

MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI, HELD TUESDAY, DECEMBER, 8, 2009.

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, December 8, 2009 at 7:00 p.m. The meeting was called to order by Mayor David W. Eden, with the following roll call recorded: J.N. Greene, Chet Hunter, John Hull, Mike Tebow, Max Springer, Carol Millsap, Gary Albers. The following city personnel were also in attendance: City Administrator John Rice, City Attorney William Petrus, Director of Public Works Gene Stanton, Chief of Police Garry Earnest, Code Enforcement Officer Bruce Conway, and City Clerk Shannon Neely. Absent: Treasurer Shari Weldy.

Agenda.

Mayor Eden presented the agenda for approval and requested to amend Item XVII. Closed Session – Vote to close a portion of the meeting pursuant to RSMo, Section 610.021(1) Litigation, 610.021(2) Real Estate. Alderwoman Canchola made a motion, seconded by Alderman Hull to approve agenda as presented with requested amendment to Item XVII. Motion approved.

Presentation of Minutes.

Minutes of the last meeting, which was held on Tuesday, November 10, 2009 were presented to the Board for approval. Alderman Tebow made a motion, seconded by Alderman Hull to approve minutes as presented. The following voice vote was recorded:

AYES: Greene, Hunter, Hull, Tebow, Millsap, Springer

NOES: None

ABSTAIN: Canchola, Albers

ABSENT: None

Motion approved.

Comments of Visitors.

Mayor Eden requested any comments of visitors. None brought forth.

Covenant Youth Group.

Derek Barnes, whom had requested to be added to the agenda, was not present at meeting to hold discussion.

Red, White and Boom.

Alderwoman Millsap presented the Board with a contract addendum from A & M Pyrotechnics which reflected a twenty percent increase in price for the Red White and Boom display for 2010. Alderwoman Millsap noted that although there is a twenty percent increase in price, A & M Pyrotechnics would include 17% in additional fireworks, value of \$750.00, if the city pays before December 12, 2009. Alderwoman Canchola made a motion, seconded by Alderman Greene to authorize the Mayor to sign contract addendum with A & M Pyrotechnics for \$4,410.00 for the 2010 display. Motion approved.

Department Reports.

City Administrator.

Rice held discussion on the following items:

- Sales Tax Revenue. Reported the sales tax revenue was down by 4% at November reporting and was down by 8.5% for the year. Rice also noted the electric, water and sewer revenue collections were down.
- Interchange Ribbon Cutting. Reported the Mayor and he attended ribbon cutting ceremony for the new interchange on Monday, December 7, 2009.
- Dangerous Building Hearing. Reported a public hearing for dangerous building demolition for 317 N. Main Street is scheduled for Thursday, December 10, 2009.
- Police Department Software. Discussed purchasing options for police software. Rice noted after research of software, the current server and some of the computer hard drives would not have the capacity to handle the software, which would require an upgrade. After much discussion on the future needs of the city, Mayor Eden appointed the following members to a Technology Committee: Alderwoman Canchola, Earnest, Rice, Neely, Brian Hill and Randy McElveen. Rice scheduled the Technology Committee meeting to be held on Tuesday, December 15, 2009 at 12:00 p.m., noon.
- General Election. Reported Tuesday, December 15, 2009 is first day for filing for the 2010 General Election.
- Public Works Meeting. Scheduled a Public Works/Streets committee meeting for Friday, December 11, 2009, 12:00 p.m. in the City Administrator's office.
- FEMA Safe Room. Reported Brian Orr, a representative from Toth & Associates, had been in contact with Rice regarding funding for a Safe Room. Rice noted FEMA will provide 75% of the funding, with the city's share to be 25%. Rice reported he had been in contact with the University of Missouri to locate the Safe Room on hospital grounds. Alderwoman Canchola made a motion, seconded by Alderman Tebow directing Rice to proceed with a letter of interest in FEMA funding for a Safe Room. Motion approved.

Treasurer.

Rice held discussion on the following:

- Bills. Presented bills to be paid as presented in packet and requested permission to pay bills through the end of the month. Alderman Tebow made a motion, seconded by Alderman Springer to approve bills to be paid as presented and to pay bills through the end of December. Motion approved.
- Budget Amendment. Requested a budget amendment to change firemen's wages from payroll to contract labor. Alderman Springer made a motion, seconded by Alderman Greene to amend budget by transferring \$12,235.00 from line item 10-5-140-100, Salaries to line item 10-5-140-370, Contract Labor. Motion approved.

Public Works.

Stanton held discussion on the following items:

- Wastewater Treatment Facility Change Order. Presented Change Order No. One from McClanahan Construction for a total of \$139,989.42 for the following items:
 - Material and installation of one additional belt drive gearbox/motor combination
 - Material and installation of grave bedded trench drains and sump station in peak flow holding basin.

Minutes Approved January 12, 2010

- Additional concrete to lengthen retaining wall to protect power transformer.

Alderman Tebow made a motion, seconded by Alderwoman Canchola to accept and pay for Change Order No. One from McClanahan Construction, total amount of \$139,989.42, for the Wastewater Treatment Facility Upgrade. Motion approved.

