

CITY OF WEBB CITY, MISSOURI  
CITY COUNCIL MEETING  
Tentative AGENDA  
Monday, July 11, 2022  
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**INVOCATION**

**PLEDGE**

**OPENING OF MEETING**

- Roll Call
- Mayor’s Statement
- Public Comments

**INFORMATION ONLY**

Draft P&Z minutes June 20, 2022

**ADMINISTRATOR’S REPORT**

Administrator Report

**CONSENT AGENDA**

- 1. Council Minutes-June 27, 2022

**ORDINANCES AND RESOLUTIONS**

- Council Bill No. 22-010 Maintain Electric Gross Receipts to be maintained at current 4.762% (2<sup>nd</sup>)
- Council Bill No. 22-011 Rezone 2020 N Main from R-1 to C-2-Mike Jarvis (1<sup>st</sup>) (2<sup>nd</sup>)
- Council Bill No. 22-012 Special Use Permit to operate an Airbnb 927 W. 2<sup>nd</sup> Street (Aaron Arlington) (1<sup>st</sup>)
- Council Bill No. 22-013 Special Use Permit to operate a crematory 400 W. Daugherty (Austin Simpson) (1<sup>st</sup>)
- Council Bill No. 22-014 Special Use Permit for use for commercial business at 120 S. Hall (Steve Nelson) (1<sup>st</sup>)
- Resolution No. 22-1002 Authorizing application for TAP funds for Long Range Sidewalk Phase III
- Resolution No. 22-1003 Missouri American Water Company agreement and addendum

**MOTIONS**

**Solid Waste** – A motion to approve solid waste fuel surcharge (Motion to approve and vote)

**COMMITTEE REPORT**

- 1. Financial Oversight
  - A. Statement of Accounts, July 11, 2022 Action & Authorization
- 2. Committee of the Whole
  - Next Council Meeting July 25, 2022

**CLOSED SESSION**

RSMO: 610.021 Subsection (2) Real Estate

**ADJOURN**

Draft minutes from June 20, 2022 Planning and Zoning

The planning & zoning commission past three special use permits, Monday, June 20, 2022.

Austin Simpson, 400 W. Daugherty Simpson's funeral home to operate a crematory at this location was approved unanimously.

The second special use permit was Aaron Arlington, 927 W. second to operate an Airbnb. Approved unanimously.

The third special use permit was Steve Nelson 120 S. Main. Steve Nelson wants to be able park his equipment and his fleet vehicles-on lot, along with utilizing the structure for storage. Approved unanimously.

The rezone request was made by Mike Jarvis. 2020 N. Main Rezone from C-2 to R-1. Approved unanimously

## Administrator's Report 07/11/22

Our current **solid waste contracted residential price** is \$9.48 per residence. The contract that was signed and agreed upon included a 1.5% fuel surcharge increase for every 10 cents of increase above a baseline of \$3.50 per gallon. The addendum allowed a maximum of a 10% increase during the life of the contract. **Our contractor has agreed to a lesser amount at total of 5% (47cents)** increase to be enforced for every 30 day period that the average gallon of diesel fuel remains over \$5.00. This is to begin starting the next billing cycle with the Webb City Water Department. This surcharge if approved would remain in effect until the US monthly average per gallon of diesel falls below \$5.00 for a 30 day period.



### 2022 Cruise-A-Palooza!

All departments are pitching in to make this year's festival a success. Vendors will be arriving on scene in the next 24 hours and the tent is being set up by the hard work of our Parks and Public Works Departments. Would love to see everyone out having fun and enjoying the activities this year.

The event will include the **downtown sidewalk sale starting at 10am on Saturday. The Street Trolley will offer rides from noon to 2pm and later if necessary. There will also be a barbeque cook off sponsored by Henkles Ace Hardware, Food Trucks, Craft Vendors, Cinema Under the Stars and Fireworks on Saturday night.** Employees will be going door to door to place flyers out to area residents to give them a heads up of the upcoming fireworks display to occur.

**Railroad ties for the trolley appear to have been vandalized** at some point over the holiday weekend. Parks staff noticed some metal parts that had been removed and it appeared they had

been pulled up for some reason from the tracks. We will have the track inspected and hopefully any repairs completed by Saturday so the trolley can run on time as planned.

A resolution to support the **Centennial Park TAP sidewalk project** will be presented to council at this next meeting. The drawing presented last week detailed what we have planned and staff will be applying for a MODOT award to cover 75% of the costs of the project.

