

**CITY COUNCIL MINUTES
NOVEMBER 24, 2015**

The Council of the City of Fulton, Missouri, met in regular session on Tuesday, November 24, 2015, in the Council Chambers of City Hall located at 18 E. 4th Street. Present and presiding were: LeRoy D. Benton, Mayor; William R. Johnson, Director of Administration; Courtney Crowson, City Clerk; and Steve Myers, Chief of Police. The meeting was called to order by Mayor Benton at 6:30 p.m. Roll call was taken by the City Clerk, and members of the council present were: Moore, Rehklau, Shiverdecker, Vaughn, and West. Absent were councilmembers Cannell, Chailland, and Pace-Snook. Also present were Kathy Holschlag, Chief Financial Officer; Darrell Dunlap, Superintendent of Utilities; Kyle Bruemmer, Interim City Engineer; Les Hudson, Planning & Protective Services Director; Clay Caswell, Parks & Recreation Director; J.C. Miller, Solid Waste Manager; Jerry Sorte, Assistant Director of Administration; Samantha Bedsworth, Purchasing Agent; Michelle Maupin, Human Resources Director; Assistant Fire Chief, Kevin Coffelt; Bill Whitlow, Tamara Fitzpatrick, Bruce Hackmann, James Noah, Merit McLeod, Tim & Mary Osburn, Walker Wright of The Retail Coach, Patrick Bonnot of MIRMA, Brian Crane, Landon Oxley, Beverly Gray, Mike Haldeman and Darin Wernig, Audio/Video.

INVOCATION:

Invocation was given by Pastor Williamson.

PUBLIC HEARING:

Mayor Benton noted there would be one Public Hearing at tonight's council meeting.

1. To consider vacating the plotted street known as Laura Avenue running East to West from the Mokane Road to Ravine Street and located in Laura C. Whitlow Subdivision #1 and Whit-More Subdivision #1.

Mayor Benton declared this hearing open at 6:33 p.m. There were three calls for anyone wishing to speak in opposition of the matter being considered.

First Call: Is there anyone present who wishes to speak in opposition of this proposed street vacation? There were none.

Second Call: Is there anyone present who wishes to speak in opposition of this proposed street vacation? There were none.

Third and Final Call: Is there anyone present who wishes to speak in opposition of this proposed street vacation? There were none.

There were three calls for anyone wishing to speak in favor of the matter being considered.

First Call: Is there anyone present who wishes to speak in favor of this proposed street vacation? Property owner, Bill Whitlow, came forward to speak in favor of the street vacation and was willing to answer any questions from the council.

Second Call: Is there anyone present who wishes to speak in favor of this proposed street vacation? There were none.

Third and Final Call: Is there anyone present who wishes to speak in favor of this proposed street vacation? There were none. Mayor Benton declared this Public Hearing closed at 6:36 p.m.

Mayor Benton introduced Senator Kaipay of Liberia and asked the Senator to address the council. Senator Kaipay expressed his appreciation for the opportunity to visit and meet the citizens and council of Fulton. Kaipay reported on the conditions of his home country and expressed a desire to learn from the City of Fulton and to continue a partnership between the two entities. Mayor Benton encouraged the Senator to remain in contact with the City of Fulton in the future.

PRESENTATION OF MIRMA GRANTS:

Patrick Bonnot of MIRMA was present to review a list of grants to be awarded to the City of Fulton. Bonnot reported Fulton had received the largest single amount of grant funds and the largest number of individual grants within the association. Bonnot presented the Mayor with a commemorative plaque outlining the \$12,384.00 in grant monies which will be used on specific items to lower liability for the City.

COMMENTS FROM VISITORS:

Mayor Benton asked any attendees not listed on tonight's agenda, but whom wished to address the Council, to please come to the podium, state their name, address and area of concern, and to keep comments under five (5) minutes. A digital timer was administered and monitored by the City Clerk. There were none.

PRESENTATION AND APPROVAL OF MINUTES FOR OCTOBER 27TH AND NOVEMBER 10, 2015:

The Council Meeting minutes for October 27, 2015, were presented for approval.

