

MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI ON TUESDAY, MAY 14, 2013.

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, May 14, 2013 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, Craig Nelson, Jason Haymes, Lowell Phillips, Edward Kimbler, Gary Albers, Barbara Rubison, Sue Lee. The following city personnel were also in attendance: City Administrator Max Springer, Attorney William Petrus, Jr., Director of Public Works Gene Stanton, Treasurer Shari Weldy, Code Enforcement Officer Bruce Conway, Chief of Police Garry Earnest, Assistant Fire Chief Brad DeLay and City Clerk Shannon Neely.

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

Agenda.

Mayor Eden presented the agenda to the Board for approval. Alderman Kimbler made a motion, seconded by Alderman Phillips to approve the agenda with the following amendment: Move Item VI. Mayoral Proclamation to Item IV and renumber subsequent items. With all present members voting in favor, Mayor Eden declared the motion approved.

Mayoral Proclamations.

Mayor Eden honored the Missouri Veteran's Home for 30 years of service to the community and Wilmoth Enterprise for 60 years in business by proclamation. Springer presented both businesses with a plaque in honor of the recognition.

Minutes.

Minutes of the last meeting, which was held on Tuesday, April 23, 2013, were presented to the Board for approval. Alderman Kimbler made a motion, seconded by Alderman Greene to approve the minutes as presented. With all present members voting in favor, Mayor Eden declared the motion approved.

Citizen Participation.

Mayor Eden announced this portion of the meeting is set aside for participation from the public and requested any discussion. None brought forth.

Mayor Personnel Appointments.

Mayor Eden presented his recommendation for appointments of personnel which are as follows:

- City Clerk – Shannon Neely
- City Collector – Jason Patten
- Treasurer – Shari Weldy
- Municipal Court Clerk – Toni Buttram
- Counselor – William Petrus, Jr.
- Prosecuting Attorney – William Petrus, Jr.
- Chief of Police – Garry Earnest
- Director of Public Works – Gene Stanton

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- Fire Chief – Melvin Owens

Alderman Kimbler made a motion, seconded by Alderman Phillips to accept Mayor recommendation for appointments. With all present members voting in favor, Mayor Eden declared the motion approved.

Resolution.

Bill No. (R)2013-007 re: A resolution of the Board of Aldermen of the City of Mount Vernon, Missouri authorizing execution of a depository agreement by and between the City of Mount Vernon, Missouri, a municipal corporation and Liberty Bank, a depository institution, was read once, by title only, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. (R)2013-007 was declared passed and sent to the Mayor for signature. Bill No. (R)2013-007 thus became Resolution No. (R)2013-007.

Ordinances.

Bill No. 2013-012 re: An ordinance amending the Mount Vernon Municipal Code at title III, Traffic Code, Schedule III, Parking Restrictions, Table III-B, Restricted Parking was read for the second and final reading, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee

NOES: None

ABSTAIN:” None

ABSENT: None

Bill No. 2013-012 was declared passed and sent to the Mayor for signature. Bill No. 2013-012 thus became Ordinance No. 12.67.

Bill No. 2013-013 re: An ordinance amending the Mount Vernon Municipal Code at Section 710.030 regarding private sewage disposal was presented for the first reading, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-013 was declared passed for the first reading and to proceed for the second reading, which will be presented at the May 28, 2013 meeting.

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Bill No. 2013-014 re: An ordinance amending the Mount Vernon Municipal Code at Section 710.040 Building Sewers and Connections was presented for the first reading, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee
NOES: None
ABSTAIN: None
ABSENT: None

Bill No. 2013-014 was declared passed for the first reading, and to proceed for the second reading, which will be presented at the May 28, 2013 meeting.

Bill No. 2013-015 re: An ordinance amending the Mount Vernon Municipal Code at Section 710.050 regarding use of the public sewer was presented for the first reading, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee
NOES: None
ABSTAIN: None
ABSENT: None

Bill No. 2013-015 was declared passed for the first reading, and to proceed for the second reading, which will be presented at the May 28, 2013 meeting.

Bill No. 2013-016 re: An ordinance amending the Mount Vernon Municipal Code at Section 715.060 regarding fees for connecting to sewer service was presented for the first reading, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee
NOES: None
ABSTAIN: None
ABSENT: None

Bill No. 2013-016 was declared passed for the first reading, and to proceed for the second reading, which will be presented at the May 28, 2013 meeting.

