

MINUTES
CITY COUNCIL MEETING
FREDERICKTOWN, MISSOURI
DAY/DATE: MONDAY, NOVEMBER 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 Walts, Alderman Wright, Alderman Thomas, Alderman Brown, 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 November 9, 2009. A motion was made by Merriman with a second by Wright to approve the minutes as presented. Motion carried.

C. APPROVAL OF AGENDA

- 1) Additions or deletions.
- 2) A motion was made by Polete with a second by Thomas to approve the agenda as presented. Motion carried.

D. PUBLIC COMMUNICATIONS AND ANNOUNCEMENTS

- 1) None.

E. PRESENTATIONS

- 1) **Financial report - October.**

F. REPORTS OF OFFICERS

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

G. REPORT FROM SPECIAL COMMITTEES AND STAFF

- 1) **City Administrator's report.**
- 2) **Police Captain report – October**
- 3) **Chamber report – October**

H. OLD BUSINESS

- 1) None.

I. NEW BUSINESS

- 1) **Ordinance amending provisions of Chapter 335 Schedule II by providing for stop signs at High and Newberry Streets.** A motion was made by Merriman with a second by Brown 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 amending provision of Chapter 335 Schedule II by providing for stop signs at High and Newberry

Streets. . ." A motion was made by Polete with a second by Wright to read the ordinance the second time by title only. Motion carried. **Ordinance 09-64 duly adopted.**

2) **Ordinance authorizing the Mayor to execute a revised agreement between City and Madison County Chamber of Commerce.** A motion was made by Merriman with a second by Thomas that as the ordinance was made available prior to the meeting it be read the first time by title only. Motion carried. Alderman Merriman then asked if the Chamber had been given a copy of the agreement for their board to review. Clerk Stevens indicated that had received a copy, but the city had not been contacted with any questions or concerns. Moore read: "An Ordinance authorizing the Mayor to execute a revised agreement between City and Madison County Chamber of Commerce relative to an executive director position. . ." A motion was made by Polete with a second by Thomas to read the ordinance the second time by title only. Motion carried. **Ordinance 09-65 duly adopted.**

3) **Ordinance authorizing the Mayor to execute an agreement between City and Outdoor Warning Equipment relative to the purchase of two warning sirens under USDA grant.** A motion was made by Brown with a second by Thomas 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 a purchase agreement between City and Outdoor Warning Consulting LLC relative to the purchase of siren warning equipment for the east/west side under USDA grant. . ." A motion was made by Brown with a second by Wright to read the ordinance the second time by title only. Motion carried. **Ordinance 09-66 duly adopted.**

4) **Ordinance authorizing the Mayor to execute an agreement between City and Outdoor Warning Equipment relative to the purchase of a replacement warning siren due to the storm damage.** A motion was made by Brown with a second by Wright 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 a purchase agreement between City and Outdoor Warning Consulting LLC relative to the purchase of replacement siren warning equipment near the vicinity of City Hall. . ." A motion was made by Brown with a second by Wright to read the ordinance the second time by title only. Motion carried. **Ordinance 09-67 duly adopted.**

5) **Recommendation from Planning and Zoning to vacate a certain alley west of Oak Street.** A motion was made by Walts with a second by Wright to accept the recommendation. Motion carried with five ayes and one abstention (Thomas owns several pieces of property contiguous to the alley)

6) **Ordinance vacating a certain alley west of Oak Street.** A motion was made by Brown with a second by Walts that as the ordinance was made available prior to the meeting it be read the first time by title only. Motion carried. It was noted Alderman Thomas abstained from any voting on this issue as he owns several pieces of property contiguous to the alley. Moore read: "An Ordinance vacating a certain alley west of Oak Street. . ." A motion was made by Polete with a second by Brown to read the ordinance the second time by title only. Motion carried. **Ordinance 09-68 duly adopted.**

7) **Recommendation from Budget, Finance and Personnel Committee to purchase an electronic file cabinet and scanners.** Dismuke explained finance officer Shinn would like the utility department to have the ability to scan all documents for service set-up into

an electronic file, thereby eliminating paper and manual filing. A motion was then made by Merriman with a second by Brown to approve the purchase. Motion carried.

