

MINUTES
CITY COUNCIL MEETING
FREDERICKTOWN, MISSOURI
DAY/DATE: MONDAY, MARCH 23, 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 Thomas, and Alderman Merriman. Also present were: 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 council meeting of March 9, 2009. 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) personnel matters and one (1) legal matter to Closed Session.
- 2) A motion was made by Merriman with a second by Thomas to approve the agenda as amended. Motion carried.

D. PUBLIC COMMUNICATIONS AND ANNOUNCEMENTS

- 1) **Pickin' on the Square 2009 (Shanna Sorg)** Sorg addressed council requesting permission to close the court square area every Friday evening from May 1st (Azalea Festival Weekend) to the first weekend in October of Pickin' on the Square. A motion was made by Tripp with a second by Merriman to authorize the street closure. Motion carried.

E. PRESENTATIONS

- 1) **City financials – February (Shinn).** Finance officer Shinn proceeded to review the financials distributed in the packets. In addition, Shinn also reviewed the recommendations to revise/amend the 2008/2009 budget which will be presented in New Business with an ordinance.

F. REPORTS OF OFFICERS

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

G. REPORT FROM SPECIAL COMMITTEES AND STAFF

- 1) **City Administrator report.** Dismuke referred council to the information included in the packets titled Double the Jobs by 2020. Dismuke explained the purpose of the program and requested council's approval for implementation. A motion was then made by Tripp with a second by Merriman to approve the recommendation. Motion carried. Dismuke then stated the Technology Center had been dissolved. He requested council consider taking the annual AT&T cell phone tower revenue to keep the center

going. Alderman Tripp said he would like to see a budget of some type on what it would cost to operate on a monthly basis. Council concurred.

H. OLD BUSINESS

- 1) None.

I. NEW BUSINESS

- 1) **An Ordinance approving and adopting the revised/amended budget for operations for Fiscal year 2008/2009.** A motion was made by Merriman with a second by Polete 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 adopting the revised budge for operations for Fiscal Year 2008-2009 . . ." A motion was made by Tripp with a second by Merriman to read the ordinance the second time by title only. Motion carried. **Ordinance 09-10 duly adopted.**
- 2) **An Ordinance to adopt Policy Number 09-01 entitled "Honorary Street Name Policy" providing for procedure and policy for the honorary naming and designation of certain streets.** Alderman Merriman said he would like to have the fee set for the street name process. Attorney Moore recommended approving the ordinance establishing the policy first then set the amount of the fee. A motion was then 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 to adopt Policy Number 09-01 entitled "Honorary Street Naming Policy" providing for the procedure and policy for the honorary naming and designation of certain streets in the City . . ." Voting on the ordinance resulted in four ayes and one nay (Wright). A motion was made by Tripp with a second by Merriman to read the ordinance the second time by title only. Motion carried. Voting on the second reading resulted in four ayes and one nay (Wright). **Ordinance 09-11 duly adopted.** A motion was then made by Tripp with a second by Merriman to set the fee for the process at \$100. Motion carried.
- 3) **Recommendation for airport consultant for projects at Fredericktown Regional Airport under the Five-Year Plan.** Dismuke recommended awarding the consultant contract to BWR, Kansas City. A motion was made by Polete with a second by Thomas to approve the recommendation. Motion carried.

J. ADDITIONAL BUSINESS

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

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 Merriman 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) Personnel matter. After a lengthy discussion, a motion was made by Merriman with a second by Tripp to uphold the dismissal of patrolman Dennis Seiders. Motion carried with four ayes and one abstention (Wright). Then, a motion was made by Tripp with a second by Thomas to offer the full time patrolman position to reserve officer Alan Stevens. Motion carried with four ayes and one abstention (Wright).
- 2) Personnel matter. Discussion only, no voting actions necessary.
- 3) Personnel matter. After discussion, a motion was made by Polete with a second by Merriman to approve the hiring David Stricklan for the water plant operator trainee. Motion carried with all voting aye.
- 4) Legal matter. Updates only. No voting actions necessary.

Motion was made by Polete 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 Merriman to adjourn. Motion carried.

