

BOARD OF ALDERMEN
MINUTES
October 13, 2016

The Board of Aldermen of the City of Marshfield, Missouri, met in regular session on Thursday, October 13, 2016, in Council Chambers at Marshfield City Hall.

BE IT KNOWN that a public hearing will be held by the Board of Aldermen of the City of Marshfield, Missouri, upon the application of Brad King for a variance, pursuant to Section 405.040 Residential Density requirements of the Marshfield Municipal Code

Mayor Robert Williams called the **Public Hearing** to order at 6:30 p.m.

Mayor Robert Williams asked if anyone would like to speak for or against this variance request.

No one spoke.

Mayor Robert Williams closed the Public Hearing at 6:31 p.m.

CALL TO ORDER – Mayor Robert Williams called the meeting to order at 6.31 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 September 22, 2016. Alderman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

EXPENDITURES – Alderman Montgomery 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.

OLD BUSINESS

VARIANCE AT OAK SPRINGS SUBDIVISION – BUILDING LOT 6 – Brad King is requesting a variance from City Code that requires a certain side yard setback. Alderman Foster asked if this would cross the lot line. City Administrator John Benson stated it did not. Alderman Foster made a motion to approve the variance. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

DISCUSSION OF CIP ALLOCATION

WASTEWATER CAPITAL IMPROVEMENTS - Scott Knight with Crawford, Murphy & Tilly gave a presentation on WWTP CIP Improvements. -

- Total Maximum daily Load (TMDL) study of the West Fork Niangua conducted by USEPA in 2010 determined stream was impaired which led to very strict requirements and the potential need for large capital improvements
- Bypass Elimination Plan (BEP) the focus of a 2011 Voluntary Compliance Agreement (VCA) with MDNA which requires removal of storm bypass by 2021.
- Missouri Department of Natural Resources (MDNR) supports nullifying TMDL. City invested in independent study in 2012, MDNR did inspections between 2012-2014 and determined the stream is no longer impaired, which would avoid stringent permit requirements. Waiting on USEPA concurrence.
- Current BEP includes piping changes at WWTP, expand/replace disinfection facilities at plant, doing priority 1 sewer rehabilitation.
- USDA Rural Development loan on \$2,063,027.46 for 25 years at 2.375% would need \$5.50 per user per month on CIP
- Schedule – Design: 2016-2017, Permitting & Financing: end of 2017, Construction: 2018 and Meet VCA requirements by December 2020.

WATER CAPITAL IMPROVEMENTS - John Forrester with Olsson Associates gave a presentation on Water CIP Improvements.

- Capital Improvements Project (CIP) Includes Blue Jay Tank Rehabilitation, Warren Street Well house & Tank Rehabilitation, Highway 38 Storage and Chlorine Room Addition, McVay Storage Improvements and Pine Street Tank Decommission.
- Cost Estimate to do all mentioned above \$3,899,100.00.
- SRF Loan Financing over 20 years at 2% would make payment \$266,750, which would come to \$7.50 per user per month
- SRF Timeline – Design: 12/12/2016, Bids: 05/17/2017, Loan Closing: 07/17/2017, Construction: 08/14/2017, Construction Completion: 10/14/2018

OLSSON OUTSTANDING BILLING – Alderman Foster made a motion to table this. Alderman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

OLSSON CONTRACT AMENDMENT - Alderman Foster made a motion to table this. Alderman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

ACTIVITY CENTER CIVIL ENGINEER DESIGN BID AWARD – Alderman Foster made a motion to table this. Alderman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

BANKING SERVICES BID AWARD - Finance Committee did not make a recommendation for the Board of Aldermen. Alderman Foster made a motion to table

this giving the Finance Committee time to review and bring back a recommendation to the Board of Aldermen. Aldermen Herren seconded the motion. Discussion was held that the bid can only be brought back to the first meeting in January, April, July and October. If this is tabled, the City would have to go back out for bids and bring back to the first meeting in January. The motion passed with two ayes. Voting aye: Foster and Herren. Nay: None. Abstain: Loftin and Montgomery.

NEW BUSINESS

BICYCLE GRAVEL ROAD RACE TO BENEFIT LOCAL NON PROFIT – No one spoke.

