

MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI, ON TUESDAY, AUGUST 27, 2013.

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, August 27, 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, Edward Kimbler, 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, Assistant Chief of Police David Hubert, Firefighter Rick Richardson, Code Enforcement Officer Bruce Conway, Treasurer Shari Weldy 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 as presented. With all present members voting in favor, Mayor Eden declared the motion approved.

Minutes.

Minutes from the last meeting, which was held on Tuesday, August 13, 2013 were presented to the Board for approval. Alderman Kimbler made a motion, seconded by Alderman Phillips 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.

Oath of Office.

Mayor Eden introduced David W. Hubert as the Chief of Police for the City of Mount Vernon and City Clerk Neely administered the Oath of Office. Mr. Hubert received the Chief of Police Badge, which was pinned by his wife, Rosie Hubert. At this point, Hubert introduced the police staff to the Board.

Mayor appointed Kathy Fairchild for the vacancy in Ward Three, with Neely administering the Oath of Office for Alderwoman Fairchild.

Resolution.

Bill No. (R)2013-013 re: A resolution of the Board of Aldermen of the City of Mount Vernon, Missouri adopting an Emergency Action Plan for the City of Mount Vernon was read once, by title only, with the following roll call vote recorded:

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

NOES: None

Minutes Approved September 10, 2013

ABSTAIN: None

ABSENT: None

Bill No. (R)2013-013 was declared passed and sent to the Mayor for signature. Bill No. (R)2013-013 thus became Resolution Number (R)2013-013.

Ordinances.

Bill No. 2013-025 re: An ordinance changing zoning designation of one (1) tract of real estate from R-1 Single-family Residential District to B-2 Central Business 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, Fairchild, Rubison, Lee

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-025 was declared passed and sent to the Mayor for signature. Bill No. 2013-025 thus became Ordinance Number 2.162.

Bill No. 2013-026 re: An ordinance authorizing the Mayor to acknowledge assignment of municipal franchise agreement from Missouri Gas Energy, a division of Southern Union Company to Laclede Gas Company was read twice by title only, with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Second Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-026 was declared passed and sent to the Mayor for signature. Bill No. 2013-026 thus became Ordinance Number 7.56.

Minutes Approved September 10, 2013

Bill No. 2013-027 re: An ordinance amending the Municipal Code of the City of Mount Vernon, Missouri at Section 705.040 pertaining to electrical energy rates for residential, non-residential with demand meters, non-residential without demand meters and industrial service within the City of Mount Vernon, was read once, by title only, with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-027 was declared passed on the first reading and ready for the second reading, which will be presented at the September 10, 2013 meeting.

Bill No. 2013-028 re: An ordinance amending the Municipal Code of the City of Mount Vernon, Missouri at Section 700.130(A) regarding monthly charges for water was read once, by title only, with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-028 was declared passed on the first reading and determined ready for the second reading, which will be presented at the September 10, 2013 meeting.

Bill No. 2013-029 re: An ordinance amending the Municipal Code of the City of Mount Vernon, Missouri at Sections 710.120 and 715.060 regarding monthly charges for sewer charge was read once by title only, with the following roll call vote recorded:

First Reading:

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

NOES: None

ABSTAIN: None

ABSENT: None

Bill No. 2013-029 was declared passed on the second reading and determined ready for the second reading, which will be presented at the September 10, 2013 meeting.

Department Reports.

City Administrator.

Springer held discussion on the following items:

Minutes Approved September 10, 2013

- Daniel Property. The Internal Revenue Service (IRS) has issued a conditional commitment to discharge the property until October 1, 2013, with September 30, 2013 expected to be closing date. Petrus noted the IRS is currently in the process of evicting the tenant, which may become the city's responsibility if this goes past the closing date.
- Airport Hangar Lease. The City has received an inquiry to rent available hangar space for a commercial venture from Midwest Vintage Aircraft. Springer noted this company does not own or will not store their own planes, but would be restoring customer's planes in the hangar. Midwest Vintage Aircraft is currently located at Kingsley Airfield in Miller, MO but is looking forward to re-locating to the Mount Vernon Airport, which would be a more centralized location to interstate highway access. Discussion was held.
- Communications Tower. Martin Environmental Solutions, Inc. sent the city an invitation to comment on two proposed telecommunication towers. Although both towers will be located outside of city limits, the company is seeking input from the city for knowledge of any historic properties in the area that could be affected by the construction. Discussion was held.
- Liquor Licenses. Discussed current city codification, Section 600.050 which contains the general limitations that no license may be issued within 100 feet of a school or 300 feet of a church. The B-2 Central Business district code states a license cannot be issued in this district if it is within 100 feet of a school or church. Petrus requested the Board determine a standard means for these distances to be measured by, whether lot lines of properties, building walls or door-to-door. Alderman Greene made a motion, seconded by Alderman Kimbler to use a measurement of door-to-door and if multiple doors, use the closest door to each establishment. Discussion was held, with Alderman Greene withdrawing his motion and Alderman Kimbler agreeing to withdraw the second to the motion. Alderman Kimbler made a motion, seconded by Alderwoman Lee to use measurement of door-to-door via the nearest thorough-fare. The following vote was recorded:

AYES: Nelson, Haymes, Phillips, Kimbler, Fairchild, Rubison, Lee

NOES: Greene

ABSTAIN: None

ABSENT: None

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

- Kinder Property. Family members of property located at 309 N. Main Street notified Mr. Springer they would accept any reasonable offer for purchase of the property by the city. Discussion was held. Alderman Phillips made a motion, seconded by Alderman Greene to present an offer of \$10,000.00 for purchase of 309 N. Mains Street. The following vote was recorded:

AYES: Greene, Phillips, Fairchild, Rubison, Lee

NOES: Kimbler, Nelson, Haymes

ABSTAIN: None

ABSENT: None

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

- Golf Course. Springer attended a meeting with several members of the Senior League to discuss some complaints regarding the management and state of the course. A second

Minutes Approved September 10, 2013

meeting was held on Monday, August 16, 2013 for anyone who wished to attend with topics of discussion including what would improvements could be made to benefit all groups that played at the course.