Bill No. 2013-017 re: An ordinance amending the Mount Vernon Municipal Code at Section 705.010 regarding electrical service was presented for the first reading, with the following roll call vote recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee
NOES: None
ABSTAIN: None
ABSENT: None

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Bill No. 2013-017 was declared passed for the first reading, and to proceed for the second reading, which will be presented at the May 28, 2013 meeting.

Department Reports.

City Administrator.

Springer held discussion on the following items:

- Sales Tax Revenue. Reported the revenue from sales tax has increased approximately 30.27%.
- Hickory Street Sidewalk Project. Held discussion on status of Hickory Street Sidewalk grant. Noted the surveyors have marked the right-of-way where the sidewalks will be located and the city will be reviewing the design in the next week or so. Springer reported city crews will move infrastructure in this area, which will save money on the grant.
- EPA Consent Decree Settlement. Discussed payment for settlement of Phase II of the PCB clean-up which was approximately \$64,000.00. Petrus reported this amount will settle the city in Phase II, but it is unknown what the costs will be or when the city will receive information for Phase III.
- Empire Electric Increase. Reported he has received the annual FERC filing from Empire District Electric. Springer noted the final increase has not been completed, but we should see an increase of approximately 15% in the Demand and 2 to 4% in the usage rate.
- Enhanced Enterprise Zone Annual Meeting. Reported the annual meeting is scheduled for June 5, 2013 at 12:00 p.m., noon, at City Hall. Springer noted discussion at the meeting will include development south of interstate for industrial and manufacturing development.
- Brownfield Conference. Reported he will attend a conference in Jefferson City, Missouri on June 11 and 12th. Springer noted the conference will include a basic course on brownfields and identifying resources for assessing, remediating and redevelopment of properties that have been deemed a brownfield in the city.
- Personnel Committee Report. Reported the committee met to review public works, golf course vacancy and to discuss the grant for an additional officer in the Police Department. Springer noted the Personnel Committee did not recommend participation in the grant, at this time. Discussion was held.

Treasurer.

Weldy held discussion on the following items:

- Bills. Presented the Bills Paid Report and requested any discussion. None brought forth.
- April Treasurer Report. Presented the April Report and requested any discussion. Alderman Greene made a motion, seconded by Alderwoman Rubison to accept the report as presented. With all present members voting in favor, Mayor Eden declared the motion approved.
- Investments. Presented a bid tab for investment of \$205,635.00 which is currently in Special Sales Tax CDARS account at Great Southern Bank. Alderman Greene made a motion, seconded by Alderman Albers to deposit the balance into the Clearing Account Liberty Bank. With all present members voting in favor, Mayor Eden declared the motion approved.

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- Request to Close Account. Requested approval from the Board to close the checking account at Great Southern Bank. Alderwoman Rubison made a motion, seconded by Alderman Phillips approving the request to close account. With all present members voting in favor, Mayor Eden declared the motion approved.
- Approval of Budget Amendments. Requested the Board approve the following budget amendment:

Deduct the following amounts from requested line items from the Economic Development checking balance:

| | |
|---|----------|
| 10-5-113-380 License, Mileage, Expenses | \$30.16 |
| 10-5-113-360 Postage/Office Supplies | \$286.92 |

Alderman Greene made a motion, seconded by Alderwoman Rubison to approve the amendments to the budget as requested. With all present members voting in favor, Mayor Eden declared the motion approved.

- Request to Shred Checks. Requested permission to shred checks that are no longer used from the following accounts: Great Southern CDARS Special Sales Tax, Great Southern CDARS Wastewater, Great Southern CDARS Electric and Cash Management Account at Edward Jones. Alderman Kimbler made a motion, seconded by Alderman Greene to approve and direct Treasurer to shred checks as requested. With all present members voting in favor, Mayor Eden declared the motion approved.

Public Works.

