

MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI HELD ON TUESDAY, DECEMBER 14, 2010.

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, December 14, 2010 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, Lowell Phillips, John Hull, Mike Tebow, April Mieswinkel, Max Springer, Carol Millsap, Gary Albers. Absent: None. The following city personnel were also in attendance: City Administrator John Rice, Attorney William Petrus, Director of Public Works Gene Stanton, Chief of Police Garry Earnest, Treasurer Shari Weldy, Assistant Fire Chief Brad DeLay, City Clerk Shannon Neely. Absent: Code Enforcement Officer Bruce Conway.

Agenda.

Mayor Eden presented the agenda to the Board for approval. Alderwoman Mieswinkel made a motion, seconded by Alderman Hull to approve agenda with the following amendments:

- Remove Item No. XVI. Planning and Zoning Report
- Item No. XXII. Closed Session, remove Section 610.021(1) Litigation and Section 610.021(3) Personnel Issues.

With all present members voting in favor, Mayor Eden declared the motion approved.

Minutes.

Minutes of the last meeting, which was held on Tuesday, November 9, 2010 were presented to the Board for approval. Alderwoman Mieswinkel made a motion, seconded by Alderman Hull to approve minutes as presented. With all present members voting in favor, Mayor Eden declared the motion approved.

Tri-State Water Coalition.

Gail Melgren, Executive Director of the Tri-State Water Coalition, held discussion on issues with water availability in the future and requested the city become a member of the coalition. Alderwoman Mieswinkel made a motion, seconded by Alderman Phillips to pay for a membership out of the current 2010 budget. With all current members voting in favor, Mayor Eden declared the motion approved.

Audit Report.

Jon Cummings, Manager of Auditing Services for Davis, Lynn & Moots, presented the Year-ended audit for 2010 and reported the city received a clean opinion. Mr. Cummings reported the audit was conducted in accordance with auditing standards applicable to the Government Auditing Standards and reviewed fund activities with the Board. Mr. Cummings requested any questions or concerns from the Board and thanked them for the opportunity to conduct the audit.

2011 Budget.

Mayor Eden requested discussion of the proposed budget for 2011. Alderman Springer reported the Fire Department had initially requested a generator for the Fire Station, but due to possible budget constraints for the 2011 year, this request had been removed. Alderman Springer made a

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motion, seconded by Alderman Phillips to authorize expenditures for the 2010 fiscal year to purchase a generator, and if purchase is not made in the 2010 fiscal year, make an amendment in 2011 budget. With all members voting in favor, Mayor Eden declared the motion approved.

Mayor Eden requested if the Board had any questions or concerns regarding the proposed 2011 Budget. None brought forth. Alderman Springer made a motion, seconded by Alderman Greene to approve the 2011 Budget as presented. With all members voting in favor, Mayor Eden declared the motion approved.

Mayor Appointments – Planning & Zoning

Mayor Eden submitted the following for appointments to the Planning and Zoning Commission, each for a term of three years, beginning December, 2010 thru December 2013.

- Dennis Thrasher
- David W. Eden
- D.F. Eukel

Alderman Hull made a motion, seconded by Alderman Phillips to accept Mayor appointments as requested. With all members voting in favor, Mayor Eden declared the motion approved.

Liquor Licenses.

Summer Fresh

Mayor Eden presented a request for a tasting permit from Summer Fresh Supermarket, located at 615 East Mount Vernon Boulevard. Mr. Petrus reported he had not received an opinion from the Missouri Division of Alcohol and Tobacco Control regulating restrictions to hold an alcohol tasting. Alderman Springer made a motion, seconded by Alderman Phillips to postpone any decision until advised by the Division of Alcohol and Tobacco Control. With all members present voting in favor, Mayor Eden declared the motion approved.

El Azteca Restaurant

Mayor Eden presented a request for malt liquor and light wine by the drink license from El Azteca Restaurant, located at 525 East Mount Vernon Boulevard. Earnest reported a background check had been conducted and resulted in no discrepancies. Petrus reported the location did not conflict with city zoning and had no impediments. Alderman Hull made a motion, seconded by Alderwoman Millsap made a motion to approve request for license, for a term to end June 30, 2011. The following voice vote was recorded:

AYES: Greene, Hull, Tebow, Mieswinkel, Springer, Millsap, Albers

NOES: Phillips

ABSTAIN: None

ABSENT: None

With all members voting, Mayor Eden declared the motion approved.

Resolution.

Bill No. (R)2010-0010 re: A resolution authorizing the execution and delivery of a master governmental lease-purchase agreement, supplement No. 329306-400 and related instruments, and determining other matters in connection therewith was presented to the Board. Mayor Eden

requested discussion before reading of the resolution. Alderman Springer reported he would rather not finance the vehicle, but pay out-right due to interest charges totaling approximately \$10,000.00. Alderman Springer noted it would be more prudent with funds to purchase full price than to make payments. After much discussion, Alderman Springer made a motion, seconded by Alderwoman Mieswinkel to amend the 2010 budget for purchase of the 2009 Ford F750 Digger Truck for \$151,429.00. With all present members voting in favor, Mayor Eden declared the motion approved.

Department Reports.

