

**CITY COUNCIL MINUTES
OCTOBER 23, 2018**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, October 23, 2018 in the Council Chambers of City Hall located at 18 E. 4th Street. Present and presiding were: Steve Moore, Deputy Mayor; William R. Johnson, Director of Administration; Courtney L. Crowson, City Clerk; and Steve Myers, Chief of Police. The meeting was called to order by Deputy Mayor Moore at 6:30 p.m. Roll call was taken by the City Clerk, and members of the council present were: Braun, Moore, Rehklau, Shiverdecker, Simmons, and Stone. Absent were Councilmembers Chailland and Vaughn. Also present were: Kathy Holschlag, Chief Financial Officer; Darrell Dunlap, Superintendent of Utilities; Kyle Bruemmer, Interim City Engineer; Dennis Houchins, Planning & Protective Services Director; Kevin Coffelt, Fire Chief; Clay Caswell, Parks & Recreation Director; Robert Boone, Assistant Director of Administration; Michelle Maupin, Human Resources Director; Pastor Bruce Williamson; Mike Haldeman and Darin Wernig, Audio/Video; and visitors: Rebecca Dunger Peak, Bobby Mealy, Linda Mealy, Lowe Cannell, Les Hudson, and Deanna Hudson.

INVOCATION:

Invocation was given by Pastor Williamson.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Pastor Williamson.

COMMENTS FROM VISITORS:

Deputy Mayor Moore 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.

PUBLIC HEARING:

- a. For the purpose of presenting for consideration the adoption of the proposed 2019 City of Fulton Budget and Three Year Capital Program.

Deputy Mayor Moore declared this hearing open at 6:34 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 matter?

There were none.

Second Call: Is there anyone present who wishes to speak in opposition of this matter?

There were none.

Third and Final Call: Is there anyone present who wishes to speak in opposition of this matter?

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 matter?

There were none.

Second Call: Is there anyone present who wishes to speak in favor of this matter?

There were none.

Third and Final Call: Is there anyone present who wishes to speak in favor of this matter?

There were none.

Deputy Mayor Moore declared the public hearing closed at 6:35 p.m.

APPROVAL OF THE CONSENT AGENDA:

The following items were distributed to each member of the City Council for review and study as a part of their council packet. City Clerk, Courtney Crowson presented each item and stated the council may choose to remove any item from the Consent Agenda for discussion at this time.

- a. Approval of the City Council meeting minutes of August 28, 2018.
- b. Approval of the City Council meeting minutes of September 11, 2018.
- c. Approval of the City Council meeting minutes of October 9, 2018.
- d. Approval of the Director of Administration Report of September.
- e. Appointment of Becky McCue to the Tourism Board as a City Representative.
 - i. McCue's term will expire 12/31/2021, as this is a new appointment.
- f. Appointment of Dennis Houchins as the City Representative to the Mid-Missouri Regional Planning Commission.
- g. Acknowledgement of the following Board and Commission Reports:
 - i. Human Rights Commission – July 30, 2018
 - ii. Planning & Zoning Commission – August 6, 2018
 - iii. Historic Preservation Commission – September 18, 2018
 - iv. Public Utility Board – September 24, 2018
- h. Approval of a request from the Brick District for the annual Downtown Trick-or-Treating event to be held Wednesday, October 31, 2018 from 3:30 – 6:00 p.m.
 - i. This request has been approved by Chief Myers and will require the closure of Court Street from Fifth to Seventh Street. The group will be responsible for placing barricades, and the drive-through at CVS Pharmacy will be left accessible for customers.
- i. Approval of a request from Martha McGrath for the Jaycee's Annual Christmas Parade to be held Saturday, December 1, 2018 at 1:00 p.m.

- i. This request has been approved by Chief Myers and will require Police assistance throughout the parade route.
- j. Approval of a request from the Brick District for wagon rides to be held in conjunction with the annual Holiday Sneak Peek to be held Friday, November 2, 2018 from 5:00 – 8:30 p.m. in downtown Fulton.
 - i. This request has been approved by Chief Myers and there are no anticipated changes from years past.