- Electric Substation Change Order. Presented Amendment No. Two from B & L Electric, Inc. for a total of \$7,510.08 for the following items:
 - Steel Structures
 - Bus work, structure ground & miscellaneous
 - Station grounding
 - Structure equipment
 - Low voltage wiring
 - Metering
 - Reclosures/breakers
 - Primary URD cable & conduit

Alderman Tebow made a motion, seconded by Alderman Greene to accept and pay Amendment No. Two from B & L Electric, total amount \$7,510.08, for the new electric substation. Motion approved.

- Ace Pipe Cleaning. Reported Ace Pipe Cleaning had began work, starting on the south side of Interstate 44 and moving north.
- Hydrant Flow Testing. Presented a report comparing flow testing from 2000 compared to test data received for this year. Stanton noted the higher numbers are due to the new water mains, which are allowing residents more water pressure.

Planning and Zoning.

Conway held discussion on the following items:

- November Statistical Report. Presented the building statistics for November.
- Insurance Services Office Rating. Attended a meeting with Jim Alsop from ISO to discuss the Building Code Effectiveness Grading Schedule rating for the city. Conway noted the City was rated at six but was dropped to a rating of five.

Police.

Earnest held discussion on the following items:

- November Statistical Report. Presented the Activities Report for November.
- Grants. Reported had received \$3,500.00 for the year 2009 from Missouri Department of Transportation for special enforcements. Earnest noted the department had anticipated \$10,000.00 for officers to attend CSI training from a grant the Lawrence County Prosecutor's office had applied for, but the grant did not go thru.
- Accident. Reported a police car, driven by Officer Greg Griffith, was hit by a deer, with approximately \$3,500.00 damage done to the car. Griffith received minor injuries.
- Meeting. Reported a scheduled meeting with the Mount Vernon School system to continue a good working relation between both entities.

City Clerk.

Neely held discussion on the following item:

- Records to be destroyed. Presented a listing of files and documents from the CDBG Rehab and Public Facilities Improvement, Positronic Project, 1997 to be destroyed.

Minutes Approved January 12, 2010

Neely noted records are allowed to be destroyed per the Secretary of State's retention schedule and the Grant Administrator, Annette Darnell had been contacted and approved of destruction. Alderwoman Canchola made a motion, seconded by Alderman Springer to allow the requested documents to be destroyed. Motion approved.

Committee Reports.

Airport. Alderman Greene reported the committee has not met.

Parks. Alderman Tebow reported the committee has not met.

Personnel. Alderwoman Canchola reported the committee has not met.

Finance. Alderman Springer reported the committee has not met.

Public Works/Streets. Alderman Hull reported the committee has not met, but a meeting has been scheduled for Friday, December 11, 2009 at 12:00 p.m.

Old Business.

Discussion was held on the following items:

- Robert's Rules. Petrus reported he had researched Robert's Rules to clarify a question of can a motion maker vote no against his own motion. Petrus noted he may vote no against his own motion, but may not speak against it. Petrus also clarified the Chairman of the Board may vote twice, once as an Alderman and secondly as the Chairman to break a tie vote.
- Ordinance dealing with minors. Petrus requested the Board give him direction if they wanted him to proceed with an ordinance regarding receiving and selling goods with minors. Board consented for Petrus to proceed with ordinance dealing with minors and present a rough draft for review at the next meeting.
- Quick Response. Alderman Hunter requested the Board discuss the request from Quick Response to park the vehicle they use for calls at the Fire Station. Alderman Hunter felt there currently is room at the station for this. Alderwoman Canchola made a motion, seconded by Alderman Hunter to allow the Quick Response to park their vehicle inside the Fire Station. Motion approved.
- Fireworks Sales Ordinance. Alderman Albers questioned if the ordinance to allow fireworks sales inside the city limits would be presented at the next meeting. Petrus noted the state laws that would need to be considered, but would try to have a draft for review at the next council meeting.
- Pet Licensing. Alderwoman Canchola requested discussion on the status of cat licensing. Earnest asked who would be administering the licensing and the enforcement.

New Business.

Mayor Eden requested any new business to be brought to the floor for discussion. None brought forward.

Closed Session.

Alderman Springer made a motion, seconded by Alderman Tebow to adjourn to close a portion of the meeting, pursuant to RSMo, Section 610.021(1) Litigation and Section 610.021(2) Real Estate Issues. The following roll call vote was recorded:

AYES: Greene, Hunter, Hull, Tebow, Canchola, Springer, Millsap, Albers

Minutes Approved January 12, 2010

NOES: None
ABSTAIN: None
ABSENT: None

Motion approved. Meeting adjourned to closed session at 8:18 p.m.

Reconvene.

Mayor Eden called the meeting back to order at 8:59 p.m and requested any other business to be brought to the floor for discussion. None brought forward.

Adjournment.

Alderman Hull made a motion, seconded by Alderman Tebow to adjourn meeting. Motion approved, meeting adjourned at 8:59 p.m.

Shannon Neely, City Clerk