

MINUTES OF A REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF MOUNT VERNON, MISSOURI, HELD ON TUESDAY, JANUARY 8, 2013.

The Board of Aldermen of the City of Mount Vernon, Missouri met in the regular place of meeting, City Hall, on Tuesday, January 8, 2013 at 7:00 p.m. The meeting was called to order by Mayor David W. Eden, with the following roll call reported: J.N. Greene, Craig Nelson, Lowell Phillips, Edward Kimbler, Gary Albers, Barbara Rubison, Carol Millsap. Absent: John Hull. 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, Planning & Zoning Chairman Louis Woody, 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 amendments:

City Administrator Report. Add discussion on the following:

- Utility Billing Clerk position
- Chamber of Commerce Annual Banquet.
- Chickens

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

Minutes.

Minutes of the last meeting, which was held on December 11, 2012 were presented to the Board for approval. Alderman Greene made a motion, seconded by Alderman Kimbler to approve minutes as presented. The following vote was recorded:

AYES: Greene, Nelson, Phillips, Kimbler, Rubison, Millsap

NOES: None

ABSTAIN: Albers

ABSENT: Hull

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

Citizen Participation.

Mayor Eden reported this portion of the meeting is set aside for participation from the public and requested any discussion. None brought forth. Mayor Eden welcomed Ryan Squibb, new owner of the Lawrence County Record.

Enhanced Enterprise Zone Board.

Mayor Eden recommended appointment of Jean Berg, representing the Barry-Lawrence County Library, to serve on the Enhanced Enterprise Board, until December, 2013. Alderman Kimbler made a motion, seconded by Alderwoman Millsap to accept Mayor appointment for the Board. With all present members voting in favor, Mayor Eden declared the motion approved.

Minutes Approved January 22, 2013

Municipal Court Clerk Appointment.

Mayor Eden recommended appointment of Toni Buttram for Municipal Court Clerk. Alderman Kimbler made a motion, seconded by Alderwoman Rubison to accept Mayor appointment, effective immediately. With all present members voting in favor, Mayor Eden declared the motion approved.

Ordinance.

Bill No. 2012-020 re: An ordinance amending the Mount Vernon Municipal Code at Section 605.200 and 605.220 regarding Vehicles for Hire was presented for the second and final reading, with the following roll call vote recorded:

Second Reading:

AYES: Greene, Nelson, Phillips, Kimbler, Albers, Rubison, Millsap

NOES: None

ABSTAIN: None

ABSENT: Hull

Bill No. 2012-020 was declared passed and sent to the Mayor for signature. Bill No. 2012-020 thus became Ordinance No. 7.55.

Bill No. 2013-001 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 transit projects was read twice, by title only, with the following roll call vote recorded:

First Reading:

AYES: Greene, Nelson, Phillips, Kimbler, Albers, Rubison, Millsap

NOES: None

ABSTAIN: None

ABSENT: Hull

Second Reading:

AYES: Greene, Nelson, Phillips, Kimbler, Albers, Rubison, Millsap

NOES: None

ABSTAIN: None

ABSENT: Hull

Bill No. 2013-001 was declared passed and sent to the Mayor for signature. Bill No. 2013-001 thus became Ordinance No. 14.228.

Minutes Approved January 22, 2013

Resolutions.

Bill No. (R)2013-001 re: A resolution of the Board of Aldermen of the City of Mount Vernon, Missouri authorizing execution of a private hangar/tie-down lease agreement by and between the City of Mount Vernon, Missouri and Jonathan Trotter was read once, by title only, with the following roll call vote recorded:

First Reading:

AYES: Greene, Nelson, Phillips, Kimbler, Albers, Rubison, Millsap

NOES: None

ABSTAIN: None

ABSENT: Hull

Bill No. (R)2013-001 was declared passed and sent to the Mayor for signature. Bill NO. (R)2013-001 thus became Resolution No. (R)2013-001.

Bill No. (R)2013-002 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:

First Reading:

AYES: Greene, Nelson, Phillips, Kimbler, Albers, Rubison, Millsap

NOES: None

ABSTAIN: None

ABSENT: Hull

Bill NO. (R)2013-002 was declared passed and sent to the Mayor for signature. Bill No. (R)2013-002 thus became Resolution No. (R)2013-002.

Department Reports.

City Administrator.

Springer held discussion on the following items:

- School Zone Flashers. Reported he received correspondence from Michael Brock, with Missouri Department of Transportation, stating that the traffic study of the school zone corridor from Main Street to Highway 39, on Highway 174, was finished and that the current speed limit of 45 m.p.h. will be lowered to 40 m.p.h. Springer noted that flashers will be installed so that the speed limit will be lowered to 30 m.p.h. during school hours. Springer reported Petrus will present an agreement at the next meeting, between the city and school, with city responsibility for half the cost of the equipment, installation cost, permits, maintenance and upkeep. Discussion was held.
- Use Tax. Requested direction from the Board if it is their desire to put the issue on the ballot for a municipal election. Discussion was held with a consensus of the Board to hold during the August 2013 election, since it was too late to present an ordinance calling for the April, 2013 election .
- Municipal Code, Section 505.080. Reported due to several homes that have become inhospitable due to fire damage, the city would begin enforcement of Municipal Code,

Section 505.080, which allows the city to hold a percentage of the insurance proceeds until the structure is demolished and the lot cleared. Springer noted it is required that proceeds shall be held in an interest bearing account and are requesting authorization to establish an account for this purpose. Springer noted the registered owner of the property or any named mortgagee on the insurance policy would receive the funds once the Code Enforcement Officer verifies demolition and clean-up has been completed. Discussion was held. Alderman Greene made a motion, seconded by Alderman Albers directing Springer to solicit bids from local banks for best interest-bearing account and to proceed with opening account, with Mayor Eden, Weldy, Rubison and Neely as authorized signatures on the account. With all present members voting in favor, Mayor Eden declared the motion approved.

