

MINUTES
CITY COUNCIL MEETING
FREDERICKTOWN, MISSOURI
DAY/DATE: MONDAY, FEBRUARY 9, 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 re-scheduled regular council meeting of February 2, 2009. A motion was made by Polete with a second by Wright to approve the minutes as presented. Motion carried.

C. APPROVAL OF AGENDA

- 1) Additions or deletions.
Add: One (1) contract item to Closed Session, to New Business add: Commercial Drive CDBG project and UV upgrades at the Wastewater Plant.
- 2) A motion was made by Polete with a second by Tripp to approve the agenda as amended. Motion carried.

D. PUBLIC COMMUNICATIONS AND ANNOUNCEMENTS

- 1) None.

E. PRESENTATIONS

- 1) **Appointment and Oath of Office of the Municipal Court Clerk.** Mayor Kemp gave the Oath of Office to Erica Settle as Municipal Court Clerk.
- 2) **Mayor's recommendation to the Board of Adjustments.** Mayor Kemp recommended Darwin England to replace the vacancy of Harold Thomas on the Board. A motion was made by Polete with a second by Thomas to approve the Mayor's recommendation. Motion carried.
- 3) **Review of the Insurance Services Office (ISO) fire rating. (John Clark)** Chief Clark said the results of the inspections of the City's fire, water and dispatch services had been received. The City's present rating of six (6) has been improved two points to a four (4) rating. These lower rates should result in lower property insurance costs to both residents and commercial. Fire Chief Clark explained the ratings were based on the following formula: 10% on dispatch services, 40% on water services and 50% on fire services.

F. REPORTS OF OFFICERS

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

G. REPORT FROM SPECIAL COMMITTEES AND STAFF

- 1) **Interim City Administrator report.** Dismuke began by asking council to consider a proposal for repair work to the UV building at the Wastewater Treatment Plant. Dismuke indicated the building has been in need of critical repairs or upgrades to the system or be subject to fines by the EPA. He went on to say only one company located in California made a proposal to retro-fit the UV system as opposed to total replacement. The cost would be significantly less to retro-fit. Moore asked if bids were obtained on the project. Plant Manager Grieshaber explained that as far as he knew this was the only company that did this type of work. Moore said unless he is the only source the project will need to be bid. Moore then

suggested preparing specs for the job, send them to potential suppliers and give them one week to respond. Further discussion ensued as time seemed to be a factor. Moore then suggested approving the proposal as the sole source, then in the mean time make calls to see if there were any others interested in the project. A motion was made by Hale with a second by Tripp to approve Moore's recommendation as stated. Motion carried.

- 2) **Municipal court docket – January**
- 3) **Municipal court statistics – January**
- 4) **Building inspector report - January**

H. OLD BUSINESS

- 1) **Update on the Lincoln Drive “swamp” area. (Hale).** Hale said he did not want the area to “fall to the wayside . . . we’ve worked too hard to get to this point”. Hale indicated he would like to see the area turned in to a more usable space.
- 2) **Information on the police impound lot. (McDowell).** McDowell said the cost of fencing the area would be approximately \$4400 in materials alone. He went on to say he had the City Clerk check with our insurance company (MIRMA) for liability issues. City Clerk Stevens indicated MIRMA felt the area would have to be made totally secure with photos of vehicles being placed in the lot made before and after impound took place. MIRMA felt it was a high risk venture. Marshal Wright said he had been speaking to outside individuals for their services in this area of impound.

I. NEW BUSINESS

- 1) **An Ordinance authorizing the Mayor to execute an agreement between the City and Franco Fire Equipment Supply LLC relative to the purchase of a pumper fire truck.** Alderman Tripp said he had not received any positive feedback from his constituents on the purchase of this truck. Alderman Hale asked Chief Clark if the purchase of this new truck played a part in our reduced ISO rating. Clark indicated it did, as equipment is part of the rating process. A motion was then made by Hale 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 authorizing the Mayor to execute an agreement between City and Franco Fire Equipment Supply LLC relative to the purchase of a pumper fire truck . . .” Ordinance vote passed with five aye votes and one nay (Tripp). A motion was made by Polete with a second by Merriman to read the ordinance the second time by title only. Motion carried. Ordinance vote passed with five aye votes and one nay (Tripp). **Ordinance 09-03 duly adopted.**
- 2) **An Ordinance approving a *Special Use Permit* for property located at 411 Lindell Street for a thrift store whose proceeds will be donated to Project Happy Feet.** A motion was made by Hale with a second by Tripp 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* at 411 Lindell Street . . .” A motion was made by Polete with a second by Merriman to read the ordinance the second time by title only. Motion carried. **Ordinance 09-04 duly adopted.**
- 3) **Discuss available options for energy conservation programs. (Hale)** Hale distributed some materials he had printed to make available to the public to encourage residents to conserve energy. Hale recommended a possible rebate plan for residents who purchase energy efficient appliances. Moore will work on a possible proposal.
- 4) **CDBG Commercial Drive project.** This discussion was a continuation of the discussion in work session prior to this meeting. Hale stated he felt the “connector” road and the Commercial Drive project should be bid separately. Council also felt guardrails over the box culvert should be part of the proposal. A motion was then made by Polete with a second by Thomas to approve Option B (30’ box culvert) with two alternative proposals which include (1) option to widen box culvert to 40’ and (2) the “connector” road as concrete and/or asphalt separate from the Commercial Drive project. Motion carried.