Danny E. Kemp, Mayor

ATTEST:

Barbara Stevens, City Clerk

MINUTES
CITY COUNCIL WORK SESSION
FREDERICKTOWN, MISSOURI
MARCH 23, 2009
5:30 PM

A. CALL TO ORDER AND ROLL CALL

Mayor Kemp called the meeting to order. Those present on roll call were: Alderman Polete, Alderman Merriman, Alderman Tripp, Alderman Thomas, and Alderman Wright. Also present were: Interim City Administrator Dismuke, City Attorney Moore, City Engineer Baer, City Clerk Stevens, Deputy Clerk Harbison, department heads and visitors.

B. APPROVAL OF MINUTES

1) **Minutes of the work session meeting of March 9, 2009.** 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 additional item to work session business: Gary Harrison representing Sargent Construction regarding electric issues.

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

D. WORK SESSION BUSINESS

1) **Discussion concerning the creation of a utility board.** Alderman Merriman said the Planning, Development and Ordinance (PDO) Committee recommended not to pursue establishing a utility board. He went on to say the committee felt it gave too much power to any one entity. Alderman Tripp expressed his disagreement stating a utility board does not have the last say. Merriman then quoted from various State Statutes indicating the power of a utility board. The consensus of the council agreed with the PDO.

2) **Discussion concerning Chapter 125: Parks and Recreation Board, Section 125.020.** Dismuke explained to council what prompted this item being placed on the agenda. Tara Hale who was President of the Park Board resigned at their last meeting as she is no longer a city resident. The present requirements for Park Board membership is nine members (six from the city and three from the county). Tara's residency change would put four county members on the board. Alderman Merriman then explained the PDO met on this issue as well. Their recommendation was to leave the number of county members at three. In addition, Merriman said the PDO would like to recommend Section 125.020 include the requirement all Park Board officers must be city residents as they will be spending city tax dollars. The council agreed to the recommendations. Attorney Moore will have an ordinance ready for the next council meeting. The council also said the acting vice president Chuck Penuel (a county member) can remain in the position until the Park Board elects officers in June.

3) **Discussion and recommendations by Building Inspector regarding plan review fees and changes in zoning requirements.** Building inspector Richard Macke addressed council proposing an increase in the fees for plan review. He said the fees we are presently charging are not recouping the cost of reviewing the plans. Council suggested checking with surrounding communities to see what they charge and bring back recommendations. The zoning discussion related to day cares. Macke explained there are some inconsistencies in the zoning requirements for day cares. Attorney Moore will work up the changes and have them ready for the Planning and Zoning Commission to review and/or approve. It was noted those operating day cares under the present code can continue until the changes are made.

4) **Discussion concerning changes/additions to Municipal Code for nuisances.** Council proceeded to review the recommendation of Marshal Wright regarding derelict vehicles and public intoxication. Attorney Moore will make the modifications and bring them back for approval.

5) **Discussion concerning energy rebate options.** Dismuke referred council to the AMEREN information included in the packets regarding their energy rebate programs. A discussion ensued as to how the city should set up such a program, how much to offer, and how much money will the city have available for the program itself. Merriman suggested checking with finance officer Shinn to see what money could be set aside for such a program.

6) **Discussion concerning junk/used tire disposal program.** Dismuke referred this discussion to Alderman Thomas, who explained this was a one time program through the prison system. The tires would be dropped off then placed in trailers by the work release prisoners and then hauled away. The dates scheduled for the program will be the end of May to July.

7) **Gary Harrison representing Sargent Construction regarding electric issues.** Harrison introduced himself to the council. He distributed information regarding some electric issues the company had been having over a period of years. He felt the issues were based on "bad electric" from the city and blamed those electric issues on equipment losses. He stated he felt the City should do something about the losses to his company.

E. **CLOSED SESSION** (As authorized by RSMo Section 610.021). A motion was made by Merriman with a second by Tripp to move the one (1) closed session personnel item to the regular council meeting. Motion carried.

F. **ADJOURNMENT**

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

Danny E. Kemp, Mayor

ATTEST:

Barbara Stevens, City Clerk