

MINUTES
RE-SCHEDULED CITY COUNCIL MEETING
FREDERICKTOWN, MISSOURI
DAY/DATE: MONDAY, FEBRUARY 2, 2009
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, Alderman Thomas, 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 January 12, 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. None
- 2) A motion was made by Merriman with a second by Tripp to approve the agenda as presented. Motion carried.

D. PUBLIC COMMUNICATIONS AND ANNOUNCEMENTS

- 1) None.

E. PRESENTATIONS

- 1) **Financial reports – December (Shinn).** Shinn referred Council to the packet of financial information included in the packets. Additional information sheets were distributed as well. Shinn proceeded to review the year to date numbers indicating some areas of concern. Alderman Tripp then requested a meeting of the Budget, Finance, and Personnel Committee along with Greg Shinn to review the numbers in more detail. The meeting was set for Thursday, February 5th at 4:30 pm.
- 2) **Certificate of Recognition.** Mayor Kemp presented a certificate of recognition to police officer Glenwood LaChance for service above and beyond the call of duty.

F. REPORTS OF OFFICERS

- 1) **Mayor's report.**

G. REPORT FROM SPECIAL COMMITTEES AND STAFF

- 1) **Interim City Administrator report.** Dismuke said the city received a request from the Chamber of Commerce to close West Main Street from the Courthouse to Park/Buford for a garage sale from 7 am to noon on Azalea Festival weekend. A motion was made by Tripp with a second by Hale to approve the street closure. Motion carried. Dismuke then discussed a request to remove two of the four stop signs at Commercial Drive where it crosses the county road by Ward's Farm Supply and G&T Storage Rentals. A motion was then made by Merriman with a second by Polete to approve a ninety day probationary period for the stop sign removal. Motion carried. Dismuke then addressed the city ordinance covering unregistered vehicles versus unlicensed vehicles. City Marshal Wright explained they actually mean the same thing according to the license bureau. A discussion ensued over a possible thirty day limit on vehicles being restored as opposed to just derelict. Dismuke suggested Attorney Moore work on clarification of that particular ordinance. Dismuke indicated Marshal Wright had requested an additional four reserve officers in his department.

Further discussion will be referred to the Budget, Finance and Personnel Committee. Dismuke had Engineer Baer discuss the 180 acres owned by Gabe Swinford. Dismuke explained it would be advantageous for the city to annex this area in since it will be a part of the truck by-pass road. Dismuke indicated when he spoke to Swinford, Swinford would like utilities to the area as incentive to annex. A sewer pump station will need to be installed and would cost approximately \$450K to \$500K. A grant would cover most of the cost with the city's portion \$100K to \$125K. Hale reminded Council it should be the property owner's responsibility to fund this type of venture. Council specifically wanted no utilities to land outside the city limits. Dismuke suggested applying for the grant first, then the city can choose to use it or not. Dismuke ended his report by mentioning the meeting with John Grotzinger from MOPEP regarding the gas powered generator at the business park. Dismuke said Grotzinger will be applying for the necessary air quality permits.

2) **City Marshal/police reports.**

H. **OLD BUSINESS**

- 1) **Revised cost of design/build of "Downtown Substation" and recommendation to proceed with contract.** Dismuke explained he, Attorney Moore, and Don Wasson met with Ray Blakely. Blakely said the only area the city could save money would be some of the labor costs which would decrease the total cost to \$149,120. Wasson stated he did not have a problem with Blakely's proposal. A motion was then made by Hale with a second by Thomas to approve Blakely's proposal and authorize the city to prepare a contract for \$149,120. Motion carried.
- 2) **Recommendation for information technology services.** Both Aldermen Tripp and Hale indicated the city should go ahead and make a decision from the two proposals already presented in prior council meetings. A motion was then made by Tripp with a second by Hale to approve the proposal from Automated Services, Cape Girardeau. Motion carried with five ayes and one nay (Merriman).

I. **NEW BUSINESS**

- 1) **An Ordinance approving and authorizing financial assistance agreement between the Southeast Missouri Solid Waste Management District and the City relative to the purchase of recycling bins.** A motion was made by Tripp with a second by Merriman 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 and authorizing financial assistance agreement City and Solid Waste Management District relative to the purchase of recycling bins . . ." A motion was made by Polete with a second by Tripp to read the ordinance the second time by title only. Motion carried. **Ordinance 09-02 duly adopted.**
- 2) **Discussion concerning the "Show Me Green Sales Tax Holiday".** Motion was made by Hale with a second by Thomas to approve the "Show Me Green Sales Tax Holiday". Motion carried. City Clerk will prepare an ordinance for next council meeting.
- 3) **Recommendation from the Planning and Zoning Commission to vacate roadway easement near Business Park.** Council felt if the roadway were vacated we would have no access to the city's property. A motion was made by Merriman with a second by Wright to send the recommendation back to the Planning and Zoning Commission for re-negotiation. Motion carried.
- 4) **Discussion concerning establishing a Utility Board.** Tripp said he discussed establishing this board with Dismuke in case the BREC sale failed. The board would be created as a follow-up committee to make sure the city looks at the rate issues. Moore distributed documentation on the Missouri State Statues regulations on establishing utility boards. Further discussion would be tabled to a work session.

J. **ADDITIONAL BUSINESS**

- 1) **Accounts payable I.** A motion was made by Polete with a second by Merriman to pay the bills. Motion carried with five aye votes and Alderman Thomas abstaining as the accounts payable included payments to Gifford Lumber Co.

K. REMARKS FROM GENERAL PUBLIC

L. REMARKS OF PERSONAL PRIVILEGE BY ALDERMEN

M. CLOSED SESSION BUSINESS (As authorized RSMo Section 610.021) Motion was made by Polete with a second by Merriman to go into Closed Session. Roll call vote resulted in six ayes, zero nays and zero absent. 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) Personnel matter. Discussion only; no voting actions taken.

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

N. ANY OTHER BUSINESS

O. ADJOURNMENT. Motion by Polete with a second by Wright to adjourn. Motion carried.

Danny E. Kemp, Mayor

ATTEST:

Barbara Stevens, City Clerk