

**CITY COUNCIL MINUTES
DECEMBER 18, 2018**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, December 18, 2018 in the Council Chambers of City Hall located at 18 E. 4th Street. Present and presiding were: Mayor LeRoy D. Benton; William R. Johnson, Director of Administration; Courtney L. 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: Braun, Chailland, Moore, Rehklau, Shiverdecker, Simmons, Stone, 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; Jenny Gray of THE FULTON SUN; Mike Haldeman and Darin Wernig, Audio/Video; and visitors: Bill Whitlow, Robert Wilson, Kerry Newman, Valerie Sebacher, Misty Maupin, Chas Maupin, Larry Doyle Jr., Beverly Gray, Shane Clines, and Bobby Washington.

INVOCATION:

Invocation was given by Pastor Williamson.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Pastor Williamson.

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.

Beverly Gray, 112 W. Oliver, thanked the Parks & Recreation Department for their work with the annual Field of Joy. Ms. Gray expressed also expressed concerns with the traffic monitor at Wood Street as she does not believe people pay attention to it. She would like to see a flashing speed monitor similar to the one near Bartley Elementary School.

Misty Maupin, 6270 Cedar Oaks Dr., stated she is the Cub Master of Pack 52 and expressed concerns with the council's recent passage of a policy requiring all groups to pay for parks facilities and shelters. Ms. Maupin stated she has twenty-five boys and girls who use the Scout Cabin currently and they rely on being able to use the facility at no charge. Maupin stated her group volunteers with many community programs throughout the year, and the Scout Program helps many local children become leaders within our community. Maupin requested the council continue allowing scout troops to utilize the Scout Cabin at no charge, as has been the policy for many years.

Darrell Dunlap, Superintendent of Utilities, and Micah Harris, Assistant Electric Supervisor, were present to show the council the breaker from the Dollar General Warehouse. Thursday, staff located a bushing that had blown inside the breaker cabinet. Harris stated Dollar General was willing and able to take an outage at 2:00 a.m. in order to take the plant down and commence repairs for approximately one half hour.

Following repairs, the plant was able to resume operations. Bill Johnson, Director of Administration, stated he asked Dunlap and Harris to provide an insight into what the crews do in a 24 hours span, and to show that the city attempts to always work with the customer in order to cause the least amount of hardship and difficulty.

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. Mayor Benton 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 November 27, 2018.
- b. Approval of the Director of Administration Report of November.
- c. Acknowledgement of the following Board and Commission Reports:
 - i. Human Rights Commission – October 29, 2018.

Councilman Moore thanked Mayor Benton, Courtney Crowson, and Laure Long for their work on the recent Jane Bierdeman-Fike Awards Ceremony. Motion was offered by Councilman Vaughn and seconded by Councilman Simmons to approve the Consent Agenda, as presented. Motion carried with eight members of the council voting in favor.

UNFINISHED BUSINESS:

- a. Recreation/Community Center update.

Clay Caswell, Parks & Recreation Director, introduced Gary Newman of SFS Architecture to discuss the work the firm has been doing over the past few months and to provide estimates for a proposed community center.

Newman provided three sample site plans, noting additional areas designated to house future aquatic and banquet centers. The largest layout could accommodate a multi-level space, offices, classrooms, areas for cardio, concessions, basketball, and wrestling needs. Newman stated the layout has an open floor plan in order to have maximum flexibility in scheduling and usage. The following two designs were smaller in scale, and Newman noted the compact designs would drastically reduce the usability options.

Much discussion followed. The proposed designs were estimated to cost \$6 million (largest, most varied design), \$5 million (smaller, similar to the YMCA with limited usage), and a \$4 million option (smallest, primarily a basketball court). Some discussion was held as to whether or not the \$6 million option had excess space. Caswell stated he doesn't feel there is unused space in this option, and he believes the citizens passed the ½ cent sales tax in 2016 in order to have a quality facility with multi-use opportunities.

