

**CITY COUNCIL MINUTES**  
**JUNE 11, 2019**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, June 11, 2019 in the Council Chambers of City Hall located at 18 E. 4th Street. Present and presiding were: Mayor Lowe Cannell; William R. Johnson, Director of Administration; Courtney L. Crowson, City Clerk; and William Ladwig, Police Lieutenant. The meeting was called to order by Mayor Cannell at 7:00 p.m. Roll call was taken by the City Clerk, and members of the council present were: Moore, Pace-Snook, Sebacher, Shiverdecker, Simmons, and Stone, and Braun. Absent was Councilwoman Rehklau. 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: Patrick Payne, David Beaver, and David Hollabaugh.

**INVOCATION:**

Invocation was given by Pastor Williamson.

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Pastor Williamson.

**COMMENTS FROM VISITORS:**

There were none.

**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 Cannell presented each item and stated the council may choose to remove any item from the Consent Agenda for discussion at this time.

- a. Re-Appointment of Carmen Brandt to the Human Rights Commission.
- b. Approval of a request from David Beaver for the 8<sup>th</sup> Annual Independence Day Parade on Thursday, July 4, 2019 at 11:00 a.m.
  - i. The request has been reviewed and approved by Chief Myers.

Councilman Stone stated there was a session on nepotism at the recent MML Elected Officials Training concerning consent agendas and voting on the appointment of a relative. Councilman Stone stated he would like to remind the council that voting on any matter relating to a relative equates to the forfeiture of the elected office.

Motion was offered by Councilman Shiverdecker seconded by Councilman Braun to approve the Consent Agenda, as presented. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

**UNFINISHED BUSINESS:**

- a. Recreation Center discussion.

Bill Johnson, Director of Administration, stated this item was added to the agenda as some councilmembers wanted to further discuss how the project would be funded and what the city will be able to afford. Clay Caswell, Parks & Recreation Director, provided an updated packet of information for the council that included financing options, operational estimations, and proposed floor plans.

Caswell stated that without the income of the baseball/softball complex, potential Parks & Recreation income would be lost. Councilman Simmons expressed concern with the expenditure of an additional \$2,000,000.00 in the hopes that the complex could generate any revenue. Caswell continued that the data is derived from years of research, experience, and professional estimations.

Councilman Simmons asked if the department has considered the additional staffing, management, and equipment costs that will be necessary to properly run the complex. Caswell stated this information has been taken into consideration, and if ran properly and incentivized, the complex should generate funds.

Councilman Braun said it would be beneficial to have the parks leagues play at the new complex in order to aid parents with multiple children who play in league games. Caswell agreed and stated he believes that having a central complex will assist families with multiple children and will boost the local economy.

Caswell said he believes that if there was more facility variety within central Missouri, leagues would grow in this area. Currently, families who have children playing competitive league ball are forced to travel great distances.

Councilman Simmons asked if the department has considered grants for the community center. Caswell stated the department is always on the lookout for applicable grants, but as of this time, there has not been a great deal of grants that could assist with the community center project.

Councilman Stone said his estimations show that the current tax rate would support a \$5,300,000.00 and \$6,000,000.00 facility's debt payment. Mayor Cannell noted that if all of the money is exhausted for the recreation center, there will not be an opportunity to build any additional facilities, and there will be ongoing costs to maintain the recreation center.

Caswell stated it is important to enter the baseball/softball complex proposal realistically, as it will take a few years for the facility to be profitable. But if the city should move ahead with both the recreation center and the baseball/softball complex, revenue from the complex could be used to aid the recreation center.

Councilman Simmons asked if bids have been sent out for the projects. Caswell reported the recreation center has been placed for bid, and he estimates the baseball/softball complex will go out for bid in the near future.

Mayor Cannell asked if the council felt more comfortable with the estimations and possible funding sources following Caswell's explanation. Councilman Moore stated he does not feel comfortable because he doesn't feel there is a realistic list of amenities that the public can be assured will be included. Councilman Moore stated he believes the Park Board and Parks & Recreation Department need to be willing to remove some amenities in order to fit within a defined budget. Caswell stressed that the Park Board and Department have spent many years creating a master plan, finding funding sources, surveying the community, and on the facility proposal itself. Caswell continued that "it is important to give the community what they voted in the sales tax for".

Councilman Shiverdecker stated he believes it is important for the council to remember that the sales tax passed in order to aid in funding these projects – not to fund them entirely. Councilman Braun said there have been many projects funded over the past eight years, and the city has always been able to find the money it needs; this should be no different.