Motion was offered by Councilman Vaughn and seconded by Councilman Shiverdecker to approve the council meeting minutes for October 27, 2015, as presented. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

The Council Meeting minutes for November 10, 2015, were presented for approval.

Motion was offered by Councilman West and seconded by Councilwoman Rehklau to approve the council meeting minutes for November 10, 2015, as presented. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

FINANCIAL REPORT FOR THE MONTH OF OCTOBER:

Financials for the month of October were presented for approval, and Kathy Holschlag, Chief Financial Officer, was present to answer any questions from the council.

Upon review, motion was offered by Councilman West and seconded by Councilwoman Rehklau to approve the Financial Report for the month of October as presented. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

UNFINISHED BUSINESS:

- a. Update on the new Warehouse Facility.

Kyle Bruemmer, Interim City Engineer, informed the council the service building has been roofed and is the primary focus building at this point. Councilman West noted that he had visited the warehouse facility to review a crack in one of the building's floors and found the crack to be superficial.

- b. Discussion of vegetation burn allowance/permit.

Mayor Benton noted the council had requested to continue discussion on this topic. The Mayor asked Assistant Fire Chief, Kevin Coffelt, to address the council. Coffelt reported that he had met with the City of Mexico and Jefferson City following incidents with open burning. The Fire Department recommends keeping fires contained and controlled. Mayor Benton appointed Councilman Moore to chair a research committee on this topic. Councilman Vaughn and Councilman West volunteered to assist. Meetings of the committee will be scheduled with the City Clerk in the future.

NEW BUSINESS:

Walter Wright of The Retail Coach gave a presentation on the proposed retail recruitment contract between the City of Holts Summit, the City of Fulton, and The Retail Coach. Wright discussed the process of recruiting new, large businesses into the cities and gave an overview of the contract details.

Mayor Benton invited Brian Crane, City Administrator of Holts Summit, to address the council. Crane noted Holts Summit had been in search of the retail recruitment provider who would best suit the needs of their city and were very pleased with the proposal The Retail Coach provided. Crane reported that Holts Summit is enthusiastic and prepared to move forward with both the City of Fulton and The Retail Coach.

Bill Johnson, Director of Administration, said he was excited for this joint effort and believes the venture will be mutually beneficial for both cities. Johnson also noted that Bruce Hackmann will be the point of contact for both Holts Summit and Fulton for this project. Much discussion followed.

Mayor Benton called for a brief intermission at 7:38 p.m. The meeting reconvened at 7:48 p.m.

ORDINANCES:

FIRST READING

Bill No. 1440 was presented for First Reading by Councilwoman Rehklau.

Bill No. 1440 – An Ordinance vacating the plotted street known as Laura Avenue running East to West from the Mokane Road to Ravine Street and located in Laura C. Whitlow Subdivision #1 and Whit-More Subdivision #1.

Motion was offered by Councilwoman Rehklau and seconded by Councilman Vaughn to place Bill No. 1440 for Second Reading at the next regularly scheduled council meeting. Motion carried with five members voting in favor, and three councilmembers (Cannell, Chailland, Pace-Snook) absent.

Bill No. 1441 was presented for First Reading by Councilman Shiverdecker.

Bill No. 1441 – An Ordinance amending Chapter 38, Courts, by repealing Section 38-2 (A), Court Costs, Subsection One (1), and enacting costs of the court in accordance with the Missouri Municipal Division – Court Operating Rule 21.01, Section (A), Subsection Five (5), as revised, pursuant to Section 479.260, RSMo., and establishing an effective date.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Moore to place Bill No. 1441 for Second Reading at the next regularly scheduled council meeting. Motion carried with five members voting in favor, and three councilmembers (Cannell, Chailland, Pace-Snook) absent.

SECOND READING

Bill No. 1437 was presented for Second Reading by Councilman Moore.

Bill No. 1437 – An Ordinance vacating the recorded 50 foot street Right-of-Way of Castlewood Drive to be vacated as shown on the recorded plat of Helm’s Subdivision, running North & South from the South Right-of-Way of Thrush Street to the North Right-of-Way of Helm Street approximately 385 feet. Also running North b& South from the South Right-of-Way of Helm Street to the South Line of said Subdivision 349.76 feet.