Motion was offered by Councilman Braun and seconded by Councilman Shiverdecker to approve the Consent Agenda, as presented. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

PRESENTATION AND ACCEPTANCE OF THE FINANCIAL REPORT FOR THE MONTH OF SEPTEMBER:

The Financial Report for the month of September 2018 was presented for acceptance, and Chief Financial Officer, Kathy Holschlag was present to answer any questions from the council.

Holschlag reported there are eight months of sales tax recorded, and figures are approximately 1.7% ahead of figures during this period of time in 2017. Holschlag noted the Fire Department encumbered expenses related to the purchase of breathing apparatuses and provided a brief overview of each fund.

Following some review, motion was offered by Councilman Shiverdecker and seconded by Councilwoman Rehklau to accept the Financial Report for the month of September, as presented. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

UNFINISHED BUSINESS:

- a. Parks & Recreation project discussion.

Clay Caswell, Parks & Recreation Director, stated that during the October 9, 2018 meeting, he reported that the Park Board would like to proceed with taking both projects (a Community Center and a Baseball/Softball Complex) to the bidding stage. Bill Johnson, Director of Administration, noted that Mayor Benton has scheduled a walk-through of Rice Hall, a potential option for the community center located on the Missouri School for the Deaf campus, for November 1, 2018. Johnson stated he believes if the council is willing to utilize Rice Hall, there is a possibility to accomplish both projects. However, funds for renovations and expansions to Rice Hall will be very limited.

Councilman Simmons asked when the city will know if/when Rice Hall will be available, and whether or not it is worth keeping on the list as a possible contender. Councilwoman Rehklau stated she is familiar with the facility and knows there were many issues with the building and how it was able to be utilized. Councilman Braun stated he believes the City Council should follow the recommendation of the Park Board and proceed with taking both projects to the bidding stage and establishing design plans for a community center.

Deputy Mayor Moore stated he believes the council should tour the facility on November 1st prior to making a decision. Caswell noted SFS Architects are currently on hold until the council decides whether or not to continue with engineering services and the costs associated with the design phase.

Councilman Shiverdecker stated there was a motion at the October 9, 2018 council meeting to proceed with both projects. The motion, however, was tabled in order for the council to hold another retreat to discuss further details.

Councilman Stone asked what effect, if any, it would have on the current architect contract should the council wait until the November 13, 2018 meeting in order to make a decision. Caswell stated that any delay would continue a hold with the architects, thus causing an extended lag in any progress for the city. Caswell reminded the council that the Park Board was opposed to pursuing Rice Hall.

Councilman Stone said he would like to wait on reviving the motion in order to allow for a tour of Rice Hall. Motion was offered by Councilman Braun and seconded by Councilman Shiverdecker to remove the tabled motion from the October 9, 2018 meeting. Motion carried with five members of the council voting in favor, one member (Moore) opposed, and two members (Chailland, Vaughn) absent.

The original motion from October 9, 2018, made by Councilman Stone and seconded by Councilman Braun "to continue forward with both projects by taking them both to the bidding stage" was then placed before the council for consideration. Motion carried with five members of the council voting in favor, one member (Moore) opposed, and two members (Chailland, Vaughn) absent.

NEW BUSINESS:

There was no New Business for consideration at this meeting.

COUNCIL CONCERNS:

Councilwoman Rehklaue noted October 22-26 is Fall Cleanup Week and encouraged everyone to participate.

Councilman Braun expressed concern with concrete recently poured at the corner of Business 54 and Collier Lane, stating it was poured yesterday and is already in use. Kyle Bruemmer, Interim City Engineer, stated crews likely utilizes a concrete mix that cures quickly in order to expedite the process.

RESOLUTIONS:

There were no Resolutions for consideration at this meeting.

ORDINANCES:

FIRST READING

Bill No. 1517 was presented for First Reading by Councilman Braun.

- a. Bill No. 1517: An Ordinance adopting an official Budget and Capital Improvement Program and appropriating the funds of the city for the fiscal year beginning January 1, 2019 and ending December 31, 2019.

