

MINUTES  
CITY COUNCIL REGULAR MEETING  
FREDERICKTOWN, MISSOURI  
DAY/DATE: MONDAY, OCTOBER 13, 2008  
CITY HALL  
6:30 PM

**A. CALL TO ORDER AND ROLL CALL**

Mayor Kemp called the meeting to order and led the Pledge of Allegiance. Those present on roll call were: Alderman Polete, Alderman Wright, Alderman Tripp, Alderman Hale, and Alderman Merriman. Also present were: Interim City Administrator Dismuke, City Attorney Moore, City Engineer Baer, City Clerk Stevens, Department Heads and visitors.

**B. APPROVAL OF MINUTES**

- 1) Minutes of the regular meeting of September 29, 2008. A motion was made by Merriman with a second by Hale to approve the minutes as presented. Motion carried.
- 2) Minutes of the special meeting of October 6, 2008. A motion was made by Merriman with a second by Polete to approve the minutes as presented. Motion carried.

**C. APPROVAL OF AGENDA**

- 1) Additions or deletions.  
Add two (2) items to New Business: Consideration of bids for janitorial services and recommendation from the Mayor for an Alderman Ward I replacement to fill unexpired term of Paul Fritch.  
Add to Closed Session: One (1) litigation matter.  
Aldermen Tripp and Hale requested the litigation matter being added to the agenda should also be discussed as an additional new business item. Attorney Moore indicated this was acceptable within certain parameters, but the closed session discussion needed to remain.
- 2) A motion was made by Tripp with a second by Merriman to approve the agenda as amended. Motion carried.

**D. PUBLIC COMMUNICATIONS AND ANNOUNCEMENTS**

- 1) None.

**E. PRESENTATIONS**

- 1) None.

**F. REPORTS OF OFFICERS**

- 1) **Mayor's report.**
  - a) Set the hours for Halloween for 5:30 to 8:00 pm with two movies in the park set to start at 8:00 pm.
  - b) Announced other notable events and meetings taking place in the community.

**G. REPORT FROM SPECIAL COMMITTEES AND STAFF**

- 1) **Interim City Administrator's report. (Revised budget 2008/2009 for review)** Dismuke discussed the finalized budget included in the council packets. The revised budget included all the capital improvements approved by council discussions. A motion was then made by Hale with a second by Polete to approve the finalized budget. Motion carried. The city clerk will prepare an ordinance for next council meeting.
- 2) **City Marshal/police reports.**
- 3) **Municipal Court September statistics.**

H. REMARKS FROM GENERAL PUBLIC

I. OLD BUSINESS

- 1) None.

J. NEW BUSINESS

- 1) **Recommendation from the Mayor for the open aldermanic position in Ward I.** Mayor Kemp said there were three letters of interest received. His recommendation was Harold Thomas. Alderman Hale suggested before approving the appointment the city should conduct an interview of Thomas as well as the other two applicants. Mayor Kemp set the date and time for Wednesday, October 15<sup>th</sup> at 5:30 pm at City Hall.
- 2) **Discussion concerning the terms of the Cingular Wireless Agreement (tower behind City Hall).** Dismuke explained he had been contacted by AT&T Wireless regarding the annual rental fee for the tower. AT&T would like to reduce the annual fee from \$8400 to \$7200. After a brief discussion, council suggested letting AT&T know the city would like to leave the annual rental fee at \$8400. Dismuke will contact AT&T.
- 3) **Discussion and recommendation for the siren warning system bids and re-bids under USDA grant.** City Clerk Stevens explained to council the bids for the warning system had to be re-bid based on the fact the original specs were not detailed enough to comply with USDA requirements. The same two companies re-bid but the bids presented were exactly like the original bids. With the more detailed specs the city could now eliminate the bidder whose bid did not comply with the more detail bid specs which was SafetyCom. Attorney Moore suggested the council reject the original bids as non-compliant then recommend the re-bid which was presented with the acceptable bid specs. A motion was then made by Tripp with a second by Merriman to reject the original bids and recommend USDA award the re-bid to Federal Signal Corp. in the amount of \$24,120.40. Motion carried. The bid recommendation was based on Federal Signal Corp. meeting the re-bid specs issued for the project.
- 4) **Discussion and recommendation for the audit proposal.** Council reviewed the one proposal presented for the 2007/2008 audit. Aldermen Hale and Tripp expressed concern with only receiving one bid. Council suggested expanding the area for proposals to St. Louis. Clerk Stevens will take care of this process.
- 5) **Discussion concerning an employee recognition program.** The date has been set for an employee recognition dinner for Friday, November 7<sup>th</sup> at noon at Teen Town. The food will be provided by the Mayor and Aldermen. Hale suggested the employees be allowed to have the rest of the date off after the dinner. Council concurred.
- 6) **An Ordinance approving a *Special Use Permit* for property located at 407 South Main Street.** A motion was made by Tripp with a second by Hale that as the ordinance was made available prior to the meeting it be read the first time by title only. Motion carried. Moore read: "An Ordinance approving a *Special Use Permit* for property located at 407 South Main Street . . ." A motion was made by Polete with a second by Tripp to read the ordinance the second time by title only. Motion carried. **Ordinance 08-56 duly adopted.**
- 7) **Consideration of bid on janitorial services.** A motion was made by Hale with a second by Tripp to approve the bid proposal of Tonya Minson of \$325.00 per month. Motion carried.
- 8) **Discussion of the area located on Lincoln Drive known as the "swamp".** Hale explained to the public the need to write letters to their local, state and United States government officials expressing concern with stopping the cleanup work at the "swamp". The Army Corps of Engineers has demanded the city replace everything back the way the area was originally. Council again encouraged all residents to contact those who can make a difference.

K. ADDITIONAL BUSINESS

- 1) **Accounts payable.** A motion was made by Hale with a second by Tripp to pay the bills. Motion carried.

L. REMARKS OF PERSONAL PRIVILEGE BY ALDERMEN

**M. CLOSED SESSION BUSINESS** (As authorized RSMo Section 610.021) Motion was made by Hale with a second by Tripp to go into Closed Session. Roll call vote resulted in five ayes, zero nays, and one vacant. The account of the Closed Session is exempt from the public record and is on file in the office of the City Clerk pursuant to RSMo 610.024. The following motions and votes were taken in Closed Session:

- 1) Litigation matter – Discussion only; no voting actions necessary.
- 2) Litigation matter – After a brief discussion, a motion was made by Tripp with a second by Merriman to leave the settlement amount the same. Motion carried with all voting aye.
- 3) Contract/litigation matter – Discussion only; no voting actions taken.

Motion was made by Polete with a second by Tripp to return to Open Session. Motion carried.

**N. ANY OTHER BUSINESS**

**O. ADJOURNMENT.** Motion by Polete, seconded by Tripp to adjourn.

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Danny E. Kemp, Mayor

ATTEST:

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Barbara Stevens, City Clerk

MINUTES  
PUBLIC HEARING  
CITY COUNCIL  
FREDERICKTOWN, MISSOURI  
OCTOBER 13, 2008  
6:15 PM CITY HALL

Mayor Kemp declared the Public Hearing open at 6:15 pm. Kemp stated the purpose of the public hearing was to here public comments on recommendations from the Planning and Zoning Commission concerning a request for Special Use Permit for a photography studio located t 407 South Main, Fredericktown. As there were no comments or questions by the public, Kemp closed the public hearing at 6:30 PM.

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Danny E. Kemp, Mayor

ATTEST:

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Barbara Stevens, City Clerk