Councilman Braun asked if the \$6 million option included a banquet center. Newman stated none of the options included a finished banquet center, but the space could be added as a bid-alternate. Newman estimated a cost of nearly \$1 million to build and finish the space.

Councilman Vaughn stated he believes the city should build the facility now, rather than trying to piece things together in the future. Councilman Braun stated the city cannot only consider the budget, and must take quality of life into consideration for the community. Councilmembers Rehkla, Shiverdecker, and Vaughn echoed this sentiment.

Following much discussion, Councilman Stone asked when the project could be taken to bid. Caswell stated the project is estimated to go out for bid in late February or March, and the city is likely looking at ten to twelve months of construction.

b. Recycling Program discussion.

Robert Boone, Assistant Director of Administration, provided an overview of recycling information distributed in the council packet. Boone reinforced the importance of citizen education regarding items that are recyclable and those that are not. Included in Boone's information was an estimate from the City of Columbia to partner with Fulton for a price of \$45/ton of recyclables. Callaway Recycling also expressed interest in partnering with Fulton, but required a list of accommodations.

Councilman Vaughn stepped away from the meeting at 7:42 p.m.

Johnson also stated the city could stay the course and review rates as we receive invoices, drop recycling services completely, or pursue one of the aforementioned options. Johnson continued that the city does not know what options may be available in the upcoming months, and the currently recycling market is very volatile. Some discussion followed.

Johnson recommended continuing operations as usual and to re-evaluate the situation in five or six months. Councilman Moore stated he believes it is important for the city to educate the community along the way so Fulton's recyclable output is more appealing in the future.

c. Tanglewood Clubhouse discussion.

Mayor Benton stated there were no bids received for the Tanglewood Operations Proposal. The hiring of a clubhouse manager will continue.

Mayor Benton recessed the council for a brief break at 7:52 p.m. The council, including Councilman Vaughn, reconvened at 8:02 p.m.

NEW BUSINESS:

a. Scout Cabin discussion.

Johnson stated the council adopted a fee policy requiring all reservations to pay for facility usage, but the city neglected to omit the scout troops from continuing their usage of the Scout Cabin at no cost.

Motion was offered by Councilman Stone and seconded by Councilman Braun to waive the fees for Scout Troops to utilize the Scout Cabin for their meetings. Motion carried with eight members of the council voting in favor.

b. Roll-off Truck discussion.

Johnson stated the city went through the bidding process a few months ago to order a new truck chassis. Months after being awarded the bid, the company stated they had not ordered the item and were unable

to honor their bid price.

The city put together another bid to buy a roll-off truck off the lot, and figures came in around \$151,000.00 with a trade for the current truck falling between \$20,000.00 and \$30,000.00. Johnson stated he is looking for permission from the council to buy the new truck and dispose of the current roll-off. Johnson also noted the vendor who was unable to honor their price has been removed from bidding with the city for a year.

Motion was offered by Councilman Chailland and seconded by Councilman Simmons to purchase the new, complete unit for \$151,000.00, and to proceed with the procedure to surplus the original truck. Motion carried with eight members of the council voting in favor.

COUNCIL CONCERNS:

Councilwoman Rehkla asked that the council only speak and discuss when recognized by the Mayor as there has been a lot of extra chatter this evening.

Councilman Stone stated he would like to see sidewalks placed between Collier Lane and Westminster Avenue along Business 54. Johnson state Kyle Bruemmer, Interim City Engineer, has put together a TAP Grant application for this exact project.

Bruemmer came forward and discussed the presentation the city recently made regarding the grant. According to Bruemmer, if the city receives funding, the project could be completed in 2020, and would require authorization from MODOT as the stretch of roadway is state-controlled. Bruemmer estimates the project could be in the realm of \$525,000.00.

Councilman Braun stated he has received many concerns from citizens regarding bubbling, wash boarding, and chipping pavement along the Business 54 project. Bruemmer stated he has been in contact with the contract overseeing the improvements, and there are ongoing conversations regarding these issues. Bruemmer stated the contractor will have to come back to repair any issues. Mayor Benton also stated the project is not complete and there will be time for repairs and completion.

