short term, the City was committed to doing some accelerated patchwork and the fixing of cracks in the downtown, and in the long term, this laid the groundwork to make the entire downtown area more friendly and accessible for everyone.

Mr. Thornhill explained the Council had received an e-mail regarding the lack of parking spaces along downtown streets for handicapped vehicles and asked if that had been discussed. Mr. Henson replied it had been discussed and noted the number of parking spaces exceeded the requirement. He thought there had been discussion with regard to making one of the floors in the garage at Sixth and Cherry exclusively for accessible parking, but was uncertain whether that had been finalized. Ms. Rhodes stated some of the parking spaces in the garage at Sixth and Cherry would be reserved for disability parking only.

Kurt Schaefer stated he was glad to see the Council vote the way it did with regard to the street closure issue discussed earlier. He felt Columbia was a great place to live and noted his fellow senators frequently told him how lucky he was to be the Senator that represented Columbia because there were so many great things going on. He agreed Columbia had tremendous human resource assets whereby individuals were willing to fund events, such as Roots N’ Blues, with their own money, and noted it was great to see the Council acting as a partner as opposed to being an obstacle. He asked the Council to support the recommendation of staff on this issue and to keep up the good work as that was what made Columbia such a great place.
Amy Schneider, 2301 Tempe Court, stated she was the Acting Director of the Convention and Visitors Bureau and presented the facts from a survey conducted by the University of Missouri that was used to obtain profiles of out of market visitors to Columbia’s festivals and to estimate the impact of these visitors’ expenditures while attending festivals. In 2010, the average immediate group size of festival attendees was approximately 2.9 people, which included people from inside and outside of Boone County, and the average per person per trip spending was $107.00 on food and beverages and $602.00 for retail. The survey indicated 66 percent of the out of market responders stayed overnight in Columbia, and 42 percent of those people stayed in hotels or motels and spent an average of $151.00 on lodging. Earned media, which was defined as a favorable publicity gain through promotional efforts beyond advertising, was also generated through mass media outlets, such as newspapers, television and radio. She explained the three portions of the 2011 Roots N’ Blues N’ BBQ Festival, which included the race, barbeque and the music festival, had already generated on-line and print articles locally and nationally, and there would be more press generated post-festival. She listed the non-local publications she expected coverage from post-festival and pointed out this coverage would place Columbia’s name in many markets they could not afford paid advertisements. She noted there was no dollar amount that could equate to the amount of earned media generated through the various festivals hosted in Columbia.

Kirk Wacker stated he had owned the Sub Shops in Columbia for 36 years, and commented that his business had been successful last year during the Roots N’ Blues Festival because he was not within the footprint. This year, his business was the only business within the footprint and he had concerns. He explained he signed the street closure under duress as he did not understand what would be going on since he was looking at last year’s map. His main concern was with the closure of Eighth Street as he needed a way for the public to come to his store. He noted 70 percent of the 60 people polled that came to his business last year did not have tickets to the Festival. He explained he had tried to work this issue out with Mr. King and Thumper, but they could not come to an agreement. He agreed he would still have some business, but did not believe it would be at the level it was last year.

Mr. Schmidt asked if his business could set up a stand outside of the gate. Mr. Wacker replied he did not believe that was an option as the Sub Shop was a 3,000 square food sit-down restaurant. He had three other stores that handled deliveries during the days of the Festival, even though the downtown store was his primary store. He explained he tried to fit in with the event and noted he had local bands play and had provided food and draft beer this past year.

Mayor McDavid thanked Mr. Wacker for his comments and stated he did not believe it was the job of Council to remedy the situation, but noted he expected a remedy. Mr. Wacker asked what would happen if they could not agree on workable solution. Mayor McDavid commented that he felt it needed to be worked out and noted they did not want street closures orphaning businesses. Mr. Wacker explained they had met five times and were unable to come to an agreement. He stated he wanted Eighth Street to be open and did not want to be within the footprint. Mayor McDavid advised the principles to negotiate as he did not believe they wanted the Council to micromanage this situation.
Richard King stated he was representing Thumper Entertainment and provided the history of the Roots N’ Blues N’ BBQ Festival. The first year they moved the Festival to Mr. Wacker’s neighborhood, he asked them to include him in the footprint, but they already had everything planned out. Instead of changing the footprint, they tried to help Mr. Wacker. He explained he personally purchased a catering license for Mr. Wacker because he did not have a liquor license to sell beer on the patio. In addition, he helped supply a sound system and sound man for his event. The following year, which was last year, he wanted to be in the footprint, and he told Mr. Wacker he would try to get him in the footprint next year. This year they put him in the footprint, and he decided he did not want to be in the footprint. He stated they had held several meetings and were having a hard time coming to an agreement, but he would try again to make this work as they wanted him to be successful.