RFQ (Request for Qualifications) for engineering services has been issued regarding the proposed **171 Retention project**. The design engineering which was paid for at 80% is now complete. Once the RFQ's have been evaluated and decision made as to engineering firm, staff will be presenting a project plan to council for the use of ARP funds to fund the entire project from this point forward.

**Asphalt paving bids** were advertised and recently opened. We only received one bid for Asphalt services this year and as anticipated it came with a substantial increase in cost per ton. Street paving costs rose from \$55 a ton to \$81 a ton but the cost of our staff picking up and laying the asphalt only rose to \$62 a ton for asphalt and \$80 for cold mix. Our current plan is to do as much patch work when needed and try to delay any large paving projects until the price hopefully settles back down at some point.

**Organizers of a vigil reference to the death of the Webb City High School student Rezwan Kohistani, have asked to utilize the public parking area of City Hall** to hold their vigil the evening of July 14<sup>th</sup>. They have been advised there is no law prohibiting the vigil on the parking lot during off hours at City hall.

**Work has been completed on the gate to the Waste Water plant and a building is in process to be placed at the entrance.** We will be working with our electrician and Liberty Electric to get the building completed as soon as possible. We are advertising for the position but as of yet no one has been hired. We will most likely use some existing part time staff who are seeking additional hours to fill the position until a permanent solution can be found.

### **Previous Meetings**

**We may have figured a way to end the recycle location struggle.** The Waste Water plant contains a large gathering point for residents and commercial customers to leave their limbs and excess vegetation. That vegetation is then chipped into a soil amendment that is mixed into our compost product. The issue we have had is trash other than the vegetation being dropped off. Recently we had over \$30,000 in damage to a chipper from metal getting into the machine. This situation is similar to the solid waste recycle bins on Church Street. We have a continual issue with contaminated recycle material and trash being dumped at that location. Staff are working on a plan to purchase a small portable office building and setting it up at the gate of the Waste Water Plant. This would then be staffed for designated times where we can monitor what is deposited in both the recycle bins and the vegetation compost location.

**Parking at King Jack Park** has been continually looked at. We hope to have some progress on the new soccer parking area (east of the main fields) very soon. Baseball and Softball parking is also being studied.

The **old Rodeo Grounds** are almost ready to move the fenced in area to that location for young children games. We hope to soon convert the old fenced in area to a dog run once we get the new fields up and running.

**Staff met with representatives of a national chain restaurant** at Public Works on Tuesday. A site plan was looked at by all departments regarding a location on Madison and we hope to be moving close to some announcements in the near future.

Webb City received **damage on three different bridge structures** during the rainstorm last week. Reported to have only received less than 3 inches of rain but it must have come down so fast it caused damage to some structures that have stood for a very long time. The Bridge at 7<sup>th</sup> and Chesterfield was closed to traffic but has since been reopened. West Broadway the curb washed out along the bridge and we will need to repair some of the structure on the north side. Zora Street Bridge east of Madison also has some minor wash out and we plan to make repairs as soon as possible. All of them are still usable but we will make these repairs a priority this summer. **(Chesterfield Bridge is complete minus some dirt work but the Broadway Bridge is next on the list)**

The **Police Department now has three speed trailers** after the addition of two new ones. These were sought after and received on a grant by the Police Department. They will be deployed in areas where speeding has been an issue. If you have any suggestions for additional locations please do not hesitate to let us know.

### **Flat Creek Restaurant is now under construction north of the new Sleep Inn!**

**City staff have been working closely with Flat Creek contractors** to assure this development moves smoothly. We really appreciate the quick response from Public Works for moving a street light that was in the way and replacing it. We have also met with the developers for some of the other projects within the Centennial TDD and they also appear to be moving forward. The next year to 18 months should prove to be very exciting.

The city has been notified that the **Missouri Public Service Commission has granted Liberty Electric a rate increase in excess of 7%**. This evidently triggers a state statute that requires municipalities to reduce their business license tax on gross receipts to below the 7% increase. Staff will be researching and will bring forward to council the required changes.

City staff will **be advertising the Webb City Club House for a possible lease partner** who would want to occupy the building and help with maintenance and utility costs. Currently the building is vacant and all efforts to occupy it to date have failed.

The **Kum and Go convenience stores have recently sold** to another company. City employees have used the stores who cooperated with tracking our gas receipts for fuel. Finance Department

has now worked out a plan that will provide each city department with fuel cards that can be used at any location within the city. The cards were ordered and distributed this week.