Stanton held discussion on the following items:

- Request to fill two vacancies. Reported two vacancies in the Public Works Department and requested permission to hire Lance McKinzie and William Govan, pending all employee screening test return with a negative result. Alderman Albers made a motion, seconded by Alderman Greene to approve request. With all present members voting in favor, Mayor Eden declared the motion approved.
- Storm Water Control. Reported Randee Stemmons, who owns property located at 201 North Market Street, is replacing the sidewalk at the building and has requested the city assist in costs for materials as the replacement will also address storm water control in this area. Discussion was held. Alderman Greene made a motion, seconded by Alderman Phillips to approve purchase of materials for approximately \$600.00 for sidewalk replacement. With all present members voting in favor, Mayor Eden declared the motion approved.
- Termination of Lease. Reported OACAC has given 30 days' notice to vacate their lease from 112 West Dallas Street, due to budget cuts. Discussion was held regarding city's responsibility to maintain this property. Discussion was held.

Code Enforcement.

Conway held discussion on the following items:

- Permit Report. Presented the permit report for April and requested any discussion. None brought forth.
- Planning & Zoning Report. Reported the Commission will hold two public hearing on June 4, 2013 for a re-zoning request from R-2 to R-3 at Olive Street and Landrum Street and a text change to allow keeping of chickens in R-1 area. Discussion was held.

Police.

Earnest held discussion on the following items:

- April Statistic Report. Presented the report for April and held discussion.
- Medication Take-back. Reported the national Medication Take-Back program was held on April 27, 2013 with approximately 17 pounds collected locally. Earnest noted state-wide collections amounted to 97,896 pounds and nation-wide collections at 371 tons.
- Emergency Action Plan. Noted he has emailed a rough draft of the city's Emergency Action Plan to Board members and requested they review the section regarding setting off storm sirens. .
- Prom. Noted two officers worked Mount Vernon High School Prom with no reported problems.
- Grant. Discussed the need for additional officer since providing a School Resource Officer for the school. Discussion was held. Alderman Kimbler made a motion, seconded by Alderman Greene directing Earnest to proceed with application of grant. The following voice vote was recorded:

AYES: Greene, Nelson, Haymes, Phillips, Kimbler, Albers, Lee

NOES: Rubison

ABSTAIN: None

ABSENT: None

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

Fire.

DeLay held discussion on the following items:

- Calls. Reported the department has received four calls since last report. Alderman Kimbler requested discussion on mutual aid with Halltown and the recent fire which Mount Vernon Rural Fire worked due to Halltown not having the manpower. Discussion was held. Alderman Greene requested status of car fire at Summer Fresh. Discussion was held.
- Equipment/Vehicle Maintenance. Reported testing on the SBA bottles was conducted.
- Training. Reported the department would hold training with the ladder truck in three locations around the city, weather permitting.

Committee Reports.

- *Airport.* Alderman Greene reported the committee has not met.
- *Finance.* Alderwoman Rubison reported the committee has not met.
- *Parks.* Alderman Nelson reported the committee met May 9, 2013 with Parks Supervisor Geoff Ford, Nick Swillum and Ron Weldy, Mount Vernon School baseball coaches to review the agreement for field rental at the Spirit of 76 Park. Alderman Nelson presented the revised form and requested discussion. Alderman Nelson made a motion, seconded by Alderman Kimbler to accept the agreement as presented. With all present members voting in favor, Mayor Eden declared the motion approved.
- *Personnel.* Alderman Nelson reported the committee met on May 9, 2013 to discuss public works vacancies and the Police grant request.
- *Public Works/Streets.* Alderman Phillips reported the committee has not met.

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- *The MARC/Community Center.* Alderwoman Rubison reported the committee has not met.

Old Business.

Mayor Eden requested any old business to be brought to the floor for discussion. Alderman Albers requested the city re-visit purchase of the Daniel property. Discussion was held and Mayor Eden directed Mr. Springer to research for clear title and additional parcel.

New Business.

Mayor Eden requested any new business to be brought to the floor for discussion. Alderman Nelson requested discussion on a letter he received from Randy and Susanne Short regarding an incident with a dog in their neighborhood. Discussion was held. Mayor Eden appointed the following to serve on a committee to consider changes to current animal control policy: City Administrator Springer, Chief of Police Garry Earnest, Alderman Nelson, Alderman Phillips, Alderman Kimbler, and Animal Control Officer Diane Simmons.

Adjournment.

Alderman Phillips made a motion, seconded by Alderman Kimbler to adjourn the meeting. With all present members voting in favor, Mayor Eden declared the motion approved. Meeting adjourned at 8:40 p.m.

David W. Eden, Mayor

Date

Shannon Neely, City Clerk

Date