Mayor McDavid asked staff to follow up on this situation. Mr. Matthes stated they would.

Ms. Hoppe asked why it was important for the Sub Shop to be in the footprint. Ms. Rhodes explained that following the 2010 Roots N’ Blues N’ BBQ Festival, City staff met with festival organizers and reviewed the strengths and weaknesses of the layout plan to determine what improvements could be made to the 2011 footprint. Concerns of the City at that time involved public safety and accessibility related to the opening of Eighth Street, between Locust and Elm. At City staff’s request, the organizers added the closure of Eighth Street, from Locust to Elm in the 2011 street closure request. Last year, cars were traveling to Elm at Eighth Street and making U-turns and turning into alleyways due to the roadblocks. She explained they basically had a partial street closure as cars could come in but were unable to get out, and this caused a public safety issue. There was also a lot of congestion at the Seventh and Locust stage causing those in wheelchairs to not be able move through the mass of people to access the ramps to cross the street. The closure of Eighth Street in front of the Sub Shop would create more room for people to navigate the footprint, and staff did not believe the closure would cause concerns because they understood the Sub Shop wanted to be within the footprint of the Festival, but that had apparently changed.

Bob Reeves stated he was a T9 paraplegic and the owner of B & M Stage Productions, and explained he assisted Mr. King and Thumper with staging, sound systems, etc. He felt Seventh Street was horrible in terms of layout and supported the closure as requested as it allowed those with disabilities to be able to move through the area. He asked the Council to allow the street closures as requested.

Mayor McDavid commented that he believed everyone loved this event as it was great for Columbia. In terms of the economic impact, he believed the ticket holders were being double-counted because people with tickets still went to the free area, but one-half of massive was still massive. He noted the economic impact included the City’s 4 percent bed tax, but if Columbia had the same bed tax rate as Jefferson City, the economic impact would be higher. He pointed out Columbia had one of the lower bed tax rates in the State and if they had Jefferson City’s rate, they would have more resources to help support events such as this.

Ms. Anthony assumed this agreement included all of the street closures and that it might need to be amended if there was resolution to the outstanding issue. She asked what
Council needed to do procedurally. Ms. Rhodes replied the Council had approved the street closures via R108-11 at the July 5, 2011 Council Meeting. Ms. Anthony asked if the ordinance passed earlier tonight affected that street closure. Mr. Matthes replied the new ordinance helped because it guaranteed access to the Sub Shop for people who did not want to go to the Festival.

Mr. Kespohl asked if Council could pass a resolution to affect a previously passed street closure. Mr. Boeckmann replied since the street closure was done by a resolution, it could undone by a resolution.

Mr. Thornhill commented that he would be happy to be the semi-detached third party if Sub Shop and Thumper would agree to meet again to try to figure out this situation.

Mr. Schmidt stated he thought they should approve this resolution due to all of the issues and work that had already taken place and believed the outstanding issue was a detail that could be figured out through another method.

The vote on R146-11 was recorded as follows: VOTING YES: ANTHONY, HOPPE, MCDAVID, SCHMIDT, THORNHILL, KESPOHL, DUDLEY. VOTING NO: NO ONE. Resolution declared adopted, reading as follows:

INTRODUCTION AND FIRST READING

The following bills were introduced by the Mayor unless otherwise indicated, and all were given first reading.

B216-11 Rezoning property located at the southeast corner of Nifong Boulevard and Bethel Street from Districts R-1, R-2, R-3 and O-1 to PUD-17 and C-P; authorizing a development agreement.

B217-11 Approving the Final Plat of West Subdivision located at the southwest corner of Worley Street and Clinkscales Drive, the site of the West Junior High School building and Columbia Public Schools administration building; authorizing a performance contract.

B218-11 Approving the Final Plat of Bonnie View Nature Sanctuary Subdivision located on both sides of Rollins Road, west of Fairview Park and north of Bray Avenue; granting a variance from the Subdivision Regulations relating to construction of cul-de-sac bulbs.