Planning meetings have continued each week for the start of the **171 Retention Project**. Engineers are to bring forward a contract for design engineering in the next month.

If you get a chance go see **the new billboard advertising Webb City on North bound 249** in front of the John Deer location now!

City Staff are working on a proposal to present to council for an ordinance that would create a **shared access requirement on properties that are located on restricted access roadways**. This issue was brought up recently in some development planning and could be a problem with access to Madison in the future for new developments.

**Community Development and the Webb City Chamber have been working with area merchants to plan a first Thursday event each month the event will be called “Downtown After Dark”**

**To be held the first Thursday of months May – October**

July: sidewalk sale in conjunction with Cruise-A-Palooza, 2 week long Boutique Bingo game piece for shoppers. A “blackout” will enter shoppers into a drawing

August 4: Boutique Bonanza/Back to School fashion show & expo, held at the Route 66 Event Center.

September 1: Mimosa Crawl shopping evening

October 6: Oktoberfest

New Additions to Route 66 Cruise-A-Palooza:

Sanctioned Steak Cook-off sponsored by Henkle’s ACE Hardware & the Cruisin’ Main organization is joining forces with us to add to the car show.

**Dates to remember upcoming;**

July 8<sup>th</sup> – 9<sup>th</sup>                      14<sup>th</sup> Annual Route 66 Cruise-A-Palooza @ King Jack Park

September 17<sup>th</sup>                      Doug Heady Kids cancer fund raiser in King Jack Park..

November 5<sup>th</sup>                      Start of the 2022 Polar Bear Express Ticket Sales.

**Sponsorships will be available for business sponsors of the Polar Bear Express for the available 10 nights the Trolley will operate.**

**(only 5 nights still available for sponsorship)**

Carl Francis  
City Administrator

# You're Invited to **CELEBRATE OUR GRAND OPENING**



Join us Thursday, July 21<sup>ST</sup>  
at 9:00 am for our  
**RIBBON CUTTING CEREMONY**



- 9:00 am: Light Breakfast & Coffee is Served
- 9:30 am: Ribbon Cutting Commences
- 10:00 am: Our Doors Officially Open for Business



Zips Car Wash  
1309 S. Madison Street  
Webb City, MO  
**[zipscarwash.com](http://zipscarwash.com)**

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<b>INVOCATION</b>	Councilman Fisher gave the invocation
<b>PLEDGE TO FLAG</b>	The Council remained standing for the Pledge of Allegiance.
<b>COUNCIL MEETING</b>	The City Council of Webb City, Missouri met in regular session Monday, June 27, 2022 at 5:30 p.m. in Council Chambers. Mayor Lynn Ragsdale presided.
<b>ROLL CALL</b>	The following members answered roll call: Andy Queen, Gina Monson, Jonathan Shull, Debbie Darby, Ray Edwards, Alisa Barroeta, Jerry Fisher, and Jim Dawson. There being eight members present and eight members representing a quorum. Mayor Lynn Ragsdale declared this session of council officially opened. Also present were: City Administrator Carl Francis, City Attorney Troy Salchow, City Clerk Kimberley DeMoss, Finance Director Tracy Craig, Fire Chief Andy Roughton, Police Chief Don Melton, Street & Water Director Rick Roth, Economic Development Coordinator Erin Turner, and Waste Water Director William Runkle Absent: Parks Director Bryan Waggoner,
<b>MAYOR'S STATEMENT</b>	Mayor Ragsdale commented on a book he had read about a retired secret service agent about the change in politics in the last 50 years. When Politian's would fight bitterly with each other, but then when the day was over they would go to dinner afterwards. Now times have changed, and no Politian's would be seen with each other and stay as enemies. Mayor Ragsdale stated the book he read was a warning to him that what starts at the higher levels can make its way, into the shallow of waters, if not guarded against. Our country has shifted the last 40 to 50 years and we certainly don't want to experience that in our local level.
<b>VISITORS</b>	None
<b>ADMINISTRATOR</b>	Administrators Report for June 27, 2022 was available for the Council to review. City Administrator Carl Francis added to his report that door tags will be posted to the residents that live around King Jack Park to advise them of the firework display July 9,2022 at the Cruiseapalooza. In addition, the City is working on a plan to move the recycle bins from Church Street to the Wastewater Treatment Facility and post the position soon. The Developer Sunnyvale Investments completely withdrew his application to rezone and does not wish to move forward at this time. (Property located at Kennedy and Rangeline Road).