Motion was offered by Councilman Braun and seconded by Councilman Simmons to place Bill No. 1517 for Second Reading at the next regularly-scheduled council meeting. Councilman Braun stated he believes the retreats the council held were very informative and beneficial. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Johnson stated Bill No. 1518 will handle the first derelict property the city has had donated and thanked Dennis Houchins, Planning & Protective Services Director, for his continued work on this project.

Bill No. 1518 was presented for First Reading by Councilwoman Rehkla.

- b. Bill No. 1518: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to declare a tract of land located at 206 Ravine Street to be surplus property, authorizing its distribution, and establishing an effective date.

Motion was offered by Councilwoman Rehkla and seconded by Councilman Braun to place Bill No. 1518 for Second Reading at the next regularly-scheduled council meeting. Councilman Braun asked if the \$4,000.00 bond requirement will be included in the bid packet to ensure someone follows through with the improvements. Johnson stated this will be an administrative decision. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

SECOND READING

Bill No. 1514 was presented for Second Reading by Councilman Shiverdecker.

- a. Bill No. 1514: An Ordinance re-classifying, under the zoning ordinance, certain land in the City of Fulton, Missouri, known as 711 and 715 Nichols Street and establishing an effective date.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Simmons to place Bill No. 1514 for Third Reading at tonight's council meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Bill No. 1514 was presented for Third Reading by Councilman Shiverdecker.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Stone to place Bill No. 1514 for Final Passage at tonight's council meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Roll call vote of the members of the council was as follows: Moore, YES; Rehkla, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES. Bill No. 1514, having received the affirmative vote of six members of the council, was declared passed by the Deputy Mayor.

Bill No. 1515 was presented for Second Reading by Councilman Stone.

- b. Bill No. 1515: An Ordinance amending Section 110-248, Speed Limits. Paragraph (2) of the Code of the City of Fulton, Missouri, by adding Old Jefferson City Road, from Cote Sans Dessein Road to 750 feet southwest of the First Assembly of God (605 Old Jefferson City Road), establishing this section of roadway as a school zone, and establishing an effective date.

Motion was offered by Councilman Stone and seconded by Councilman Braun to place Bill No. 1515 for Third Reading at tonight's council meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Bill No. 1515 was presented for Third Reading by Councilman Stone.

Motion was offered by Councilman Stone and seconded by Councilwoman Rehkla to place Bill No. 1515 for Final Passage at tonight's council meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Roll call vote of the members of the council was as follows: Rehkla, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES; Moore, YES. Bill No. 1515, having received the affirmative vote of six members of the council, was declared passed by the Deputy Mayor.

Bill No. 1516 was presented for Second Reading by Councilman Stone.

- c. Bill No. 1516: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute an Agreement with the County of Callaway, Missouri, for Public Emergency Communications Operations for the City of Fulton for the year 2019.

Motion was offered by Councilman Stone and seconded by Councilwoman Rehkla to place Bill No. 1516 for Third Reading at tonight's council meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Bill No. 1516 was presented for Third Reading by Councilman Stone.

Motion was offered by Councilman Stone and seconded by Councilman Shiverdecker to place Bill No. 1516 for Final Passage at tonight's council meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent.

Roll call vote of the members of the council was as follows: Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES; Moore, YES; Rehkla, YES. Bill No. 1516, having received the affirmative vote of six members of the council, was declared passed by the Deputy Mayor.

ANNOUNCEMENTS:

- a. The Fulton Stream Team will host the 3rd Annual Scream Clean event on Sunday, October 28, 2018 from 1:00 – 3:00 p.m. For additional information, contact the Engineering Department at

573-592-3111.

- b. The remaining 2018 City Council meetings will be held November 13th, November 27th, and December 11th.

EXECUTIVE SESSION:

Deputy Mayor Moore said there was not a need for an Executive Session at tonight's meeting.

ADJOURNMENT:

There being no further business to come before the council, motion was offered by Councilman Shiverdecker and seconded by Councilman Stone to adjourn this meeting. Motion carried with six members of the council voting in favor, and two members (Chailland, Vaughn) absent. The meeting adjourned at 7:18 p.m.

LeRoy D. Benton
Mayor

Courtney L. Crowson, MRCC
City Clerk