

BOARD OF ALDERMEN
MINUTES
April 14, 2016

The Board of Aldermen of the City of Marshfield, Missouri, met in regular session on Thursday, April 14, 2016 in Council Chambers at Marshfield City Hall.

CALL TO ORDER – Mayor Robert Williams called the meeting to order at 6:30 p.m.

ROLL CALL - Answering roll call were Mayor Robert Williams, East Ward Aldermen Rob Foster and Jeremy Loftin and West Ward Aldermen Vicki Montgomery and Champ Herren.

MINUTES – Alderman Foster made a motion to approve the minutes of March 24, 2016 and April 5, 2016. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None. Alderman Herren made a motion to approve the minutes of March 26, 2016. Alderwoman Montgomery seconded the motion. The motion passed with three ayes. Voting aye: Loftin, Montgomery and Herren. Nay: None. Abstain: Foster.

EXPENDITURES AND FINANCIAL REPORT - Alderman Foster asked about the mowing and Deputy City Administrator Sam Rost stated the contract was for it to be paid on level pay and will be allocated in monthly payments. Alderman Foster made a motion to approve expenditures. Alderman Loftin seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

Looking at the Revenue/Expense/Budget and Cash Report for March, Mayor Williams stated we should be at 25%. The Police is a little higher due to front loaded expenses bought at the first of the year. The Parks is higher due to the amount of vandalism that has occurred this year.

MAYOR'S REPORT – None.

DEPARTMENTAL REPORTS – Monthly reports presented to the Board of Aldermen were the IPMC Report and Building Regulations.

PROCLAMATION - Mayor Williams read a Proclamation proclaiming support of the Cherry Blossom Festival.

OLD BUSINESS

TELECOMMUNICATION TOWER PERMIT - TOWER CO. - Matt Schlichter with Network Real Estate made a presentation on the telecommunication tower. What Mr. Schlichter needed from the Board of Aldermen was the color for the fence compound. Consensus of the Board of Aldermen was to go with the dark brown granite. Mayor Williams asked what the City of Marshfield needed to do to guarantee that they have the

space right below AT & T at 140 feet. Mr. Schlichter stated the City of Marshfield needs to submit a letter to Tower Co. stating the City of Marshfield wants first right of refusal for 140 feet center line.

Alderman Foster made a motion to approve Tower Co. to move forward with the permits. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

TAP GRANT - King Coltrane with Great Rivers Engineering stated the plan for square project was approved through MoDOT. The process will be as follows: do the appropriate advertising, go out for bid, send bids to MoDOT for final approval, award contract and start project as quickly as possible after July 4th. The Board of Aldermen stated to start the week of July 11, 2016. Project will take about 75 days. King presented to the Board of Aldermen a full set of plans for the project.

INDUSTRIAL PARK SIGN - Deputy City Administrator Sam Rost presented to the Board of Aldermen the two bids received for the Industrial Park Sign. Missouri Neon Company submitted a bid for \$9,750.36 and Pinnacle Sign Group submitted a bid for \$16,185.00. Rost stated in a prior meeting Michael Daniels had stated that eleven businesses were interested and he received an email from him today stating eight businesses were interested. Consensus of the Board of Alderman was to go with the Missouri Neon Company and asked Rost to bring back to the next meeting with how many businesses would commit in writing. At that time, the Board of Aldermen can determine rates for spaces on sign.

ECONOMIC DEVELOPMENT - Alderman Foster gave an update on the Community Foundation Grant. Foster stated there were 20 members that took part in the application process and are committed to staying through the process for three years. Foster stated that Marshfield has made it through the first round. Foster stated the three communities will be known on April 21, 2016.

WATER AND WASTEWATER INFRASTRUCTURE

- **WATER INFRASTRUCTURE** - Deputy City Administrator Sam Rost stated due to the condition of materials that were replaced in Well #4, he is asking for authorization from the Board of Aldermen to pull pump, motor and casing at Warren Street Well #3. Alderman Herren made a motion to authorize to approve the pulling of the pump, motor and casing with the understanding that if there is nothing wrong with the pump, it is to be put back in and replace only what needs to be done. Alderwoman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.
- **SEWER INFRASTRUCTURE** - Alderman Foster stated that the old Marshfield Country Club property at the corner of Elm and CC has a sewer line in the middle of property. Foster asked what the circumstances is for a person if they want to develop on that property. Deputy City Administrator Sam Rost stated what has been the procedure in the past is the buyer/owner of the property would relocate the sewer line and then dedicate an easement were utilities go.