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**CONSENT AGENDA**

Mayor Lynn Ragsdale entertained a motion to accept the Consent Agenda items for June 27, 2022. Councilman Shull moved to approve the consent agenda items for June 27, 2022. Councilwoman Monson seconded. The motion carried with eight yes votes.

- |                                  |                  |
|----------------------------------|------------------|
| 1. Council Minutes-June 13, 2022 | 2. PD Reports    |
| 3. Fire Reports                  | 4. Sales/Use Tax |
| 5. Treasurer's Report            |                  |

**COUNCIL BILL  
NO. 22-008**

**An Ordinance amending the zoning map for the City of Webb City, Missouri, by reclassifying certain areas within the City limits from A-1 Agricultural District to R-3 multiple family residential district. (Burns Investments-Wingfield Apartments)**  
Councilman Fisher presented Council Bill No. 22-008 for the second and final reading. Second and final reading completed. Councilman Fisher moved to accept the second and final reading of Council Bill No. 22-008. Councilman Shull seconded. The motion carried with a roll call vote. Yes: Queen, Monson, Shull, Darby, Edwards, Barroeta, Fisher, and Dawson. Thereby duly giving Council Bill No. 22-008, Ordinance No. 22-007.

**COUNCIL BILL  
NO. 22-009**

**An Ordinance amending the zoning map for the City of Webb City, Missouri, by reclassifying certain areas within the City limits from R-1 single family residential district to R-3 multiple family residential district. (Sunnyvale Investments)**  
This Ordinance did not return to the council agenda, as Sunnyvale Investments withdrew his application to rezone this property at this time.

**COUNCIL BILL  
NO. 22-010**

**An Ordinance of the City of Webb City, Missouri, reaffirming the gross receipts tax to be imposed upon electric corporations conducting business within the City, and matters related thereto.**

Councilman Fisher presented Council Bill No. 22-010 for the first reading. First reading completed. Councilman Fisher moved to accept the first reading. Councilman Queen seconded. The motion carried with eight yes votes.

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**FINANCIAL  
OVERSIGHT**

Councilwoman Monson moved to accept the Statement of Accounts dated June 27, 2022. Councilman Queen seconded. The motion carried with eight yes votes.

**Statement of Accounts is as follows:**

City Electronically	534-544	45,359.96
City Fund	37638-37750	154,162.62
Habitat Electronically	159-161	230.67
Habitat Fund	831-833	<u>3,111.33</u>
Grand Total		\$202,864.58

**COMMITTEE OF  
THE WHOLE**

Mayor Lynn Ragsdale set the next Council Meeting for Monday, July 11, 2022 at 5:30 p.m. in the Council Chambers.

**ADJOURN**

Mayor Lynn Ragsdale adjourn the council meeting after closed session at 5:52 p.m.

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Lynn Ragsdale, Mayor and Presiding Officer

Attest:

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Kimberley E. DeMoss, City Clerk

**AN ORDINANCE OF THE CITY OF WEBB CITY, MISSOURI, REAFFIRMING THE GROSS RECEIPTS TAX TO BE IMPOSED UPON ELECTRIC CORPORATIONS CONDUCTING BUSINESS WITHIN THE CITY, AND MATTERS RELATED THERETO.**

WHEREAS, the Missouri Public Service Commission (PSC) has granted a tariff increase in excess of 7.0 percent to The Empire District Electric Company d/b/a Liberty ("Liberty Missouri") and

WHEREAS, tariff increases in excess of 7 percent trigger certain requirements under RSMo. Section 393.275.1 to either roll back the rate of gross receipts taxes imposed by cities on Liberty Missouri or to pass an ordinance maintaining the existing rates despite the increase in the gross receipts to Liberty as a result of the tariff increase; and

WHEREAS, Section 393.275.1 requires cities to roll back the rate of the gross receipts tax within 60 days of the effective date of the tariff increase unless such cities pass an ordinance to maintain the existing rate; and

WHEREAS, the PSC has established the effective date of the tariff increase granted to Liberty Missouri as June 2, 2022, and 60 days from that date is August 1, 2022;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEBB CITY, MISSOURI, AS FOLLOWS:

**Section 1.** The gross receipts tax imposed upon electric corporations, including but not limited to Liberty Missouri, pursuant to Section 620.010 and 620.022 of the City Code of Webb City shall be maintained at its existing rate of four and seven hundred sixty-two thousandths' percent (4.762), despite the tariff increase awarded by the PSC to Liberty Missouri effective on June 2, 2022.

**Section 2.** All ordinances or parts of ordinances in conflict herewith are hereby repealed but shall otherwise remain in full force and effect.