Councilman Braun continued by saying that he feels it is important for the council to move forward and provide what was promised to the community. Councilman Simmons stated he believes it is his responsibility as an elected official to be fiscally responsible.

#### **NEW BUSINESS:**

- a. City holiday lighting discussion.

Johnson said the community acquired the current decorations 25-30 years ago, and the Electric Department has narrowed down the decorations down to the final, useable batch. Johnson said the Chamber had been used as a pass-through to purchase the decorations and funds were sourced from private donors. The city provided the Chamber notice in 2017 that the 2018 holiday season would be the final season for these decorations as they're becoming unusable, wiring is deteriorating, and they have gone beyond their expected life.

Councilman Simmons noted that with the implementation of the new decorative light poles, there will no longer be holiday decorations along Business 54, but there would still be an opportunity to decorate Court Street and the downtown area. Johnson said the Electric Department will attempt to find 25-30 acceptable decorations for downtown.

Councilman Stone made contact with some entities at the recent retail conference who may be able to assist the city in acquiring new decorations at a lower cost. Johnson said he reached out to see if any scout troops would be interested in rehabbing the decorations as a community project, and he will continue to look at all viable options.

Councilman Moore and Councilman Simmons expressed they would hate to see the decorations no longer placed. Johnson stated the garlands that swoop across Court Street will likely no longer be used as there are concerns with attaching them to the buildings.

#### **COUNCIL CONCERNS:**

Councilman Moore thanked Kyle Bruemmer, Interim City Engineer, and his department for quickly handling and repairing an issue with sidewalks near the bridge at William Woods University.

Councilwoman Pace-Snook stated she attended a session at Elected Officials Training about liability and risk management, and she would like the city to review our sidewalks and culverts to insure there are no safety concerns. Bruemmer said the city currently inventories the sidewalks, but there is area for improvement.

Councilman Braun stated he believes more should be done in regards to City Hall security following the recent employee surveys. Mayor Cannell asked if there has been any conflict resolution and/or active shooter training for employees. Johnson said this will be reviewed and hopefully implemented in the next few months.

Councilman Stone stated he reached out to the local scout troops to gauge their interest in inventorying

the trees affected by the ash borer (following a discussion at the previous council meeting). Councilman Stone stated there may be some interest from the troops in taking on this project.

#### **RESOLUTIONS:**

There were no Resolutions for consideration at this meeting.

#### **ORDINANCES:**

##### **SECOND READING**

Bill No. 1540 was presented for Second Reading by Councilman Braun.

- a. Bill No. 1540: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to an application for federal and state assistance for the Elton Hensley Memorial Airport to assist with new hangars and approving the city's local match of not-to-exceed ten percent of project costs.

Motion was offered by Councilman Braun and seconded by Councilman Stone to place Bill No. 1540 for Third Reading at the next regularly-scheduled council meeting.

Councilman Braun provided a sheet of information he had compiled relating to the airport's hangar lease rates, fuel charges, revenue shortcomings, and his concerns with continuing to fund capital projects that place the airport in the red annually.

Councilman Braun compared the costs of the city's hangars to the costs to rent a similarly-sized storage unit in town, and noted the city's rates don't come close. Councilman Simmons stated the city currently has grant money available and risks losing the funds accumulated over the past three years if the money is not utilized. Bruemmer said he disagrees with Councilman Braun's assessment that the airport continues to lose funds. Johnson clarified that in the years the airport has no capital expenditures, the fund can remain profitable to the tune of \$60,000.00. However, due to the high cost of capital projects, the fund sees a loss during years where capital expenditures are made.

Bruemmer stated the airport is currently in better shape than it was fifteen years ago, and by choosing not to build additional hangars, the city will lose the opportunity for additional revenue. Bruemmer introduced David Hollabaugh, Treasurer of the Kingdom Pilot's Association and local pilot. Hollabaugh stated he believes leaving money on the table is the wrong decision, and he feels the city would be negligent to not take advantage of the funding available. Hollabaugh continued by addressing a variety of projects that could be completed with the available funding, and said one year of revenues at the airport could pay for the city's 10% match for these grant funds.

Much discussion followed. Bruemmer stated he has scaled the project back to the money the city has available for its 10% match and the runway lights will be addressed. Johnson said that based on the scaled back project and improvements, he would recommend moving forward.

Motion carried with six members of the council voting in favor, one member (Braun) opposed, and one member (Rehklau) absent.

Bill No. 1543 was presented for Second Reading by Councilwoman Sebacher.