B219-11 Vacating a water easement located east of Rangeline Street and on both sides of Vandiver Drive.

B220-11 Authorizing construction of the Westwood Avenue and Edgewood Avenue PCCE #7 Sewer Improvement Project; calling for bids through the Purchasing Division.

B221-11 Authorizing an electric distribution line relocation agreement with Boone Electric Cooperative relating to the Clark Lane reconstruction project.

B222-11 Amending Chapter 27 of the City Code as it relates to energy efficiency and solar rebate programs.

B223-11 Accepting conveyances for utility purposes.

B224-11 Accepting a donation from Maplewood Barn Community Theater for the reconstruction of Maplewood Barn; appropriating funds.
B225-11 Authorizing an agreement with the Missouri Department of Health and Senior Services for tuberculosis outreach; appropriating funds.

B226-11 Authorizing an agreement with the State of Missouri, on behalf of the Children’s Trust Fund, for child abuse prevention projects; appropriating funds.

B227-11 Amending Chapter 16 of the City Code to correct an erroneous reference.

B228-11 Amending Chapter 11 of the City Code relating to Public Health and Human Services Department fees.

B229-11 Amending Chapter 17 of the City Code relating to Parks and Recreation fees.

B230-11 Amending Chapter 22 of the City Code relating to transportation fares on fixed bus routes and paratransit services.

B231-11 Amending Chapters 13 and 22 of the City Code relating to sewage service utility rates.

B232-11 Amending Chapter 22 of the City Code relating to residential service solid waste utility rates.

B233-11 Amending Chapter 27 of the City Code relating to electric rates.

B234-11 Amending Chapter 27 of the City Code relating to water rates.

REPORTS AND PETITIONS

REP132-11 Street Closure Requests.

Mr. Matthes provided a staff report.

Ms. Anthony understood one person had not consented to the street closure request and asked if he had been advised as to his rights to appeal. Mr. Thornhill replied that he would guess that business owner was fully aware of his options. Ms. Anthony asked that Red & Moe be contacted by staff since they did not agree to the street closure. Mr. Boeckmann explained the ordinance required notification of the option of coming to the Council Meeting and objecting to the street closure. He did not know if that was done, but thought that due to the publicity, the business owner was probably aware of it.

Mr. Kespohl made a motion to approve the street closures as requested. The motion was seconded by Ms. Hoppe and approved unanimously by voice vote.

REP133-11 Advertising on Airport Terminal Wall Space.

Mr. Matthes provided a staff report.

Ms. Hoppe commented that earlier this year she had asked staff to look at placing artwork in the Airport Terminal and thought that had been referred to the Office of Cultural Affairs (OCA) and possibly another commission. She wondered if this would conflict with something that was already pending or recommended. She noted the Airport was an important face of Columbia in terms of visitors and wondered if they wanted to be restricted by advertisements for $20,000. If they decided to allow advertising, she hoped they would not allow advertisements involving the casino, lottery, etc. She thought the advertisements should speak to the uniqueness of Columbia.
Mr. Matthes stated he thought this might be an opportunity to mesh the two things together by allowing sponsorship opportunities for artwork.

Mr. Schmidt commented that if they wanted the Airport to look like a big airport, it needed advertisements aimed at the business traveler.

Mr. Glascock pointed out they already allowed advertisements for businesses that provided service to the Airport. This would take that a step further.

Mr. Matthes stated staff would look into the sponsorship approach if there was interest.

Mayor McDavid noted Columbia had an anti-billboard ordinance and culture and he agreed with Ms. Hoppe in that he did not want a large billboard to be the first thing visitors saw arriving in Columbia through the Airport, but he also wanted an additional $20,000 per year for the Airport as the money was needed.

Mr. Matthes did not believe there was urgency, so they would review the policy and get back to Council.

**REP134-11 Parking Time Limitation – West Side of Melbourne Street.**

Mr. Matthes provided a staff report.

Mr. Kespohl made a motion directing staff to prepare an ordinance for a 20 minute parking time limitation on the west side of Melbourne Street from Windsor Street to Walnut Street. The motion was seconded by Ms. Hoppe.

Mr. Schmidt commented that there was a parking problem in the Benton-Stephens Neighborhood and the problem was worse closer to College. As a result, he believed the neighborhood might be receptive to a solution, such as a resident permit. He was not sure how the City would enforce 20 minutes, but understood staff would make it work. Mr. Glascock noted the Police Department would be responsible for enforcing the 20 minutes.