City Administrator

Rice held discussion on the following items:

- Sales Tax. Sales tax revenue was up by 2.3% for the fiscal year and for the month.
- Business Expo. Date for Expo was planned for January 29, 2011 from 9:00 a.m. to 2:00 p.m. at the Family Life Center, Church on the Loop.
- MPUA/Nuclear Power. Presented a publication from the Missouri Public Utility Alliance (MPUA) supporting nuclear energy in the State of Missouri.
- Kiwanis Pavilion. Presented plans for a pavilion at the Spirit of 76 Park which the Kiwanis Club is planning on building. Mr. Rice reported the Kiwanis would appreciate any comments or questions regarding the plans.
- Water/Sewer Rates. Reported Mr. Cummings and Ms. Melgren had both noted the need for an increase to water/sewer rates so both departments would become more self-sufficient.

Treasurer

Weldy held discussion on the following items:

- Bills. Presented a report of bills that have been paid and requested any discussion. None brought forth.
- Treasurer Report. Presented the November report. Alderman Springer made a motion, seconded by Alderwoman Mieswinkel to approve report as submitted. With all present members voting in favor, Mayor Eden declared the motion approved.
- Budget Amendments. Presented a list of budget amendments for approval, which are to become a part of the minutes. Alderman Springer made a motion, seconded by Alderman Greene to approve amendments to the 2010 budget as requested. With all present members voting in favor, Mayor Eden declared the motion approved.
- Utility Write-Offs. Presented a list of Utility Write-offs for \$24,543.16 and requested the Board approve the request to write-off. Alderwoman Mieswinkel made a motion, seconded by Alderman Phillips to approve request. With all present members voting in favor, Mayor Eden declared the motion approved.

Public Works

Stanton held discussion on the following items:

- Sludge Hauling. Requested using Clean Stream Enterprises for hauling of sludge wastes from the Wastewater Treatment Facility. Stanton noted the funds were budgeted for in the 2011 budget. Alderman Springer made a motion, seconded by Alderwoman Mieswinkel grant request. With all members present voting in favor, Mayor Eden declared the motion approved.

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- Electrical System. Reported electrical upgrades held up to the weather conditions during the weekend of December 11, 2010 which produced 50 m.p.h. winds.

Planning & Zoning.

Due to absence of Conway, no report was submitted.

Police

Earnest held discussion on the following items:

- Statistic Report. Presented the statistic report for November.
- Tasers. Purchased the four approved tasers, and would send two officers for training in January. Mr. Earnest noted the training would certify both officers to provide training to other officers on the department, which will save the city funds in the future.
- Investigation Update. Reported the computer that was sent to the MOCIC, which was evidence from a sexual abuse case, has been returned and submitted to the Prosecuting Attorney for evidence.
- School Report. Reviewed an incident earlier in the week which involved a fourteen year old boy, which had taken a gun to school. Mr. Earnest reported that although it was a very serious act, no harm was done due to the fact the weapon did not have ammunition.

Fire.

DeLay held discussion on the following items:

- Generator. Thanked the Board for the approval to purchase the generator. DeLay noted it was a much needed item.
- Service Calls. Reported the department had participated in three service calls since last report to the Board.
- Maintenance. The department continues to conduct preventative maintenance on all vehicles, which includes winterizing.
- Training. Participated in a SCBA (self contained breathing apparatus) training for the department.
- Drill. Participated in an evacuation drill at the Mount Vernon Place Care Nursing Home on November 22, 2010. Mr. DeLay reported the time to evacuate all the residents and staff was four minutes and forty-eight seconds. Mr. DeLay commended the staff and residents for the cooperation in the drill.
- Parade. Reported the Fire Department escorted Santa Claus into Mount Vernon for participation in the Christmas Parade on Saturday, December 4, 2010.
- Annual Appreciation Dinner. Reported the Department had held the annual Appreciation Dinner on Saturday, November 27, 2010, with Mayor Eden in attendance.

Committee Reports.

Airport. Alderman Green reported the committee has not met.

Finance. Alderman Springer reported the committee has not met.

Parks. Alderman Tebow reported the committee had met earlier in the evening and recommended the purchase of ten new golf carts from Clear Creek Golf at a price of \$3,695.00 each. Alderman Tebow made a motion, seconded by Alderman Greene directing the purchase requested from 2010 budget. With all present members voting in favor, Mayor Eden declared the motion approved.

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Personnel. Alderwoman Mieswinkel reported the committee has not met.
Public Works/Streets. Alderman Hull reported the committee has not met.

New Business.

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

Old Business.

Mayor Eden requested any old business be brought to the floor for discussion. None brought forth.

Closed Session.

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

AYES: Greene, Phillips, Hull, Tebow, Mieswinkel, Springer, Millsap, Albers
NOES: None
ABSTAIN: None
ABSENT: None

With all present members voting in favor, Mayor Eden declared the motion approved. Meeting adjourned to Closed Session at 8:36 p.m.

Reconvene.

Meeting reconvened from Closed Session at 8:44 p.m. Mayor Eden requested any other business to be brought to the floor for discussion. None brought forth.

Adjourn.

Alderman Hull made a motion, seconded by Alderman Tebow to adjourn meeting. With all present members voting in favor, Mayor Eden declared the motion approved. Meeting adjourned at 8:44 p.m.

David W. Eden, Mayor

Date

Shannon Neely, City Clerk

Date