GARAGE SALE DRAFT ORDINANCE - Bring back to the first meeting in May.

NEW BUSINESS

CERTIFY ELECTION RESULTS - City Clerk Karen Rost presented to the Board of Aldermen in their packet the Final Certification - General Municipal Election for April 5, 2016 by Webster County Clerk Stan Whitehurst. Alderwoman Montgomery made a motion to accept the certified election results presented for April 5, 2016. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

OATH OF OFFICE - SWEAR IN MAYOR AND ALDERMEN - City Clerk Karen Rost swore in Robert Williams for Mayor, Champ Herren for West Ward Alderman and Rob Foster for East Ward Alderman.

RECOMMENDATION TO APPOINT MAYOR PRO-TEM FOR 1 YEAR TERM - Alderwoman Montgomery made a recommendation to appoint Alderman Champ Herren for Mayor Pro-tem. Alderman Foster seconded the motion. The motion passed with three ayes. Voting aye: Foster, Loftin and Montgomery. Nay: None. Abstain: Herren.

RECOGNITION TO OUTGOING CITY ATTORNEY - Mayor Williams stated that City Attorney Linda Lott has given her resignation to pursue her private law practice. Mayor Williams read and presented a Proclamation and gift of appreciation from the City of Marshfield Mayor, Board of Aldermen and City Staff.

RECOMMENDATION TO APPOINT CITY ATTORNEY - Mayor Williams made a recommendation to appoint David C. Replogle as City Attorney. Alderman Foster made a motion to accept the recommendation of the Mayor to appoint David C. Replogle as the City Attorney. Alderman Loftin seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

City Clerk Karen Rost swore in David C. Replogle as City Attorney.

MAYOR APPOINTMENTS - Mayor Williams made a recommendation to reappoint Police Chief Doug Fannen and Fire Chief Michael Taylor. Alderman Herren made a motion to accept the recommendation for Police Chief and Fire Chief. Alderwoman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

Mayor Williams made a recommendation to reappoint to Tree City Advisory Committee, Connie Stockton, Connie Newton, Lisa Jamison, Eric Yarnell, Jim Hartley, John Toler, Paul Johnson, and Alderwoman Vicki Montgomery and to appoint Micki Burrell. Alderman Herren made a motion to accept the recommendation of the Mayor for Tree City Advisory Committee. Alderman Loftin seconded the motion. The motion passed

with three ayes. Voting aye: Foster, Loftin and Herren. Nay: None. Abstain: Montgomery.

Mayor Williams made a recommendation to reappoint to the Parks & Recreation Advisory Committee Charles Picard, Don Stockton, Brent Grey, Shawnie Replogle, Marty Foglesong, Gary Gray and Alderwoman Vicki Montgomery. Alderman Loftin made a motion to accept the recommendation to reappoint the Parks & Recreation Advisory Committee. Alderman Foster seconded the motion. The motion passed with three ayes. Voting aye: Foster, Loftin and Herren. Nay: None. Abstain: Montgomery.

Mayor Williams stated he would be appointing the Board of Adjustment at a later date.

REFER TO PLANNING & ZONING FOR CONDITIONAL USE FOR MINI STORAGE UNITS FOR DALE HARTWELL AT 110 E. JACSKON ST. - Alderman Foster made a motion to refer to Planning and Zoning Commission. Alderman Loftin seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

SET PUBLIC HEARING AT PLANNING & ZONING FOR MAY 24, 2016 AT 6:00 P.M. FOR CONDITIONAL USE FOR MINI STORAGE UNITS FOR DALE HARWELL AT 110 E. JACKSON ST. - Alderwoman Montgomery made a motion to set a Public Hearing for Planning & Zoning Commission for May 24, 2016 at 6: 00 p.m. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