Motion was offered by Councilman Moore and seconded by Councilman Shiverdecker to place Bill No. 1437 for Third Reading at this council meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, Pace-Snook) absent.

Bill No. 1437 was presented for Third Reading by Councilman Moore.

Motion was offered by Councilman Moore and seconded by Councilman Shiverdecker to place Bill No. 1437 for Final Passage at this council meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, Pace-Snook) absent.

Roll call vote of the members of the council were as follows: Moore, YES; Rehklau, YES; Shiverdecker, YES; Vaughn, YES; West, YES. Bill No. 1437, having received the affirmative vote of five members of the council, was declared passed by the President of the Council.

Bill No. 1438 was presented for Second Reading by Councilman West.

Bill No. 1438 – An Ordinance adopting an official Budget and Capital Improvement Program and appropriating the funds of the City for the fiscal year beginning January 1, 2016, and ending December 31, 2016.

Motion was offered by Councilman West and seconded by Councilman Vaughn to place Bill No. 1438 for Third Reading at the next council meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

Bill No. 1439 was presented for Second Reading by Councilman Shiverdecker.

Bill No. 1439 – An Ordinance amending Chapter 14, Animals, to amend the required Rabies Vaccinations to be administered every three (3) years, adoption fees as established by City Council, amending impounding fees as established by City Council, and establishing an effective date.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Moore to place Bill No. 1439 for Third Reading at this council meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

Bill No. 1439 was presented for Third Reading by Councilman Shiverdecker.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Moore to place Bill No. 1439 for Final Passage at this council meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

Roll call vote of the members of the council were as follows: Rehklau, YES; Shiverdecker, YES; Vaughn, YES; West, YES; Moore, YES. Bill No. 1439, having received the affirmative vote of five members of the council, was declared passed by the President of the Council.

THIRD READING

Bill No. 1434 was presented for Third Reading by Councilman Vaughn.

Bill No. 1434 – An Ordinance repealing Ordinance Number 1218-08, establishing Electric Rate of the City of Fulton, Missouri, enacting a new ordinance, and establishing an effective date.

Motion was offered by Councilman Vaughn and seconded by Councilman Shiverdecker to place Bill No. 1434 for Final Passage at this council meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, and Pace-Snook) absent.

Roll call vote of the members of the council were as follows: Shiverdecker, YES; Vaughn, YES; West, YES; Moore, YES; Rehklau, YES. Bill No. 1434, having received the affirmative vote of five members of the council, was declared passed by the President of the Council.

REPORT OF THE DIRECTOR OF ADMINISTRATION:

The Director of Administration Report for October was presented to the council for review. Mayor Benton noted that any department heads at this meeting were available to answer questions from the council.

Upon review, motion was made by Councilman West and seconded by Councilwoman Rehklau to accept the Report of the Director of Administration for October as presented. Motion carried with five councilmembers voting in favor, and three councilmembers (Cannell, Chailland, Pace-Snook) absent.

BOARD AND COMMISSION MEETING REPORTS:

a. The Traffic Commission report was given by Interim City Engineer, Kyle Bruemmer. Bruemmer noted that Fulton Public Schools were still experiencing difficulty with the new “No Parking” zone on Hickman Avenue and would also like to see another “No Parking” zone for St. Francis Street near Bartley Elementary. Bruemmer said that enforcement of the ordinance has been and will continue to be a focus for this issue.

b. The Public Utility Board was unable to meet due to lack of a quorum. No report was given.

APPOINTMENTS:

Mayor Benton said he did not have any appointments to be presented at this council meeting.

ANNOUNCEMENTS:

Mayor Benton said he did not have any announcements for this council meeting.

EXECUTIVE SESSION:

Mayor Benton said there was no need for an Executive Session at this council meeting.

ADJOURNMENT:

There being no further business to come before the council, motion was offered by Councilman Shiverdecker and seconded by Councilman Vaughn to adjourn this meeting. Motion carried with five members of the council voting in favor, and three councilmembers (Cannell, Chailland, Pace-Snook) absent. The meeting adjourned at 8:21 p.m.

LeRoy D. Benton
Mayor

Courtney Crowson
City Clerk