- b. Bill No. 1543: An Ordinance authorizing the Mayor and City Clerk, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to a Contract with the Collector and County Commissioners of Callaway County, Missouri, relating to the collection of taxes, with the contract period commencing upon approval through June, 2023.

Motion was offered by Councilwoman Sebacher and seconded by Councilman Moore to place Bill No. 1543 for Third Reading at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Bill No. 1543 was presented for Third Reading by Councilwoman Sebacher.

Motion was offered by Councilwoman Sebacher and seconded by Councilman Moore to place Bill No. 1543 for Final Passage at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Roll call vote of the members of the council was as follows: Moore, YES; Pace-Snook, YES; Sebacher, YES; Shiverdecker, YES; Simmons, YES; Stone YES; Braun, YES. Bill No. 1543, having received the affirmative vote of seven members of the council, was declared passed by the President of the Council.

Bill No. 1544 was presented for Second Reading by Councilman Simmons.

- c. Bill No. 1544: An ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to approve Plat Six for Southwind Estates Subdivision.

Motion was offered by Councilman Simmons and seconded by Councilwoman Pace-Snook to place Bill No. 1544 for Third Reading at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Bill No. 1544 was presented for Third Reading by Councilman Simmons.

Motion was offered by Councilman Simmons and seconded by Councilman Stone to place Bill No. 1544 for Final Passage at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Roll call vote of the members of the council was as follows: Pace-Snook, YES; Sebacher, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES; Moore, YES. Bill No. 1544, having received the affirmative vote of seven members of the council, was declared passed by the President of the Council.

Bill No. 1545 was presented for Second Reading by Councilman Moore.

- d. Bill No. 1545: An Ordinance authorizing the use of private golf carts on Tanglewood Golf Course for the residents of Tanglewood Business Park and Tanglewood Subdivision, and establishing an effective date.

Motion was offered by Councilman Moore and seconded by Councilman Shiverdecker to place Bill No. 1545 for Third Reading at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Bill No. 1545 was presented for Third Reading by Councilman Moore.

Motion was offered by Councilman Moore and seconded by Councilwoman Pace-Snook to place Bill No. 1545 for Final Passage at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Roll call vote of the members of the council was as follows: Sebacher, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES; Moore, YES; Pace-Snook, YES. Bill No. 1545, having received the affirmative vote of seven members of the council, was declared passed by the President of the Council.

Bill No. 1546 was presented for Second Reading by Councilman Moore.

- e. Bill No. 1546: An ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to approve Plat Two for Willow Creek Subdivision.

Motion was offered by Councilman Moore and seconded by Councilman Stone to place Bill No. 1546 for Third Reading at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Bill No. 1546 was presented for Third Reading by Councilman Moore.

Motion was offered by Councilman Moore and seconded by Councilman Shiverdecker to place Bill No. 1546 for Final Passage at tonight's council meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

Roll call vote of the members of the council was as follows: Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES; Moore, YES; Pace-Snook, YES; Sebacher, YES. Bill No. 1546, having received the affirmative vote of seven members of the council, was declared passed by the President of the Council.

#### **ANNOUNCEMENTS:**

- a. The next meeting of the City Council will be held Tuesday, June 25, 2019 at 6:30 p.m.

#### **EXECUTIVE SESSION:**

Mayor Cannell said there was a need to enter into an Executive Session pursuant to 610.021, Subsection Two (2), RSMO, to discuss leasing, purchase, or sale of real estate by a public governmental body.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Braun to enter into Executive Session.

Roll call vote of the members of the council was as follows: Simmons, YES; Stone, YES; Braun, YES; Moore, YES; Pace-Snook, YES; Sebacher, YES; Shiverdecker, YES. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

The Council exited to the Executive Conference Room and entered the Executive Session at 8:46 p.m.

The Council reentered the Council Chambers at 9:22 p.m. Motion was offered by Councilman Shiverdecker and seconded by Councilman Braun to exit Executive Session.

Roll call vote of the members of the council was as follows: Stone, YES; Braun, YES; Moore, YES; Pace-Snook, YES; Sebacher, YES; Shiverdecker, YES; Simmons, YES. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent.

The Council exited Executive Session at 9:23 p.m.

**ADJOURNMENT:**

There being no further business to come before the council, motion was offered by Councilman Stone and seconded by Councilwoman Pace-Snook to adjourn this meeting. Motion carried with seven members of the council voting in favor, and one member (Rehklau) absent. The meeting adjourned at 9:24 p.m.

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Lowe Cannell, Mayor

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Courtney L. Crowson, MRCC  
City Clerk