

Minutes Approved Tuesday July 9, 2013 with corrections

MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI ON TUESDAY, JUNE 25, 2013.

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, June 25, 2013 at 7:00 p.m. The meeting was called to order by Mayor David W. Eden, with the following roll call: J.N. Greene, Craig Nelson, Jason Haymes, Lowell Phillips, Edward Kimbler, Gary Albers, Barbara Rubison and 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, Fire Department Representative Rick Richardson 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 amendments:

- Public Works Report. Correction to spelling – Barbara Shaffer
- Public Works Report. Add – Presentation and request to award bid for HVAC Unit at Fire Station.

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

Minutes.

Minutes from the last regular meeting, which was held on June 11, 2013 were presented to the Board for approval. Alderman Phillips made a motion, seconded by Alderman Kimbler 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. Speaking Cards were turned in by the following citizens, with their request for discussion listed.

- Shirley Cox voiced her opinion of “against the keeping of chickens.”
- David Wright voiced his opinion “for the keeping of chickens.”
- Madison Bledsoe voiced his opinion of “against the keeping of chickens.”
- John Crier voiced his opinion “for the keeping of chickens.”
- Jamie Lewis voiced her opinion “for the keeping of chickens.”

Request For Destruction of Records.

Neely presented a list of records for destruction. Neely verified the records met the requirements under Section 1302 of the Missouri Secretary of State Retention Schedule. Alderman Kimbler made a motion, seconded by Alderwoman Greene to proceed with destruction of records. With all present members voting in favor, Mayor Eden declared the motion approved.

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Ordinances.

Bill No. 2013-018 re: An ordinance changing zoning designation of one (1) tract of real estate from R-2 two-family residential district to R-3 multi-family dwelling district and directing change to be indicated on the district map as adopted by the City of Mount Vernon, Missouri, was read twice, by title only, with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-018 was declared passed and sent to the Mayor for signature. Bill No. 2013-018 thus became Ordinance Number 2.158.

Bill No.2013-019 re: An ordinance amending the Mount Vernon Municipal Code at Section 210.100 regarding keeping of animals within city limits was read twice, by title only, with the following roll call vote recorded:

First Reading:

AYES: Nelson, Haymes, Phillips, Kimbler, Albers

NOES: Greene, Rubison, Lee

ABSTAIN: None

ABSENT: None

Second Reading:

AYES: Nelson, Haymes, Phillips, Kimbler, Albers

NOES: Greene, Rubison, Lee

ABSTAIN: None

ABSENT: None

Bill No. 2013-019 was declared passed and sent to the Mayor for signature. Bill No. 2013-019 thus became Ordinance No. 3.45.

Bill No. 2013-020 re: An ordinance amending the Mount Vernon Municipal Code at Section 211.010 regarding dangerous dogs was read twice, by title only, with the following roll call vote recorded:

First Reading:

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

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NOES: None
ABSTAIN: None
ABSENT: None

Second Reading:

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

Bill No. 2013-020 was declared passed and sent to the Mayor for signature. Bill No. 2013-020 thus became Ordinance Number 3.46.

Department Reports.

City Administrator.

Springer held discussion on the following items:

- Sales Tax. Reported revenue was down by 10% for the month.
- Empire District Electric Rates Update. Reported the SPP met with Toth & Associates to review rates, with the increase predicted to be in the \$300,000.00 range.
- Annual Bond Financing Report. Noted the annual report has been filed with MSRB (Municipal Securities Rulemaking Board) on the EMMA (Electronic Municipal Market Access System) portal. Springer commented this report can be viewed on the MSRB website.
- Daniel Property. Reported the contract with the additions requested by the Board were complete and ready for approval. Alderman Kimbler made a motion, seconded by Alderman Phillips authorizing the Mayor to sign contract and proceed with purchase of property. With all present members voting in favor, Mayor Eden declared the motion approved.
- Summer Sewer Rate. Presented the current policy for summer sewer rate and noted it is based on three months usage for three months and requested the Board consider including the month of September for summer rate as citizens are still watering during this period. Discussion was held. Alderman Kimbler made a motion, seconded by Alderman Albers to extend the summer sewer rate for four months to include September. The following voice vote was recorded:
AYES: Nelson, Haymes, Phillips, Kimbler, Albers, Rubison, Lee
NOES: Greene
ABSTAIN: None
ABSENT: None
With all present members voting, Mayor Eden declared the motion approved.
- Narrow-Band Radio Update. Reported bid packets for radio equipment was sent out to vendors and advertised in the Lawrence County Record. Springer noted the bid opening date is set for July 22, 2013 and the bid tab will be presented to the Board at the following Board meeting.
- Red White and Boom. Reminded the Board of the event scheduled for Friday, June 28, 2013.

