

**MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI HELD ON TUESDAY, NOVEMBER 8, 2011.**

The Board of Aldermen of the City of Mount Vernon, Missouri, met in the regular place of meeting, City Hall, on Tuesday, November 8, 2011 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, April Mieswinkel, Carol Millsap, Gary Albers. Absent: None. The following city personnel were also in attendance: City Administrator Max Springer, Attorney William Petrus, Jr., Director of Public Works Gene Stanton, Code Enforcement Officer Bruce Conway, Treasurer Shari Weldy, Chief of Police Garry Earnest, Fire Department Representative Leon Sullivan and City Clerk Shannon Neely.

Guests registering their attendance are listed on the sign-in sheet attached to and made part of the minutes.

Agenda.

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

- Move Item No. VII. Mayor Appointments to come before Item IV. Public Hearing.
- Remove Section 610.021(2) Real Estate Issue from Item No. XVIII. Closed Session.

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

Mayor Appointments.

Mayor Eden recommended the following appointments to fill vacancies on the Board.

- Ward Three – Barbara Rubison
- Ward Four – Gary Flippin

Alderwoman Millsap made a motion, seconded by Alderman Hull to accept Mayor's recommendation for appointments. With all present members voting in favor, Mayor Eden declared the motion approved.

Committee Appointments.

Mayor Eden presented the following recommendations for committee appointments:

**Finance**

Millsap (Chairperson), Greene, Albers

**Personnel**

Mieswinkel (Chairperson), Rubison, Greene

**Public Works**

Hull (Chairman), Phillips, Flippin

**Parks**

Hull (Chairman), Flippin, Rubison

**Airport**

Greene (Chairman), Mieswinkel, Phillips

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Alderman Mieswinkel made a motion, seconded by Alderman Millsap to accept Committee appointment recommendations. With all present members voting in favor, Mayor Eden declared the motion approved.

Public Hearing – Missouri Department of Transportation Grant Section 5311 Assistance

Mayor Eden opened the hearing at 7:05 p.m. Weldy reported the amount budgeted for grant is as follows: Operating Fund: Federal Funds - \$61,776.47; Local Match - \$56,714.68; Fares - \$7,245.00; with total amount budgeted \$125,736.15; Capital Fund: Federal Funds - \$3,448.00; Local Match - \$862.00; Total amount: \$4,310.00. Mayor Eden requested any public comment be brought to the floor. None brought forth. Mayor Eden announced public hearing closed at 7:08 p.m.

Minutes.

Minutes of the last meeting, which was held on October 25, 2011, were presented to the Board for approval. Alderman Mieswinkel made a motion, seconded by Alderman Phillips to approve the minutes as presented. The following roll call vote was recorded:

AYES: Greene, Phillips, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: Hull

ABSENT: None

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

Citizen Participation.

Mayor Eden noted this was the portion of the meeting open for citizen participation and requested anyone in attendance to approach the podium to speak. Dave and Debbie Padilla held discussion on complaints of a dog in their neighborhood.

City Hanger.

Alderman Mieswinkel reported she had received a request from Don Trotter and Bob Williams to rent the city hanger. Springer noted during a meeting in June, 2011, the Board had decided to put a moratorium on rental of the city hanger. Discussion was held with a consensus of the Board to abide by ruling to not enter into any new leases until current lease is revised.

2012 Budget.

Mayor Eden presented the 2012 Budget for review. Mayor Eden commended the Finance Committee for the work involved in the process. Discussion was held on the three different options of the budget. Alderman Greene made a motion, seconded by Alderman Phillips to approve Option Two. The following roll call vote was recorded:

AYES: Greene, Phillips, Albers

NOES: Hull, Mieswinkel, Rubison, Millsap

ABSTAIN: Flippin

With all present members voting, Mayor Eden declared the motion failed. Springer requested Board members review proposed options of budget and will discuss at the November 22, 2011 meeting.

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Ordinances.

**Bill No. 2011-0007A re:** 2<sup>nd</sup> reading of an ordinance vacating an alley between Lots 2 and 3, Block 2 of Hash and Crawford's Addition to the City of Mount Vernon, Missouri by title only, with the following roll call vote recorded:

2<sup>nd</sup> Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2011-0007A was declared passed and sent to the Mayor for signature. Bill No. 2011-0007A thus became Ordinance No. 10.53.