The motion made by Mr. Kespohl and seconded by Ms. Hoppe directing staff to prepare an ordinance for a 20 minute parking time limitation on the west side of Melbourne Street from Windsor Street to Walnut Street was approved unanimously by voice vote.

**REP135-11 Downtown Parking Task Force Recommendation.**

Mr. Matthes noted this report had been provided for informational purposes.

Mayor McDavid explained he had sat in on the Downtown Parking Task Force meetings and understand they were recommending Short Street remain a thru-street. The Task Force had also discussed retail and was recommending private vendors take care of that aspect of the garage. Diane Lynch, the President of Stephens College, was very concerned about the parking capacity near Stephens College due to the future residential development at College and Walnut, and the Task Force believed the new garage should be a big as the City could afford. The Task Force had validated many of the same thoughts the Council had in its discussions regarding the new garage.

**REP136-11 Short Street Garage – Traffic Impact Study.**

Mr. Matthes provided a staff report and noted they would include this in the CIP as part of the budget process if Council agreed.
Ms. Hoppe commented that she thought it was interesting to see the level of service for the different intersections and the plan for the future that would solve the low F and E levels of service. Some of the ideas looked strange to her at first, but after reviewing them again, they looked promising. She noted it was nice to see there was a long-term study in terms of handling traffic in the area.

**REP137-11  Conflicts of Interest.**

Mr. Matthes noted this report had been provided for informational purposes.

Ms. Hoppe stated she appreciated receipt of this report and noted it was nice to have everything in one place so the citizens and commission members could read it all.

**REP138-11  Stephens Lake Beach: Wheelchair Access.**

Mr. Matthes provided a staff report.

Ms. Hoppe stated she thought it was interesting that the solution that would help people in wheelchairs would also help the general public and be better in terms of maintenance for the City. Mr. Hood agreed it was a win-win situation.

**REP139-11  Intra-Departmental Transfer of Funds Request.**

Mr. Matthes noted this report had been provided for informational purposes.

Mr. Dudley commented that he hated to see $200,000 being removed from Broadway, between Garth and West Boulevard, and hoped money would be moved back to that project soon.

**REP140-11  City Buses at “First Night”.**

Mr. Matthes and Mr. Glascock provided a staff report.

**REP141-11  Roots N’ Blues N’ BBQ Festival Information Request.**

Mr. Matthes provided a staff report and noted the report had been provided for informational purposes.

**REP142-11  Boone County Family Resource Center Requesting Free Bus Passes.**

Mr. Matthes provided a staff report.

Ms. Hoppe stated she had requested this report after being contacted by the Boone County Family Resource Center and was surprised at the statement indicating they had no idea of the number of riders, so she contacted Boone County Family Resource Center and spoke with the Director of Life and Work Connections, Mark Satterwhite, who indicated it would involve 2-5 people per week. She pointed out they would use the passes to teach people to use the bus, so she felt this was a small investment for a bigger return.

Mr. Thornhill commented that it appeared as though those were the details staff did not receive. Mr. Glascock explained they had asked, but were told by the Boone County Family Resource Center that they did not know.
Mr. Matthes noted he also thought it was good to know how to pay for the bus as he had experienced a problem with that previously. He stated staff would review this again and get back to Council.

REP143-11 CID Response Regarding the Issuance of Proclamations to Downtown Businesses

Mr. Matthes noted this report had been provided for informational purposes.

COMMENTS BY PUBLIC, COUNCIL AND STAFF

Charles Dudley, Jr., 1201 Paquin Street, commented that he believed the proposed transit cuts would not only affect the bus riders, but the entire economy of Columbia as many people such as nurses, restaurant workers and students used public transportation to get to work or college. He agreed the fares needed to be increased, but did not believe they should cut any services. This was something the City just needed to subsidize.