**Section 3.** This Ordinance shall not be printed in the Webb City, Missouri City Code.

**Section 4.** This Ordinance shall become effective immediately upon passage and approval.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Lynn Ragsdale, Mayor

ATTEST:

\_\_\_\_\_  
Kimberley DeMoss, City Clerk

COUNCIL BILL NO. 20-011

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE ZONING MAP FOR THE CITY OF WEBB CITY, MISSOURI, BY RECLASSIFYING CERTAIN AREAS WITHIN THE CITY LIMITS FROM C-2 GENERAL COMMERCIAL DISTRICT TO R-1 RESIDENTIAL DISTRICT (MIKE JARVIS, 1182 EAST IVY, WEBB CITY, MISSOURI 64870).**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEBB CITY, MISSOURI, AS FOLLOWS:**

**SECTION 1.** Notice of public hearing having been properly published and recommendation for reclassification having been given after review by the Webb City Planning and Zoning Commission, the Zoning Ordinance for City of Webb City, Missouri, is hereby amended by reclassifying the following described property from C-2 General Commercial District to R-1 Residential District; to wit:

LOCATION OF SUBJECT PROPERTY: West of N. Main Street, North of Wingfield Apartments, WEBB CITY, MISSOURI 64870

LEGAL DESCRIPTION:

Webb City Miscellaneous Beginning at the Southwest Corner Lot 1 Northwest quarter (1/4) North 305.72' feet South 43 Degrees, East 404.77' feet South 57 Degrees, East 380.21' feet South 32 Degrees East 437.28' feet South 88 Degrees East 1042.67' feet To Point of beginning, thence South 262.03' feet North 88 Degrees, West 595' feet, North 262.03' feet East to Point of beginning. Subject to any rights-of-ways, reservations, and street easements. According to the recorded plat thereof.

**SECTION 2.** The City Clerk is hereby authorized and directed to enter such reclassification upon the zoning map of the City of Webb City, Missouri.

**SECTION 3.** This Ordinance shall be in full force and effect from and after its date of passage.

PASSED BY THE COUNCIL OF THE CITY OF WEBB CITY, MISSOURI,

this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Lynn Ragsdale, Mayor and Presiding Officer

Attest:

\_\_\_\_\_  
Kimberley E. DeMoss, City Clerk

COUNCIL BILL NO. 22-012

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A CERTAIN TRACT OF REAL ESTATE WITHIN THE CITY OF WEBB CITY, MISSOURI (AARON ARLINGTON, 120 FAWN TRAIL, SENECA, MO 64865).**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEBB CITY, MISSOURI AS FOLLOWS:

SECTION 1. By action of the City Council, a Special Use Permit is hereby granted for the following described real estate: 927 W. 2<sup>nd</sup> Street, Webb City, Missouri, being more particularly described as follows, to-wit:

ALL OF LOT NUMBERED TWENTY-EIGHT (28) IN KELLEY'S SECOND ADDITION, SECTION EIGHTEEN (18), TOWNSHIP TWENTY-EIGHT (28), RANGE THIRTY-TWO (32), IN THE CITY OF WEBB CITY, JASPER COUNTY, MISSOURI, ACCORDING TO THE RECORDED PLAT THEREOF.

SECTION 2. The terms and conditions of the Special Use Permit granted in Section 1 above are as follows, to-wit:

- A. Said Special Use Permit shall be personal to AARON ARLINGTON and shall not be assigned
- B. The use upon said real estate is for the purpose of operating an AIRBNB.
- C. Except as specifically modified herein, permittee shall fully comply with and conform to the requirements of the existing zoning district and all other ordinances of the City of Webb City, Missouri.
- D. Failure to comply with any of these conditions or restrictions constitutes a violation of this chapter, punishable as provided in Section 405.530 of the City Code of Webb City.
- E. Permittee shall comply with all Federal, State and Local laws and regulations required to operate a warehouse and fulfillment center, including all licensing requirements and regulations.
- F. Said Special Use Permit shall extend for a period of two (2) years from passage of this Ordinance, unless revoked for non-compliance with the conditions or restrictions imposed herein.

SECTION 3. The City Clerk is hereby authorized and directed to annotate said Special Use Permit upon the Zoning Map of the City of Webb City, Missouri, and the City Clerk is hereby authorized to issue, upon proper application, the City Business License that conforms to the Special Use Permit heretofore granted.

SECTION 4. Violation of any of the provisions of the Special Use Permit shall result in revocation thereof.