- Budget Meetings Schedule. Presented a rough draft of the schedule to finalize any open dates or meeting topics.
- Work Force Ready Certification. Springer presented an Employer Partnership Agreement letter from the Chamber of Commerce offering the city to participate in a Work-Readiness Work Force certification program. Participation in the program would offer the city better options in hiring for positions by being able to choose individuals that have been certified for proficiency in certain skills. Alderwoman Fairchild made a motion, seconded by Alderwoman Lee to participate in the Chamber of Commerce Work Readiness Work Force Certification. With all present members voting, Mayor Eden declared the motion approved.
- Not-So-Square Arts Festival. The festival will be held at The MARC on Saturday, September 7, 2013.
- Vacation. Springer reported he plans to take vacation days on Wednesday, August 28, 29th and 30th.

Treasurer.

Weldy held discussion on the following items:

- Bills. Weldy presented bills paid report and requested any discussion. None brought forth.
- Budget Amendments. Weldy requested the Board approve amendments to the budget for the following amounts:
 - Expenditures: \$18,020.75
 - Revenue: -\$17,147.10
 - Total Amount: \$873.65Alderman Kimbler made a motion, seconded by Alderman Greene to approve the request. With all present members voting in favor, Mayor Eden declared the motion approved.
- Audit. Davis, Lynn & Moots has announced it will be merging with another company. Discussion was held.

Public Works.

Stanton held discussion on the following item:

- Backhoe Lease. Stanton requested permission to proceed with placing an early order with Potter Equipment for lease of backhoe and extend-a-hoe. Stanton noted Potter Equipment's policy to charge \$20.00 for every hour over 500 hours will add an additional cost to the city if the lease renewal date is delayed, causing the city to go over the 500 hours per year. Discussion was held. Alderman Kimbler made a motion, seconded by Alderman Phillips authorizing Stanton to proceed with ordering equipment for a December/January delivery date. With all present members voting in favor, Mayor Eden declared the motion approved.

Code Enforcement.

No report submitted to the Board.

Minutes Approved September 10, 2013

Police

Hubert held discussion on the following items:

- **DWI Enforcement.** Stepped-up enforcement campaign will remain in effect until September 2, 2013.
- **Gun Qualifications.** All officers participated in handgun and shotgun qualifications on Saturday, August 10, 2013.
- **Intruder Alert Training.** All officers participated in an Intruder Alert exercise at the Intermediate School.
- **Child Passenger Enforcement Campaign.** Stepped-up enforcement will begin on September 15, 2013 and will continue until September 21, 2013. Hubert noted this campaign is funded by the Missouri Transportation Department.
- **School Resource Officer.** SRO Cornell and school officials worked a marijuana case at the Mount Vernon High School. Hubert noted school officials are very pleased with Cornell's presence at the schools.

Fire.

Richardson held discussion on the following items:

- **Calls.** The department has had no calls since last report.
- **Equipment/Vehicle Maintenance.** Rescue Truck 51 was taken to Springfield for repair of the generator, which was the result of a broken wire.
- **Training.** Monthly training was held on Thursday, August 15, 2013.
- **Community Activities.** The department will be participating in career day at the DYS Treatment facility on August 30, 2013. The Muscular Dystrophy Boot Drive will be held on Saturday, August 31, 2013, and some members of the department will also be participating in the Miller Fall Festival.

Committee Reports.

- *Airport.* Alderman Greene reported the committee has not met.
- *Finance.* Alderwoman Rubison held discussion on the proposed budget meeting schedule.
- *Parks.* Alderman Nelson reported the committee met on Tuesday, August 20, 2013 to review RFQ's for Park Design consultants. Alderman Nelson made a motion, seconded by Alderman Kimbler to award design project to Olson and Associates. With all present members voting in favor, Mayor Eden declared the motion approved.
- *Personnel.* Alderwoman Fairchild 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 Dog.** Alderman Nelson reported the committee has not met. Mayor Eden directed Alderman Nelson to meet with Petrus for changes to the current ordinance and determined the committee be dissolved. Discussion was held.

New Business.

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

Minutes Approved September 10, 2013

Old Business.

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

Closed Session.

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

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

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 8:35 p.m.

Reconvene.

Meeting reconvened from Closed Session at 9:29 p.m. Mayor Eden requested any other discussion. None brought forth.

Adjournment.

Alderman Phillips made a motion, seconded by Alderman Kimbler to adjourn meeting. With present members voting in favor, Mayor Eden declared the motion approved. Meeting adjourned at 9:29 p.m.

David W. Eden, Mayor

Shannon Neely, City Clerk