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- Crowder College Sponsorship. Presented a request for sponsorship from Crowder College for College Day, which would include the city's name on t-shirts. Alderman Greene made a motion, seconded by Alderman Kimbler to participate in the \$1,000.00 sponsorship. With all present members voting in favor, Mayor Eden declared the motion approved.
- Ribbon Cutting. Invited the Board to attend the ribbon cutting for Highway 174 school flashers on Wednesday, June 26, 2013.
- Open House at Lawrence County Courthouse. Invited the Board to attend the open house and dedication of the Fred Mieswinkel Reading Room on Wednesday, June 26, 2013 at 12:30 p.m. at the Lawrence County Courthouse.
- Spirit of 76 Park Addition. Held discussion on the additional property at the Spirit of 76 Park and noted the need for development. Springer reported he would be sending out Request for Qualifications for consultants for design of a five year plan for the park that will meet the needs of citizens in the community.

Treasurer.

Weldy held discussion on the following items:

- Bills Paid. Presented the bills paid report and requested any discussion. None brought forth.
- Budget Amendments. Requested discussion is delayed until after the Public Works request so if request is approved, can include it in the amendment. Consensus of the Board to delay request until after Public Works report.

Public Works.

Stanton held discussion on the following items:

- Airport Hangar Lease Agreement. Presented an application for hangar rental from Barbara Shaffer and requested the Board approve the lease request. Alderman Kimbler made a motion, seconded by Alderman Greene to approve the lease on a month to month basis. With all present members voting in favor, Mayor Eden declared the motion approved.
- Request to Purchase Oil Circuit Re-closure. Reported this item was budgeted for and request permission to proceed with purchase for \$18,500.00. Alderman Kimbler made a motion, seconded by Alderman Phillips to proceed with purchase. With all present members voting in favor, Mayor Eden declared the motion approved.
- Fire Station HVAC Bid. Presented a bid tab for a HVAC unit at the Fire Station. Alderman Greene made a motion, seconded by Alderman Kimbler to award bid to Heller for \$6,711.00. With all present members voting in favor, Mayor Eden declared the motion approved.

Code Enforcement.

Conway held discussion on the following items:

- Fireworks Sales. Held discussion on the sale of fireworks within city limits, which is allowed by City Code, Section 215.680. Conway noted the sales of fireworks are to end at midnight on July 4 and vendors have requested the city follow state code, with sales to end on July 10. Discussion was held. Alderman Kimbler made a motion, seconded by

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Alderman Nelson to address the extension for fireworks sales until July 10. The following vote was recorded:

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

NOES: Nelson, Lee

ABSTAIN: None

ABSENT: None

With all present members voting, Mayor Eden declared the motion approved and directed Mr. Petrus to proceed with an ordinance.

- Break. Mayor Eden requested the Board recess at this time for review of ordinance. Recess time 8:15 p.m. Meeting reconvened at 8:26 p.m.
- **Bill No. 2013-021 re:** An ordinance amending the Municipal Code at Section 215.680 regarding fireworks sales within the city limits was read twice, in its entirety, with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-021 was declared passed and sent to the Mayor for signature. Bill No. 2013-021 thus became Ordinance No. 3.47.

- Summer Fresh Painting Incident. Conway noted he received complaints on fumes at Price Cutter due to painting refrigerator units. Conway noted the Health Department also was alerted to complaints and ordered Price Cutter to open doors for ventilation and was put on notice for not giving the public warning of the fumes.

Police.

Earnest held discussion on the following items:

- Employee Evaluations. Reported he has finished the department's yearly employee evaluations.
- Emergency Action Plan. Noted he has submitted a rough draft of the plan to Mr. Springer for review and will present it to the Board after review.

Fire.

Richardson held discussion on the following items:

- Calls. Reported the department worked two calls since last meeting, although one was rural, the city was assisted thru the mutual aid agreement. Richardson noted the call was a large truck fire on Interstate 44 and was assisted by several departments from the area.
- Training. Training held during the week of June 17, 2013.

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- **Community Activities.** Department will be present at the Red White and Boom celebration on Friday, June 28, 2013.

At this point, Mayor Eden requested Weldy approach the podium to hold discussion on budget amendments as requested in the Treasurer Report. Weldy presented a report of budget amendments for a total of \$25,544.84 and requested the Board approve amendments as listed. Alderman Kimbler made a motion, seconded by Alderwoman Rubison to approve the amendments as presented. With all present members voting in favor, Mayor Eden declared the motion approved.

Committee Reports.

- *Airport.* Alderman Greene reported the committee has not met.
- *Finance.* Alderwoman Rubison scheduled a meeting for Monday, July 15, 2013 at 5:00 p.m.
- *Parks.* Alderman Nelson reported the committee has not met.
- *Personnel.* Alderman Albers reported the committee has not met.
- *Public Works/Streets.* Alderman Phillips reported the committee has not met
- *The MARC/Community Center.* Alderwoman Rubison reported the committee has not met.
- *Ad-hoc Dogs At Large.* Alderman Nelson noted a meeting scheduled for Thursday, June 27, 2013 at 6:30 p.m.

New Business.

Mayor Eden presented a letter from Sherry Rouner, Mt. Vernon Elementary Principal thanked the City for use of The MARC for music programs. Ms. Rouner noted a special thanks to Max Springer and Mike Tebow for their cooperation and assistance with all programs.

Old Business.

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

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

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Shannon Neely, City Clerk

Date