- 2011 COP Payment. Requested permission to pay the January 2013 payment for the 2011 COP out of the 2012 budget. Springer noted a surplus of approximately \$270,000.00 would be available to use for payment. Alderwoman Millsap made a motion, seconded by Alderwoman Rubison granting request. With all present members voting in favor, Mayor Eden declared the motion approved.
- Chamber of Commerce Annual Banquet. Reported the Chamber has requested the City sponsor a table at their annual banquet, which sponsorship would consist of a centerpiece for one table and eight small gifts. Alderman Kimbler made a motion, seconded by Alderman Phillips to purchase a platinum sponsorship for \$200.00 and to contribute eight gifts. With all present members voting in favor, Mayor Eden declared the motion approved.
- Billing Clerk position. Reported permission to hire temporary employee to fill Billing Clerk position for a few months until Buttram completes training for Municipal Court Clerk. Springer noted once training was complete, we would determine whether the Court Clerk position would be full-time or if employee would be able to perform both job functions. Discussion was held. Alderman Kimbler made a motion, seconded by Alderwoman Rubison to grant request. The following voice vote was recorded:

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

NOES: Millsap

ABSTAIN: None

ABSENT: Hull

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

- Chickens. Reported the city has received interest from approximately 25 residents expressing their desire to keep chickens. Discussion was held. Mayor Eden directed the Planning and Zoning Commission review for consideration and possible text change and to make their recommendation to the Board.

Treasurer.

Weldy held discussion on the following items:

- Bills. Presented the Bills Paid report and requested any discussion. None brought forth.
- Investments. Presented a report of current investments.
- Municipal Court Checking Account. Requested permission to change Municipal Court Checking account signature cards. Weldy noted Mayor Eden, Mary Walker, Shari Weldy and Shannon Neely were currently authorized signatures, but with the death of Walker,

Minutes Approved January 22, 2013

requested addition of Toni Buttram to the account. Alderman Phillips made a motion, seconded by Alderman Kimbler granting request to remove Walker and add Buttram. With all present members voting in favor, Mayor Eden declared the motion approved.

Public Works.

Stanton held discussion on the following item:

- Employee Six Month Probation. Reported Betty Highfill, meter reader, has successfully reached her six-month probation and Stanton recommended the Board put her at full-time status, which will include a \$0.50 per hour raise. Alderman Phillips made a motion, seconded by Alderman Kimbler to approve of recommendation for Highfill. With all present members voting in favor, Mayor Eden declared the motion approved.

Planning & Zoning.

Woody held discussion on the following item:

- Meeting. Reported the meeting for January was re-scheduled from the normal meeting time on January 1, 2013, but was moved to January 10, 2013 due to the holiday.

Code Enforcement.

Conway held discussion on the following items:

- December Permit Report. Presented the December report and held discussion.
- Lifebridge. Reported installation of red iron has begun at the building site on Highway 174.

Police.

Earnest held discussion on the following items:

- December Statistical Report. Presented the December statistical report and held discussion.
- End of Year Report. Presented the end of year statistical report.
- Emergency Procedures School System. Met with Mount Vernon School Superintendent on December 20, 2012 regarding preparation for any type of emergency situation. Earnest noted he would also conduct a workshop for the teachers at a later date.
- City Hall Security. Reported he is researching improvements to City Hall for security in the front office and in the council chambers during meetings.

Fire.

DeLay held discussion on the following items:

- Calls. Reported seven calls since last report.
- Equipment/Vehicle Maintenance. Winterization on all vehicles was completed.
- Training. Due to the holidays, no training was conducted.
- Community Events. Held fire prevention program at the pre-school.

Committee Reports.

Airport. Alderman Greene reported the committee has not met.

Finance. Alderwoman Millsap reported the committee has not met, but requested a meeting scheduled for January 16, 2013 at 12:00 p.m., noon for final 2012 budget amendments.

Parks. With the absence of Alderman Hull, no report was submitted.

Minutes Approved January 22, 2013

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 Millsap reported the committee has not met, but requested a meeting scheduled for January 25, 2013 at 2:00 p.m.

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.

Stanton requested permission to proceed with abandonment of the alley, directly south of City Hall, in the parking lot. Discussion was held. Alderman Kimbler made a motion, seconded by Alderman Greene directing Petrus to present an ordinance at the next meeting to abandon the alley. With all present members voting in favor, Mayor Eden declared the motion approved.

Mayor Eden presented notification of voluntary dismissal of the airport lawsuit. Discussion was held.

Adjournment.

Alderman Kimbler 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 7:55 p.m.

David W. Eden, Mayor

Date

Shannon Neely, City Clerk

Date