BIDS FOR BALLISTIC VESTS - Police Chief Doug Fannen stated that the City of Marshfield received four bids. Two of the bids did not meet specs. The bids that met specifications were Nicolay & Associates for \$8,550.00 plus \$45.00 shipping and Kelley's Police & Tactical Supply for \$6,849.00. Fannen stated that there was \$7,750.00 budgeted for the vests. Fannen stated that the ballistic vests need to be fitted to each individual officer and he knew from experience that the vests from Kelley's Police & Tactical Supply are more of a general sizing and are not sized to fit properly. Fannen made a recommendation to go with Nicolay & Associates. Alderman Foster made a motion to approve the recommendation of Police Chief Doug Fannen to go with Nicolay & Associates. Alderwoman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

USED VEHICLE FOR INMATE TRANSPORTATION - Deputy City Administrator Sam Rost stated that with the agreement with the Department of Corrections to increase the number of inmates from four to six, the City of Marshfield does not have a vehicle big enough to transport that many inmates at once and would have to make two trips to get the inmates to the City. Rost is requesting approval to get a used van to help transport inmates. The two additional inmates would help with the mowing season and the original four inmates would help with street maintenance. Alderman Foster asked what the general cost was to operate a vehicle and if there were vehicles that we could remove from service to cut costs. Rost stated that he would estimate the cost to be

\$6,000 and the City could have a vehicle to surplus to put towards the purchase of a used vehicle, but to keep in mind that the surplus vehicles usually do not bring in much. Alderman Herren made a motion to refer this to the Finance Committee at their April 29, 2016 meeting for recommendation and approval. Alderman Foster seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

SPECIAL USE TAX BALLOT QUESTION - The City of Marshfield will need to go to the voters and asked if they would continue the applying and collecting of the local sales tax on the titling of motor vehicles, trailers, boat and outboard motors that were purchased from a source other than a licensed Missouri dealer. The approval of this measure will prevent a reduction of local revenue to provide vital services for the City of Marshfield and prevent placing Missouri dealers at a competitive disadvantage to non-Missouri dealers. Mayor Williams stated that there are two ways to present to the voters and asked Attorney Replogle to look over question and bring back to the Board of Aldermen to approve at next meeting. To place this question on the ballot, the deadline is May 23, 2016.

ANNUAL PRESENTATION AND ACCEPTANCE OF "LIST OF DELINQUENT REAL ESTATE PROPERTY TAXES" AND "LIST OF DELINQUENT PERSONAL PROPERTY TAXES" IN COMPLIANCE WITH RSMo 94.320.1 - City Collector Julie Rieke presented in the packet the List of Delinquent Real Estate Property Taxes and List of Delinquent Personal Property Taxes received from the County Collector Kevin Farr. Mayor Williams asked for a summary of the delinquencies be presented to the Board of Aldermen. Alderwoman Montgomery made a motion to accept and approve the delinquent lists presented. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

FUTURE AGENDA ITEMS – Items to be brought back to next meeting include Industrial Park Sign and Economic Development. Items to be brought back to the May 12, 2016 meeting include Tree City/Great Rivers Engineering and Garage Sale Ordinance.

Break for five minutes at 8:24 p.m.

CLOSED SESSION - Alderwoman Montgomery made a motion to enter into closed session Pursuant to Section 610.021.2 of the Revised Statutes of the State of Missouri pertaining to leasing, purchasing or sale of real estate and Pursuant to Section 610.021.3 of the Revised Statutes of the State of Missouri pertaining to hiring, firing, disciplining or promoting particular employee at 8:29p.m. Alderman Herren seconded the motion. The motion passed in a roll call vote with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

Discussion was held, no action was taken.

Alderman Montgomery made a motion to enter regular session a 10:22 p.m. Alderman Herren seconded the motion. The motion passed in a roll call vote with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

ADJOURN – With no other business appearing before the Board of Aldermen, Alderman Montgomery made a motion to adjourn the meeting at 10:23 p.m. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

Robert Williams, Mayor

ATTEST:

Karen Rost, City Clerk