SECTION 5. This Ordinance shall be in full force and effect from and after its date of passage.

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF WEBB CITY, MISSOURI, this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Lynn Ragsdale, Mayor and Presiding Officer

Attest:

\_\_\_\_\_  
Kimberley E. DeMoss, City Clerk

COUNCIL BILL NO. 22-013

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A CERTAIN TRACT OF REAL ESTATE WITHIN THE CITY OF WEBB CITY, MISSOURI (AUSTIN SIMPSON, 400 W. DAUGHERTY, WEBB CITY, MO 64870).**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEBB CITY, MISSOURI AS FOLLOWS:

SECTION 1. By action of the City Council, a Special Use Permit is hereby granted for the following described real estate: 400 W. Daugherty, Webb City, Missouri, being more particularly described as follows, to-wit:

ALL OF LOTS NUMBERED EIGHTY-ONE (81) TO EIGHTY-FOUR (84) IN BYERS AND BALL'S ADDITION TO WEBB CITY, ACCORDING TO THE RECORDED PLAT THEREOF.

SECTION 2. The terms and conditions of the Special Use Permit granted in Section 1 above are as follows, to-wit:

- A. Said Special Use Permit shall be personal to AUSTIN SIMPSON and shall not be assigned, provided that AUSTIN SIMPSON may lease the premises to a third party operating a business consistent with the terms of this Special Use Permit.
- B. The use upon said real estate is for the purpose of operating a crematory in conjunction with Simpson Funeral Home.
- C. Except as specifically modified herein, permittee shall fully comply with and conform to the requirements of the existing zoning district and all other ordinances of the City of Webb City, Missouri.
- D. Failure to comply with any of these conditions or restrictions constitutes a violation of this chapter, punishable as provided in Section 405.530 of the City Code of Webb City.
- E. Permittee shall comply with all Federal, State and Local laws and regulations required to operate a crematory, including all licensing requirements and regulations.

SECTION 3. The City Clerk is hereby authorized and directed to annotate said Special Use Permit upon the Zoning Map of the City of Webb City, Missouri, and the City Clerk is hereby authorized to issue, upon proper application, the City Business License that conforms to the Special Use Permit heretofore granted.

SECTION 4. Violation of any of the provisions of the Special Use Permit shall result in revocation thereof.

SECTION 5. This Ordinance shall be in full force and effect from and after its date of passage.

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF WEBB CITY, MISSOURI, this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Lynn Ragsdale, Mayor and Presiding Officer

Attest:

\_\_\_\_\_  
Kimberley E. DeMoss, City Clerk



COUNCIL BILL NO. 22-014

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A CERTAIN TRACT OF REAL ESTATE WITHIN THE CITY OF WEBB CITY, MISSOURI (STEVE NELSON, 2830 PLEASANT VIEW LANE, CARL JUNCTION, MO 64834).**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEBB CITY, MISSOURI AS FOLLOWS:

SECTION 1. By action of the City Council, a Special Use Permit is hereby granted for the following described real estate: 120 S. Hall Street, Webb City, Missouri, being more particularly described as follows, to-wit:

ALL OF LOTS NUMBERED SIX (6) AND SEVEN (7) IN MCCORKLE & AYLOR'S ADDITION TO THE CITY OF WEBB CITY, JASPER COUNTY, MISSOURI, ACCORDING TO THE RECORDED PLAT THEREOF.

SECTION 2. The terms and conditions of the Special Use Permit granted in Section 1 above are as follows, to-wit:

- A. Said Special Use Permit shall be personal to STEVE NELSON and shall not be assigned, provided that STEVE NELSON may lease the premises to a third party operating a business consistent with the terms of this Special Use Permit.
- B. The use upon said real estate is for the purpose of operating a business office, and for storage and parking of construction equipment.
- C. Except as specifically modified herein, permittee shall fully comply with and conform to the requirements of the existing zoning district and all other ordinances of the City of Webb City, Missouri.
- D. Failure to comply with any of these conditions or restrictions constitutes a violation of this chapter, punishable as provided in Section 405.530 of the City Code of Webb City.
- E. Permittee shall comply with all Federal, State and Local laws and regulations required to operate a warehouse and fulfillment center, including all licensing requirements and regulations.
- F. Said Special Use Permit shall extend for a period of two (2) years from passage of this Ordinance, unless revoked for non-compliance with the conditions or restrictions imposed herein.