**Bill No. 2011-0009 re:** An ordinance amending the municipal code of the City of Mount Vernon at Section 105.070 regarding designation of wards was read twice by title only, with the following roll call vote recorded:

First Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2011-0009 was declared passed and sent to the Mayor for signature. Bill No. 2011-0009 thus became Ordinance No. 1.257.

**Bill No. 2011-0010 re:** An ordinance calling for a general election in the City of Mount Vernon, Missouri for the purpose of electing a Mayor for a term of two years and one Alderman from each of the four wards, each for a term of two years, and one Alderman from Ward Three for a term of one year was read twice by title only, with the following roll call vote recorded:

First Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

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Bill No. 2011-0010 was declared passed and sent to the Mayor for signature. Bill No. 2011-0010 thus became Ordinance No. 5.160.

**Bill No. 2011-0011 re:** An ordinance to authorize the Mayor to apply for federal financial assistance on behalf of the City of Mount Vernon and to execute any contract(s) resulting from such application for any grants between the City of Mount Vernon and the Missouri Highways and Transportation Commission providing for capital, operating, and/or marketing assistance, comprised of federal funds to be expended for commission-approved transactions was read twice by title only, with the following roll call vote recorded:

First Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2011-0011 was declared passed and sent to the Mayor for signature. Bill No. 2011-0011 thus became Ordinance No. 14.225.

## **Department Reports.**

### Administrator.

Springer held discussion on the following items:

- Airport. Requested permission to apply for a 90/10 grant with the Missouri Highways and Transportation Department for an abbreviated lay-out plan. Springer noted the approximate amount would be \$40,000.00, with \$4,000.00 of the amount city share. Alderwoman Mieswinkel made a motion, seconded by Alderman Greene directing Springer to proceed with the application process of the grant. With all present members voting in favor, Mayor Eden declared the motion approved.
- 98 Bonds. Requested the Board take action on early payoff on the 98 Bond, with no penalties for the action. Alderwoman Millsap made a motion, seconded by Alderwoman Rubison to grant request. With all present members voting in favor, Mayor Eden declared the motion approved.
- The MARC. Springer discussed the following items:
  - Reported the preparation work was underway; rooms painted, locks re-keyed, property survey completed, auditorium lights adjusted and re-gelled and signage has been installed. Springer noted striping and sealing would wait until spring 2012 because most companies will not perform this late in season.
  - Springer he had received bids for replacement of the ice machine at The MARC due to being advised it would cost a minimum of \$1,000.00 for repairs. Springer noted Best Refrigeration submitted a bid for a new unit for \$2,517.76. Alderwoman Mieswinkel made a motion, seconded by Alderman Phillips to purchase a new unit from Best Refrigeration. With all present members voting in favor, Mayor Eden declared the motion approved.

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- Vending Machines. Requested direction from the Board as to hire a company to provide vending machines or for the city to purchase. Discussion was held. Alderwoman Mieswinkel requested Springer obtain prices for units and prices for a service vending company to provide the services.
- Held discussion on the proposed budget and which included three options for increase in the minimum residential fee.

Treasurer.

Weldy held discussion on the following items:

- Bills. Presented the bills paid report and requested any discussion. None brought forth.

At this point, Alderwoman Mieswinkel left the meeting.

- Treasurer Report. Presented the report for October. Alderwoman Millsap made a motion, seconded by Alderman Greene to approve report as presented. The following voice vote was recorded.

AYES: Greene, Phillips, Hull, Flippin, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: Mieswinkel

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

- Signature Cards. Requested direction from the Board to remove Max Springer from signature cards at Mid-Missouri Bank and Liberty Bank, and to add Alderwoman Mieswinkel. Alderman Hull made the motion, seconded by Alderman Phillips to grant request. The following voice vote was recorded:

AYES: Greene, Phillips, Hull, Flippin, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: Mieswinkel

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

- Transportation. Requested the Board give direction on status of the 2006 Dodge Caravan Taxi unit. Weldy presented three options; 1) car auction; 2) Sealed Bids; 3) State quote price for city to purchase. Alderwoman Millsap made a motion, seconded by Alderman Greene to pursue option three. The following voice vote was recorded:

AYES: Greene, Phillips, Hull, Flippin, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: Mieswinkel

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

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- Budget Amendments. Presented a report, to be included with the minutes, of requested budget amendments. Discussion was held. Alderman Greene made a motion, seconded by Alderwoman Millsap to approve amendments as presented. The following voice vote was recorded:

AYES: Greene, Phillips, Hull, Flippin, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: Mieswinkel

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

### Public Works.

Stanton held discussion on the following items:

- HVAC Bids. Reported bid opening for HVAC units at The MARC would be opened on Monday, November 21, 2011 at 10:00 a.m. Discussion was held.

At this point, Alderwoman Mieswinkel returned to the meeting.

- The MARC. Met with Ozark Electric Cooperative regarding the city providing the electricity to facility, which is currently provided by Ozark Electric. Stanton also noted he had met with Century-Linc to install additional telephone lines.

### Planning and Zoning.

Conway held discussion on the following items:

- October Permit Report. Presented the report and held discussion.
- Business Remodel. Reported McDonald's has applied and been granted a permit for a facility remodel.
- Planning & Zoning. Reported the Committee is currently holding discussions on accessory dwelling units.
- Comprehensive Plan. Committee is still reviewing the plan.
- Alderwoman Millsap requested status of Taco Palace facility. Conway reported the owner is remodeling and updating the facility.

### Police.

Earnest held discussion on the following items:

- Dogs. Discussed dog complaint from David Padilla.
- October Statistical Report. Presented the monthly report and held discussion.
- ABMD. Reported arrests have been made on two individuals for thefts during the festival. Earnest noted one more individual was involved, but has not been located for an arrest.
- D.A.R.E. Detective Lacey has begun the 2011-2012 program.
- Mutual Assist. Assisting the City of Aurora on department policies.

### Fire.

Sullivan held discussion on the following items:

- Calls. Reported the department had two calls, State Farm and at T.A. Truck Stop.
- Maintenance. Maintenance has been performed on all vehicles and equipment.
- Community Events. The department would visit with the Kindergarten at the Mt. Vernon Elementary School on November 11, 2011.

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Committee Reports.

*Airport.* Alderman Greene reported the committee would meet on Wednesday, November 9, 2011.

*Finance.* Alderwoman Millsap reported the committee had finalized their budget meetings on Monday, November 7, 2011.

*Parks.* Alderman Hull reported the committee has not met.

*Personnel.* Alderwoman Mieswinkel reported the committee would meet during closed session.

*Public Works/Streets.* Alderman Hull reported the committee has not met.

*Disaster Shelter.* Alderwoman Mieswinkel reported the committee met with Jim Hogsett to discuss the contract options for the shelter.

At this point Alderwoman Mieswinkel left the meeting.

New Business.

Mayor Eden requested an appointee to serve on the Economic Development Corporation. Alderwoman Millsap made a motion, seconded by Alderman Greene to designate the City Administrator position to serve as a representative for the City of Mount Vernon on the Board of the Economic Development Corporation. The following voice vote was recorded:

AYES: Greene, Phillips, Hull, Flippin, Rubison, Millsap, Albers

NOES: None

ABSTAIN: None

ABSENT: Mieswinkel.

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

Old Business.

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

At this point, Alderwoman Mieswinkel returned to the meeting.

Closed Session.

Alderman Hull made a motion, seconded by Alderman Greene to close a portion of the meeting, pursuant to RSMo, Section 610.021(1) Litigation and Section 610.021(3) Personnel Issues. The following roll call vote was recorded:

AYES: Greene, Phillips, Hull, Flippin, Mieswinkel, Rubison, 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 8:30 p.m.

Reconvene.

Meeting reconvened from Closed Session at 8:49 p.m. Mayor Eden requested any other discussion. None brought forth.

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Adjourn.

Alderman Phillips made a motion, seconded by Alderman Albers to adjourn meeting. With all present members voting in favor, Mayor Eden declared the motion approved. Meeting adjourned at 8:49 p.m.

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David W. Eden, Mayor

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Date

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Shannon Neely, City Clerk

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Date