CLOSURE OF CRITTENDEN STREET – Webster County is in the process of obtaining demolition permits to tear down the former Senior Center and the Robberson building on the corner of Crittenden and Jefferson. As part of the demolition of these buildings they are requesting to temporarily close Crittenden Street. The exact dates and duration for the temporary street closure will need to be determined by the contractor(s) but is anticipated to be less than one week. The county had indicated they will coordinate the dates for the street closure with City staff. Alderman Herren made a motion to approve the request. Alderman Foster seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

RECOMMEDATION FROM PARKS COMMITTEE –

- **No smoking in the parks – adopt Nixa Missouri Ordinance – Don Stockton**
Chairman Don Stockton stated the Parks Committee would like to make a recommendation to the Board of Aldermen to have no smoking in the parks and fairgrounds. The concerns are the second hand smoke and the nuisance of the butts thrown on the ground and toddlers picking them up and putting them in their mouth. Recommendation from the Board of Aldermen was for City Staff and City Attorney Chuck Replogle to use Nixa's example to create an Ordinance which includes all City owned property and bring back to the next meeting.

SET PUBLIC HEARING FOR VARIANCE AT 840 E. JACKSON STREET FOR NOVEMBER 17, 2016 – Doug Hampton with Hampton Lawn & Garden is requesting a variance to reduce the required 20' setback along railroad property to 0' to allow for the construction of a new warehouse and to set the required public hearing. Alderman Herren made a motion to set the Public Hearing for the variance at 840 E. Jackson Street for November 17, 2016 at 6:30 p.m. Alderman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

REFER TO PLANNING & ZONING

- **REPLAT OF LOT 3 BEAR BANK VILLAGE** – First Home Savings Bank is requesting to replat Lot 3 of Bear Bank Village into two lots for future development.

Alderman Foster made a motion to refer the replat of Lot 3 Bear Bank Village to Planning and Zoning. Alderman Herren seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

RESOLUTION NO. 2016-05 MISSOURI TRANSPORTATION ALTERNATIVES PROGRAM – Alderman Foster made a motion to approve the Resolution for phase two. Alderman Loftin seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

RESOLUTION NO. 2016-06 A RESOLUTION AUTHORIZING THE REDEMPTION PRIOR TO MATURITY OF A PORTION OF THE CITY OF MARSHFIELD, MISSOURI, GENERAL OBLIGATION BONDS (STATE REVOLOVING FUND PROGRAM), SERIES 2003; AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH – Alderman Foster made a motion to approve the Resolution for prepayment of bonds. Alderman Loftin seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

AGREEMENT FOR 2016 ASSISTANCE TO FIREFIGHTERS GRANT (AFG) WRITER - Fire Chief Michael Taylor is requesting to go into an agreement with Vickers Consulting Services, Inc. to write the grant for the AFG for the cost of \$600.00. Alderman Herren made a motion to approve the agreement with Vickers Consulting Services, Inc. Alderman Montgomery seconded the motion. The motion passed with four ayes. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

BILL NO. 2016-37 AN ORDINANCE AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF MARSHFIELD, MISSOURI AND VICKERS CONSULTING SERVICES, INC. -

Attorney Chuck Replogle read by title twice the proposed Ordinance approving the agreement between the City of Marshfield, Missouri and Vickers Consulting Services, Inc.

Alderman Foster made a motion to approve the first reading of the proposed Ordinance. Alderman Montgomery seconded the motion. The motion passed with a roll call vote. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

Alderman Montgomery made a motion to approve the second reading of the proposed Ordinance. Alderman Loftin seconded the motion. The motion passed with a roll call vote. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

FUTURE AGENDA ITEMS – Olsson outstanding invoice billing, Olsson contract amendment, Activity Center Civil engineer design bid award, no smoking ordinance, and update on transportation issue at Pine and Hubble.

Break at 8:03 p.m.

CLOSED SESSION – Alderman Montgomery made a motion to enter into closed session Pursuant to Section 610.021.3 of the Revised Statutes of the State of Missouri pertaining to hiring, firing and promoting particular employee at 8:15 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.

Preliminary discussion was held. City Attorney Chuck Replogle determined that the topic was not appropriate for closed session. No action taken.

Alderman Loftin made a motion to enter regular session at 8:23 p.m. Alderman Montgomery seconded the motion. The motion passed in a roll call vote. Voting aye: Foster, Loftin, Montgomery and Herren. Nay: None.

ADJOURN – With no other business appearing before the Board of Aldermen, Alderman Herren made a motion to adjourn the meeting 8:24 p.m. Alderman Loftin 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