Mayor McDavid commented that he had been publicly critical of the Environmental Protection Agency (EPA) mandate as they were requiring the City of Columbia, County of Boone and the University of Missouri to reduce rain water flow into the Hinkson Creek by 39 percent with a three-inch rain and 18 percent with a one-inch rain. Such intervention had never been attempted and the results of sequestering that immense volume of rain water were speculative, hypothetical and completely unknowable. The EPA's mandate was based on their finding that the Hinkson Creek failed to support warm water aquatic life and the source of impairment was unknown and hypothetically came from the flow of rain water into the stream. He noted he disagreed with both findings. The City of Columbia, County of Boone and the University of Missouri appealed the EPA mandate based on the joint assessment that changes in the Hinkson Creek environment must occur with adaptive management, which meant they would monitor and measure the effects of change as they altered the Hinkson Creek environment. He noted these changes would occur continuously and had to be measured over time, and the EPA mandate did not allow for that time. He commented that he believed decades of stream management had produced a far healthier Hinkson Creek than it had been in decades before. Columbia and Boone County had spent nearly $100 million over four decades removing local sewage treatment facilities, such as lagoons, septic tanks and outhouses, from the Hinkson Creek Watershed. Columbia initiated a stream buffer ordinance and implemented stormwater management practices. The measurement of the Hinkson Creek support of warm water aquatic life was known as the stream condition index and the last measurements of the Hinkson Creek were completed in 2006. The 2006 measurements were substantially better than those taken in 2001 and 2002, and those 2006 measurements showed the Hinkson Creek was the healthiest urban stream in Missouri, irrespective of the EPA's stringent mandate. He commented that the EPA was at risk of losing their appeal and damaging their use of surrogacy in stream management. He explained the EPA further asserted that all stream condition index measurements in Hinkson Creek must be 16 or greater, but that standard was not biologically feasible and did not occur in reference streams. The lower Hinkson Creek was not currently a functional urban stream as it was essentially flooded backwater of the Missouri River, and as a result its health could
not be measured. He noted the City of Columbia, County of Boone and the University of Missouri were working with the Missouri Department of Natural Resources (MDNR) in assembling a team of stakeholders and science professionals to measure and monitor the health of the Hinkson Creek as they were committed to ensuring the Hinkson Creek would remain the healthiest urban stream in the State of Missouri. He explained the Council needed to select one of its members to serve on the stakeholders group, and Ms. Hoppe and Mr. Dudley had volunteered. He pointed out nothing could be done without Council action regardless of who they appointed. The Council appointed Mr. Dudley to the stakeholders group by a 4-3 vote. Those voting in favor of Mr. Dudley were Mayor McDavid, Mr. Thornhill, Mr. Kespohl and Mr. Dudley and those voting in favor of Ms. Hoppe were Ms. Anthony, Ms. Hoppe and Mr. Schmidt.

Mayor McDavid commented that he had received an e-mail from Clyde Bentley of the University of Missouri Faculty Council as he was concerned with the crosswalk at Eighth and Elm. It ran diagonally to connect misaligned corners. In addition, there was a walk on the west side, but not on the east side, forcing westbound cars to stop in the middle of the intersection. The MU entrance columns made it difficult to tell that Eighth Street was a thru-street and the crosswalk was narrow. Mr. Bentley suggested bolting a “State Law” crossing sign in the middle of the street as they seemed to be effective. Mayor McDavid asked staff to provide a report regarding Mr. Bentley’s recommendation.

Mayor McDavid stated the Columbia Area Rotary and the Rotaract Clubs in conjunction with various businesses were organizing a Columbia Work Day in Joplin, Missouri on Saturday, August 27, 2011. Their goal was to have as many mid-Missouri residents and students over the age of 12 assist Joplin. He understood 260 people were currently registered and transportation had been donated. He noted the cost was $10 for lunch and there were a few seats left on the buses that would leave The Crossing Church on August 27, 2011 at 4:00 a.m. The website with updated information was www.ColumbiaForJoplin.com. He stated he proclaimed August 27, 2011 Columbia For Joplin Day as well.

Mr. Thornhill asked staff to provide a report regarding the feasibility or reasonability of advertising on bus benches. Since the bus advertising had been successful, he thought this might help the stressed transit system as well.

Mr. Kespohl made a motion directing staff to ask the Downtown Community Improvement District (CID) to review and provide recommendations regarding the street closure ordinance for the first Council Meeting in November. The motion was seconded by Mr. Dudley and approved unanimously by voice vote.

Mr. Kespohl commented that they had discussed the property tax loss of the Daniel Boone Regional Library District and Boone County Family Resources due to the purchase of the Columbia Energy Center. He noted he was not opposed to the tax being phased out for them, but had been opposed for to them asking for it at the last minute. He felt they needed
to have a written request from those entities asking to be considered to be a part of the phase out, and that the Council should discuss the issue again.

The meeting adjourned at 9:23 p.m.

Respectfully submitted,

Sheela Amin
City Clerk