J. ADDITIONAL BUSINESS

1) **Accounts payable.** A motion was made by Merriman with a second by Thomas to approve 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) None.

N. ANY OTHER BUSINESS

1) None.

O. ADJOURNMENT. Motion by Polete to adjourn. Motion carried.

Danny E. Kemp, Mayor

ATTEST:

Barbara Stevens, City Clerk

MINUTES
CITY COUNCIL WORK SESSION
FREDERICKTOWN, MISSOURI
NOVEMBER 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 Wright, Alderman Thomas, Alderman Walts and Alderman Brown. 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 work session meeting of November 9, 2009.** A motion was made by Merriman with a second by Wright to approve the minutes as presented. Motion carried.

C. APPROVAL OF AGENDA

1) **Additions or deletions.**

Add: Alderman Walts added storm drainage concerns on Garrett Street near Castle Gardens.

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

D. WORK SESSION BUSINESS

1) **Request by the Boy Scouts to use Azalea Park for holiday festivities. (Tomlinson)** Tomlinson explained to council the Boy Scouts would once again be hosting the decorating of Azalea Park. A motion was made by Merriman with a second by Brown to approve the request. Motion carried.

2) **Discussion concerning employee Christmas party.** Dismuke began by stating he had talked to his department heads and they indicated they would rather have the party than half a day off on Christmas Eve. He went on to say he had booked the party at the Half Time Grill (formerly the Dumplin' Pot) on North Mine La Motte for Saturday, December 5th at 6:00 pm. Alderman Wright said it was her understanding there were more employees who chose not to attend those who signed up to attend. She suggested the gift certificate voucher the city used to give employees several years ago. The certificate was for \$25 in food at local grocery stores. A discussion ensued on the pros and cons of a party versus vouchers/half day off. Included in the discussion was a request by the fire department for \$100 for meat for their annual Christmas party. A motion was then made by Walts with a second by Thomas to approve the \$25 voucher for each employee (firemen included), the \$100 request by the fire department for their party, and the half day off on Christmas Eve for all employees. Motion carried with four ayes and two abstentions (Brown/Polete as they are volunteer firemen).

3) **Review and recommendation for airport/hangar design/build proposal.** Dismuke referred council to the Memo for Record which listed the bid amounts submitted. He went on to say he and Engineer Baer reviewed the bids extensively and they recommended the low bidder, Zoellner Construction out of Perryville. Dismuke said he had also asked Zoellner to submit an additional bid for eight (8) more hangars. The Zoellner bid should keep the cost within the insurance settlement amount. A motion was then made by Merriman with a second by Brown to approve the bid of Zoellner Construction. Motion carried.

4) **Review and discuss new Missouri Department of Conservation Agreement. (Moore)** Moore referred council to the old agreement included in the packet. He said the agreement was dated in 1983 with an expiration of September 2009 and covered the 290 acres of City Lake and surrounding land. He said the city received a revised agreement from MDOC which

appeared to have stronger enforcement wording. Moore also felt some additional changes were needed on behalf of the city, which he included in the packet. These changes will have to meet with the approval of the MDOC. The term will be twenty-five (25) years but is renewable. Water Plant Manager Shell indicated the city needed to make sure the new agreement allows for the park to be closed at dusk, which also eliminates access to their boat ramp. Moore said their agreement refers to the ordinance covering park usage. Council suggested limiting the area covered by the agreement to the lake and only so many feet surrounding it, not the entire 290 acres. Moore said he would contact the MDOC and ask why the city needs the agreement in the first place. Further discussion tabled.

5) **Follow-up discussion concerning the City Marshal's position.** Alderman Brown began by asking what is the city trying to accomplish with this position as far as salary and duties are concerned. Presently the city has no recourse with the city marshal. Alderman Thomas suggested setting the salary to assigned duties. He went on to suggest leaving the present duties/salary in place but additional duties could be added later. Moore suggested turning over the redefining of the position to the BFP, however, council felt the entire board should be involved. Moore will begin preparing some suggestions then set a date for a special meeting to discuss. Council agreed any changes needed to be in place before the end of the election filing date in January.

E. **CLOSED SESSION** (As authorized by RSMo Section 610.021). None

F. **ADJOURNMENT**

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

Danny E. Kemp, Mayor

ATTEST:

Barbara Stevens, City Clerk