SECTION 3. The City Clerk is hereby authorized and directed to annotate said Special Use Permit upon the Zoning Map of the City of Webb City, Missouri, and the City Clerk is hereby authorized to issue, upon proper application, the City Business License that conforms to the Special Use Permit heretofore granted.

SECTION 4. Violation of any of the provisions of the Special Use Permit shall result in revocation thereof.

SECTION 5. This Ordinance shall be in full force and effect from and after its date of passage.

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF WEBB CITY, MISSOURI, this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Lynn Ragsdale, Mayor and Presiding Officer

Attest:

\_\_\_\_\_  
Kimberley E. DeMoss, City Clerk

**Resolution No. 22-1002**

**A RESOLUTION AUTHORIZING THE APPLICATION FOR FUNDING THROUGH MODOT'S TRANSPORTATION ALTERNATIVES PROGRAM (TAP) AND AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE PROPOSED LONG-RANGE SIDEWALK & TRAIL MASTER PLAN, PHASE III.**

WHEREAS, the City of Webb City desires to submit an application for funds through the Transportation Alternatives Program for the proposed Long-Range Sidewalk & Trail Master Plan, Phase III; and

WHEREAS, the City Council of the City of Webb City acknowledges that the City of Webb City is responsible for 25% of the project costs as represented in the submittal, and the City of Webb City would be responsible for all costs over the total project cost in the submittal.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL of Webb City, Missouri that the City Council hereby authorizes the submission of the Transportation Alternatives Program application for the proposed Long-Range Sidewalk & Trail Master Plan, Phase III, for and on behalf of the citizens of the City of Webb City, Missouri.

APPROVED AND PASSED this \_\_\_\_\_ day of July, 2022.

\_\_\_\_\_  
Lynn Ragsdale, Mayor and Presiding Officer

Attest:

\_\_\_\_\_  
Kimberley E. DeMoss, City Clerk

Resolution No. 22-1003

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH MISSOURI-AMERICAN WATER COMPANY FOR AN EMERGENCY WATER CONNECTION FOR AND ON BEHALF OF THE CITY OF WEBB CITY, MISSOURI.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WEBB CITY, MISSOURI, as follows:

Section 1. That the City of Webb City desires to enter into an agreement with Missouri-American Water Company to have an emergency interconnection between Webb City and the Water Company to provide for an emergency supply of water to the City, as the need arises, as set forth and described in the agreement.

Section 2. That the agreement to be entered into between the City of Webb City and Missouri American Water Company is attached hereto and incorporated herein by reference.

Section 3. That the Mayor of the City of Webb City is hereby authorized to execute the Agreement for Webb City Emergency Connection with Missouri-American Water Company, for and on behalf of the City of Webb City, Missouri.

PASSED BY THE COUNCIL OF THE CITY OF WEBB CITY, MISSOURI,

this \_\_\_\_\_ day of JULY, 2022.

\_\_\_\_\_  
LYNN RAGSDALE, MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK: Kimberley DeMoss

# Council Report

City of Webb City

07/11/22  
Solid Waste fuel  
surcharge

## SUBJECT:

Our current solid waste contracted residential price is \$9.48 per residence. The contract that was signed and agreed upon included a 1.5% increase for every 10 cents of every increase above a baseline of \$3.50 per gallon. The addendum allowed a maximum of a 10% increase during the life of the contract. Our contractor has agreed to a lesser amount at total of 5% (47cents) increase to be enforced for every 30 day period that the average gallon of diesel fuel remains over \$5.00. This is to begin starting the next billing cycle with the Webb City Water Department. This surcharge if approved would remain in effect until the US monthly average per gallon of diesel falls below \$5.00 for a 30 day period.

## RECOMMENDATION:

Motion to approve the Mayor to sign Amendment #1 to the WCA Solid Waste contract that would change the method of fuel surcharge to be calculated to a max of 5% for every 30 days the US Average price remains above \$5.00 per gallon of diesel. For a residential customer this increase would be \$.47 per month.

## FISCAL IMPACT:

Residential customers and Commercial Customers will see an increase of 5% on their billing starting in July 2022. This will remain in effect until the average price per gallon falls below \$5.00 for a 30 day period.

### Prepared By:

\_\_\_\_\_  
Carl Francis, Interim City Administrator

### Fiscal Impact By:

\_\_\_\_\_  
Tracy Craig, Finance Director

## Amendment #1

The current Waste Service contract for Residential and Commercial solid waste removal between the City of Webb City and Waste Corporation of Missouri LLC, commonly referred to as WCA or GFL, shall have the following terms added to the current agreement as of \_\_\_\_\_ 1<sup>st</sup>, 2022, and shall be binding upon both parties throughout the term of the contract or any extension thereof.

