

**MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI HELD ON TUESDAY, NOVEMBER 22, 2011.**

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, November 22, 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, Gary Flippin, April Mieswinkel, Barbara Rubison, Carol Millsap. Absent: Gary Albers. The following city personnel were also in attendance: City Administrator Max Springer, Attorney William Petrus, Jr., Treasurer Shari Weldy, Chief of Police Garry Earnest, Assistant Fire Chief Brad DeLay and City Clerk Shannon Neely. Absent: Director of Public Works Gene Stanton and Code Enforcement Officer Bruce Conway.

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. Alderman Hull made a motion, seconded by Alderman Phillips to approve the agenda with the following amendments:

- City Administrator Report, Item three - change Budget Amendments to Budget Adjustments.
- Remove Item No. XII. Closed Session – Vote to close a portion of the meeting pursuant to RSMo, Section 610.021(1) Litigation, 610.021(2) Real Estate, 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 8, 2011 were presented to the Board for approval. Alderwoman Mieswinkel made a motion, seconded by Alderman Hull to approve the minutes as presented. With all present members voting in favor, 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. No one in attendance requested to address the Board.

Ordinance.

**Bill No. 2011-0012 re:** First and second reading of an ordinance authorizing the City of Mount Vernon, Missouri to enter into a lease purchase transaction, the proceeds of which will be used to refinance the City's 2003 lease purchase obligations for waterworks system improvements; and to approve the execution of certain documents in connection therewith with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: Albers.

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Second Reading:

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

NOES: None

ABSTAIN: None

ABSENT: Albers.

Bill No. 2011-0012 was declared passed and sent to the Mayor for signature. Bill No. 2011-0012 thus became Ordinance No. 14.226.

Resolution.

**Bill No. (R)2011-009 re:** A resolution of the Board of Aldermen of the City of Mount Vernon, Missouri authorizing execution of a 911 Dispatch Agreement by and between the City of Mount Vernon, Missouri and Lawrence County, Missouri was read once by title only, with the following roll call vote recorded:

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

NOES: None

ABSTAIN: None

ABSENT: Albers

Bill No. (R)2011-0009 was declared passed and sent to the Mayor for signature. Bill No. (R)2011-0009 thus became Resolution No. (R)2011-0009.

**Department Reports.**

City Administrator.

Springer held discussion on the following items:

- 98 Bonds. Reported the bonds have been paid off with a remaining balance of \$5,212.20, which will be requested to transfer to the Water Replacement Account.
- Sales Tax. Revenues from sales tax have increased compared to November, 2010.
- Budget Adjustments. Presented a list of adjustments to the proposed budget, which include LAGERS percentages for the 2012 year, beginning on January 1, 2012 and to include payroll and fringe benefits for a director position at The MARC for seven months. Discussion was held. Alderman Greene made a motion, seconded by Alderwoman Mieswinkel to approve the 2012 budget as presented in Option Two with the included adjustments. The following roll call vote was recorded:

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

NOES: None

ABSTAIN: None

ABSENT: Albers

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

- The MARC. Reported work has been completed on installation of the ice machine and light poles, and the property has been surveyed. Springer noted he received a request from Brad Longley, to partner with the city in clearing the property borders.
- Ribbon Cutting. Crowder College will be holding a ribbon cutting on Thursday, December 8, 2011, beginning at 3:30 p.m.

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- Power Outage. Reported a power-outage occurring on November 21, 2011 was due to problems on the Empire District Electric side.
- Wards. Presented new ward maps to the Board and requested any discussion.
- McLiney. Ed McLiney thanked the Board for refinancing of the Lease Purchase and reported it has resulted in savings to the city at approximately \$106,000.00.