Councilman Braun asked for an update on the property on Sixth Street, an ongoing issue in the eyes of many citizens. Dennis Houchins, Planning & Protective Services Director, stated he and Johnson have been in near-constant contact with Tom Riley, the city's attorney handling this matter. The city will pursue the trial and litigation on the original case regarding the safety of the structure.

Councilman Vaughn stated he understands there are legal issues around handling the Sixth Street property, but he does not understand why the property cannot be cleaned up and the derelict cars removed. Houchins stated the city is handling the matter through the court system and following the new nuisance code enacted by the City Council.

Councilman Vaughn stated he has received multiple complaints about speeding through Herring Subdivision and would like to see the speed limit lowered. Councilman Vaughn would also like to see the speed radar moved from Wood Street to Herring. Bruemmer will look into this.

Councilman Moore stated he appreciates the work of Administration and staff this past year.

RESOLUTIONS:

Resolution No. 3323 was presented for consideration by Councilman Simmons.

- a. Resolution No. 3323: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to the Volkswagen Trust Government Truck Program and authorizing the city's monetary match.

Motion was offered by Councilman Simmons and seconded by Councilman Chailland to adopt Resolution No. 3323 at tonight's council meeting. Johnson stated there is approximately \$6 million of grant funding available statewide, and he believes the city will be very fortunate to have its application awarded. If costs exceed budgeted numbers, the funds will come from department reserves as each truck has a dedicated funding source. Motion carried with eight members of the council voting in favor.

Resolution No. 3324 was presented for consideration by Councilman Stone.

- b. Resolution No. 3324: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to the Settlement Agreement and Release between the City of Fulton and Lehman Construction LLC, pertaining to improvements made to the city's Wastewater Treatment Plant, in addition to any documents or change orders necessary to bring the project to closure.

Motion was offered by Councilman Stone and seconded by Councilwoman Rehkla to adopt Resolution No. 3324 at tonight's council meeting. Motion carried with eight members of the council voting in favor.

ORDINANCES:

THIRD READING

Bill No. 1520 was presented for Third Reading by Councilman Vaughn.

- a. Bill No. 1520: An Ordinance authorizing the conversion of city property, historically used as a means of access from Churchill Road, into a Right of Way for a private development establishing a name for said Right of Way, and establishing an effective date.

Motion was offered by Councilman Vaughn and seconded by Councilman Braun to place Bill No. 1520 for Final Passage at tonight's council meeting. Motion carried with eight members of the council voting in favor.

Roll call vote of the members of the council was as follows: Chailland, YES; Moore, YES; Rehkla, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Vaughn, YES; Braun, YES. Bill No. 1520, having received the affirmative vote of eight members of the council, was declared passed by the President of the Council.

ANNOUNCEMENTS:

- a. Candidate packets for the offices of Mayor, City Attorney, and 1st – 4th Ward Councilmembers are available in the office of the City Clerk, M-F 8:00 a.m. to 5:00 p.m. Candidate filing opens December 11, 2018 at 8:00 a.m. and closes January 15, 2019 at 5:00 p.m. For additional information, contact the City Clerk at 573-592-3111.

- b. The next City Council meeting will be held Tuesday, January 8, 2019. A Work Session will commence at 6:30 p.m. with Regular Session to follow at 7:00 p.m.
- c. The Callaway Chamber of Commerce Annual Banquet will be held Thursday, January 24, 2019, at 54 Country in Fulton. Councilmembers and Department Heads who wish to attend should RSVP with the City Clerk no later than Friday, January 18, 2019.

EXECUTIVE SESSION:

Mayor Benton 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 Braun to adjourn this meeting. Motion carried with eight members of the council voting in favor. The meeting adjourned at 8:34 p.m.

LeRoy D. Benton
Mayor

Courtney L. Crowson, MRCC
City Clerk