*In the event that the cost of fuel as reported by the U.S. Energy Information Administration's, On Highway Diesel Prices, US Monthly Average, meets or exceeds an average cost of \$5.00 per gallon for a 30-day period a 5% surcharge will be added. The surcharge will remain in effect until the average cost reduces below \$5.00 per gallon (for a 30-day period).*

Dated: \_\_\_\_\_

Waste Corporation of Missouri LLC

\_\_\_\_\_

WCA Municipal Representative

Max Murray

City of Webb City

\_\_\_\_\_

Mayor Lynn Ragsdale

## ADDENDUM FOR SOLID WASTE DISPOSAL SERVICES

An Addendum to the original contract dated December 1, 2011, with and between the City of Webb City, hereafter referred to as the "City", and Waste Corporation of Missouri, LLC, hereafter referred to as "WCA", for solid waste disposal services. The Addendum shall be in effect on December 1st, 2021, and will run for an additional five (5) years through December 1, 2026. Effective December 1<sup>st</sup>, 2021, all fees shall be increased by 2.5% and shall remain firm and fixed until December 1<sup>st</sup>, 2023 at which time all fees shall increase by 2.5% until December 1, 2026.

WCA reserves the right to petition Council for a cost adjustment for any excessive fuel cost increase based upon the following:

A monthly fuel surcharge shall be added to the cost of services rendered if / when, the cost of #2 diesel, as reported by the Department of Energy internet site and recorded as the "Weekly Retail On-Highway Diesel Prices" for the Midwest Region exceeds \$3.50 per gallon. The fuel surcharge shall amount to a 1 ½% increase in charges for each \$0.10 increase in the recorded cost of fuel above the \$3.50 base line. However, such fuel surcharge shall not exceed 10%. Due to the timeliness of the DOE report, the cost of fuel for a prior month shall be used as the basis for a current month's fuel surcharge assessment, i.e. January's reported diesel costs shall be used to compute any surcharge for February's services, etc... The fuel surcharge could obviously vary each month, but, it will be easily verifiable using the aforementioned web-site.

All other terms and conditions of the original contract shall remain in place as written in the original contract. The Addendum will run in conjunction with the current Addendum and shall terminate five (5) years thereafter on December 1st, 2026. At any time during the term of this Addendum, and upon approval of both the City and WCA, the contract can be extended for additional terms.



Randy Thompson  
South District Manager  
Waste Corporation of Missouri LLC



Mayor of Webb City

Attest:



Kumbaly E. Williams  
City Clerk

Date: March



June 28, 2022

WCA respectfully asks to implement a minimal "fuel surcharge" to the cost of all accounts serviced within the City Limits of the City of Webb City.

1. Cost of Diesel Fuel when the current agreement was implemented averaged \$3.640 per gallon.
2. Current average cost of Diesel Fuel in May as documented by the EIA/DOE (Energy Information Association of the Federal Department of Energy) is \$5.571.
3. Increase in price of diesel amounts to a 53% increase in the average cost of Fuel.
4. Cost of fuel is not reflected in the CPI (Consumer Price Index) utilized to address annual cost increases. WCA has never requested any fuel adjustment in the past many years of service.
5. WCA is asking for an immediate addition of a fuel surcharge to all billed accounts equal to 5% as long as the cost of fuel as documented by the EIA/DOE is equal to or higher than \$5.00 per gallon. Documentation of report attached.
6. *Language relevant to document, implement, and support a City fuel surcharge.*

*[In the event that the cost of fuel as reported by the U.S. Energy Information Administration's, On Highway Diesel Prices, US Monthly Average, meets or exceeds an average cost of \$5.00 per gallon for a 30-day period a 5% surcharge will be added. The surcharge will remain in effect until the average cost reduces below \$5.00 per gallon (for a 30-day period.)]*

*Current cost of Residential waste removal with WCA provided 96-gallon cart, serviced 1 x W is \$9.21 per month. Addition of 5% fuel surcharge would increase charge to \$9.67 per month thus an increase of \$0.46. (Amounts to an annual fee of \$5.52.)*

*Current cost for commercial services would be increased in a similar manner relative to the size of container they utilize and the frequency of service.*

Respectfully,

A handwritten signature in black ink that reads "Max Murray". The signature is written in a cursive, slightly slanted style.

Max Murray  
WCA/GFL Municipal Manager  
417/849-6988  
mmurray@gflenv.com