J. ADDITIONAL BUSINESS

- 1) **Accounts payable I.** A motion was made by Polete with a second by Hale to pay the bills. Motion carried.
- 2) **Accounts payable II.** A motion was made by Tripp with a second by Hale to pay the bills. Motion carried with five ayes and one abstention (Thomas)

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 Tripp with a second by Hale 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) Contract matter. Discussion only; no voting actions taken.

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

N. ANY OTHER BUSINESS

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

Danny E. Kemp, Mayor

ATTEST:

Barbara Stevens, City Clerk

MINUTES
CITY COUNCIL WORK SESSION
FREDERICKTOWN, MISSOURI
FEBRUARY 9, 2009
5:30 PM

A. CALL TO ORDER AND ROLL CALL

President of the Board Rick Polete called the meeting to order. Those present on roll call were: Alderman Polete, Alderman Merriman, Alderman Tripp, Alderman Thomas, Alderman Wright, and Alderman Hale. Absent was Mayor Kemp. 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 work session meeting of November 24, 2008.** A motion was made by Merriman with a second by Tripp to approve the minutes as presented. Motion carried.

C. APPROVAL OF AGENDA

1) **Additions or deletions.**

Add: Alderman Tripp requested the addition of the Utility Board to Work Session Business.

2) **Approval of agenda.** A motion was made by Hale with a second by Merriman to approve the agenda as amended. Motion carried.

D. WORK SESSION BUSINESS

1) **Discuss Commercial Drive CDBG project (Dismuke/Baer).** Dismuke referred council to the information sheets distributed by Engineer Baer regarding the access road connecting the round-a-bout to Commercial Drive. In order for the city to proceed with the project the city must decide between two options for the road . . . Option A and Option B. Baer proceeded to explain the difference between the two and then fielded questions from council. Hale asked if the city could do the portion of the project called the "connector road". Baer said yes if the city had the manpower and resources. Public Works Director McDowell said the city could possibly asphalt but not concrete or do any curbs and gutters. Polete suggested the possibility of bidding the connector road separate. Several options were discussed and how those options would affect costs. Council agreed to table further discussion to the regular council meeting following this work session.

2) **Discuss MoDOT mini-grant (Dismuke)** Dismuke explained the city was in receipt of information from MoDOT offering up to \$110,000 plus 20% local share for sidewalks and/or walking trails. Council felt the sidewalks would be the best use of the funds. Dismuke will pursue.

3) **Discuss Hazard Mitigation Grant (Dismuke)** Dismuke said the city received a letter from SEMO Regional Planning stating funds were available for flood prone areas to use to help alleviate further damages to property by flooding. Council agreed to have Dismuke pursue.

4) **Discuss establishing a Utility Board. (Tripp)** Moore explained Missouri State Statutes states when a city establishes a utility board the board is over all utilities not just electric, which included water, sewer and public works. The board consists of four residents who have lived in the city for two consecutive years. Polete suggested council come up with some names and give them to the Mayor for consideration. Council concurred.

E. CLOSED SESSION (As authorized by 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 zero absent (Alderman Polete was acting as President of the Board in the absence of Mayor Kemp). 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) One (1) contract matter. Discussion only; no voting actions taken.

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

F. ADJOURNMENT

1) Motion was made by Wright with a second by Thomas to adjourn. Motion carried.

Rick Polete, President of the Board

ATTEST:

Barbara Stevens, City Clerk

MINUTES
PUBLIC HEARING
CITY COUNCIL
FREDERICKTOWN, MISSOURI
FEBRUARY 9, 2009
6:15 PM CITY HALL

President of the Board Rick Polete declared the Public Hearing open at 6:15 pm. Polete 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 thrift store for Project Happy Feet located at 411 Lindell Street, Fredericktown. As there were no comments or questions by the public, Polete closed the public hearing at 6:30 PM.

President of the Board, Rick Polete

ATTEST:

Barbara Stevens, City Clerk