### Treasurer.

Weldy held discussion on the following items:

- Bills. Presented the Bills Paid report and requested any questions. None brought forth.
- Restitution. Reported the city has received a check for \$15,332.97 from the Lawrence County Prosecuting Attorney, for the balance owed in the Welch case.
- Checking Accounts. Requested direction from the Board to close and destroy checks from the 98 Bond Depreciation account, the 98 Bond Principal and Interest Account and the 98 Bond Reserve Account. Alderwoman Mieswinkel made a motion, seconded by Alderman Phillips to grant request to close the account, destroy checks and to amend the budget for the remaining \$5,212.20, by moving it from the 98 Depreciation Account (48-1-111) to the Water Replacement Account (47-1-126). With all present members voting in favor, Mayor Eden declared the motion approved.
- Electric Replacement Account. Requested the Board change the name of the Electric Transformer Account to the Electric Replacement Account. Alderman Greene made a motion, seconded by Alderwoman Rubison to grant the request. With all present members voting in favor, Mayor Eden declared the motion approved.

### Public Works.

Springer held discussion on the following items:

- The MARC. Springer reported Karen Millsap and members of the Arts Council had finished painting the auditorium and hallway. Springer thanked those involved for the work they performed.
- HVAC Bid. Presented a bid tab for replacement of four (4) HVAC units at The MARC. Alderwoman Millsap made a motion, seconded by Alderwoman Mieswinkel to accept bid from Greenway Heating and Air Conditioning for \$23,970.00. The following roll call vote was recorded:

AYES: Mieswinkel, Millsap

NOES: Greene, Phillips, Hull, Flippin, Rubison

ABSTAIN: None

ABSENT: Albers

With all present members of the Board voting, Mayor Eden declared the motion failed. Discussion was held. Alderwoman Mieswinkel made a motion, seconded by Alderman Greene to accept bid from Heller Air Conditioning for \$20,863.00. The following roll call vote was recorded:

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

NOES: Hull

ABSTAIN: None

ABSENT: Albers

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

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### Planning and Zoning.

Due to the absence of Conway, no report was submitted.

### Police.

Earnest held discussion on the following items”

- Training. Officers attended Defensive/Pursuit Driving training sponsored by the Missouri Police Chief’s Association.
- Department Policies.
  - Pursuit. Due to changes in Missouri State laws, he is in the process of reviewing current policy with Assistant Chief of Police David Hubert to reflect any changes in the law.
  - Pregnancy/Maternity and Adoption. Reported he has completed writing this policy to add to the current department policy book. Discussion was held.
- Activity. Reported the following robberies/thefts have occurred.
  - Fasttrip. On Tuesday, November 15, 2011 a white male robbed the convenience store. Earnest noted the department currently does not have any leads.
  - Vehicles. Reported approximately 22 vehicles were entered within a two day period. Earnest noted the department did make an arrest, with the same individual breaking into several more vehicles when he was released from jail.

### Fire.

DeLay held discussion on the following items:

- Calls. Reported the department was dispatched to two fire calls:
  - 444 Gibbs Ave.
  - Electrical call at T.A. Truck stop.
- Maintenance. Maintenance has been performed and winterization of vehicles has been completed.
- Training. Held training for Search and Rescue on November 17, 2011 and conducted a Fire Evacuation at the Mount Vernon Place Care Center on November 18, 2011.
- Community Service. Attended a Kindergarten program at the Mount Vernon Elementary School on November 7, 2011.

### Committee Reports.

*Airport.* Alderman Greene reported the committee has met several times to review rough drafts of proposed lease and rules. Alderman Greene reported the next scheduled meeting would be on Monday, December 5, 2011 at 5:30 p.m.

*Finance.* Alderwoman Millsap reported the committee has not met.

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

*Personnel.* Alderwoman Mieswinkel reported the committee met on Wednesday, November 16, 2011 at 4:30 p.m., at The MARC, with discussion held on adjustment to budget, to include a Director for The MARC and on a hiring a Director for the EDC. Alderwoman Mieswinkel made a motion, seconded by Alderman Greene to recommend the Board hire John Rice as Economic Development Director to work ten hours per week. With all present members voting in favor, Mayor Eden declared the motion approved.

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

*Disaster Shelter.* Alderwoman Mieswinkel reported the committee met on November 16, 2011 at 4:30 p.m. at The MARC, to review the Red Cross contract.

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New Business.

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

Old Business.

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

Adjournment.

Alderman Hull made a motion, seconded by Alderman Phillips to adjourn meeting. With all present members voting in favor, Mayor Eden declared the motion approved. Meeting adjourned at 8:11 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