

**CITY COUNCIL MINUTES  
MARCH 10, 2020**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, March 10, 2020 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; Laure Long, Deputy City Clerk; and Steve Myers, Police Chief. The meeting was called to order by Mayor Cannell at 7:00 p.m. Roll call was taken by the Deputy City Clerk, and members of the Council present were: Braun, Moore, Rehklau, Shiverdecker, and Simmons. Absent were Councilwoman Pace-Snook, Councilwoman Sebacher, and Councilman Stone. Also present were: Kathy Holschlag, Chief Financial Officer; 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; Helen Wilbers of *THE FULTON SUN*; Darin Wernig and Jeremy Polston, Audio/Video; and visitors: Megan Klokowski, Linda Boshers, Stephanie Vollmer, and Blaine McQuaid.

**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. Appointment of Wanda Chernoff to the Historic Preservation Commission.
- b. Approval of a request from Nichole Thomas for the annual Campus Walk co-sponsored by The American Foundation for Suicide Prevention and William Woods University to be held March 29, 2020.
  - i. This event has been reviewed and approved by Chief Myers and will not require Police assistance. As was the case last year, the group plans to utilize an ATV on the street to follow walkers and will provide volunteers to assist with crosswalks. The route remains the same as in years past.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Simmons to approve the Consent Agenda, as presented. Councilman Braun asked if the appointment to the Historic Preservation Commission fulfills the commission's vacancy. Mayor Cannell confirmed the appointment does fulfill the commission's vacancy. Motion carried with five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent.

## UNFINISHED BUSINESS:

There was no Unfinished Business for consideration at this meeting.

## NEW BUSINESS:

- a. Stephanie Vollmer, on behalf of Missouri Girls Town, will be present to request a fee waiver for the 2<sup>nd</sup> Annual Girls with Grit 5K on Saturday, April 4, 2020 from 9:30 – 11:30 a.m.

Stephanie Vollmer was present to request the fee waiver for the non-profit organization, and also requested Police assistance with a street closure on a block of 2<sup>nd</sup> Street for the safety of the 5K route. The Council expressed some concern with the closure of the Street as some businesses might be affected. Vollmer stated they have partnered with Ohana Pizzeria for the event and said they are aware and that their parking lot would still be available for business.

Police Chief Myers came forward and said the City has a temporary stop sign they could use for the event rather than closing a block of 2<sup>nd</sup> Street. Motion was offered by Councilman Shiverdecker and seconded by Councilman Moore to approve the request as presented, with the exception of using the temporary stop sign in opposed to closing the street. Motion carried with five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent.

- b. Representatives will be present to request permission for the Annual Relay for Life of Callaway County event to be held at Memorial Park on Friday, June 12, 2020, beginning at 5:30 p.m.
  - i. This request has been reviewed by Administration, Parks & Recreation, Chief Myers, Chief Coffelt, and Darrell Dunlap.
  - ii. The event will require street closures, splash pad and lighting controls, authorization for a fireworks display, electric drops, and trash cans.

Blaine McQuaid was present to answer any questions from the Council, and also had some clarifying items to discuss. McQuaid requested a fee waiver for the pavilions they had reserved at Memorial Park, and also verified the food trucks and electric drops would be in the same place as last year.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Braun to approve the request as presented. Motion carried with five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent.

- c. Continued proposed fee schedule draft discussion.

Discussion continued following the City Council Work Session discussion concerning proposed fee schedules. Kyle Bruemmer, Interim City Engineer, said off street parking and hangar rates were still a work in progress for the Engineering Department.

Bill Johnson, Director of Administration, said the Solid Waste fees are pretty close to where they need to be, and he is fine with the rates the way they are. Johnson said the City is very competitive with Jefferson City Allied Waste and that Fulton is also cheaper than Columbia.

Some discussion followed about implementing dumpster rate increases. One option discussed was to implement a 2% increase over the next couple of years, but some Councilmembers weren't in favor of increasing the rate for commercial customers.

Another option discussed was to eliminate Household Hazardous Waste drop-off, which would save money for the City. Johnson stated Household Hazardous Waste was something the City got into because of a grant that was received. That grant has now expired, and Johnson reported the cost to get rid of the waste last year was \$28,000, roughly \$108.00 per car, per drop-off. Johnson explained that most hazardous waste is legal to put in the residential green dumpsters.

After further discussion, Councilman Shiverdecker would like to wait until the next budget review to make any changes to the dumpster rates. All Solid Waste dumpster rates and fees will remain the same for now.

Dennis Houchins, Planning and Protective Services Director, came forward to discuss his department's fees. Houchins reviewed the current and proposed building permit fees, and said they haven't increased since 2008. Houchins said he looked at the City of Mexico and the City of Moberly's fees for comparison, and said he adjusted and tried to simplify the current fees to a similar fee structure of those surrounding cities, to a more accurate and efficient system. He said the commercial building permit calculations for new construction will remain the same except for the fee increase.

Houchins said he also proposes to increase the demolition permit fee to \$25.00, explaining that is the minimum amount most cities charge. Councilman Braun asked if there were also disconnect fees associated with demolition permits, and Houchins explained there are currently no disconnect fees, and the increase would also help offset that.

Johnson feels the proposed rates are very reasonable, and still feels Fulton is on the low side. He said the proposal wouldn't require the City to have to count electric circuits and plumbing fixtures separately for residential new construction, that they would be included in the permit calculation.

Mayor Cannell expressed that he wants to encourage building in Fulton and keep the fees on the conservative side.

The Council felt comfortable with what was presented and felt that an increase is warranted. Johnson said something will be drawn up and presented to the Council for approval at a later time.

Houchins said he has been working with Tina Barnes, Animal Control Supervisor, on the Animal Control fees. Barnes feels the impound fees are too low, and if they were raised it would help eliminate people dropping off their animals for vet services and left for the weekend. Barnes also doesn't want to raise impound fees too high, because people won't come back for their animals, which would result in more animals getting euthanized. After some discussion, the Council is good with the current Animal Control fees as presented.

Houchins went on to discuss the Notice of Appeal to Board of Adjustment fee. Currently the fee is \$50.00, and Houchins would like to see it increased to \$200.00. He said the increase would help cover the \$150.00-\$160.00 bill for the court reporter that the City is required to have.

After some discussion, the Council was in agreement with the increase to \$200.00 for the Notice of Appeal to Board of Adjustment fee.

Houchins then discussed the Zoning Change application fee. Currently the fee is \$100.00, and Houchins said he would like to see it increased to \$300.00. He said currently the applicant has to provide all of the required documents and the postage to send out certified letters to all property owners within 185 feet of the area to be rezoned. Houchins proposed the City provide the documents and the postage for the first ten certified letters to mail out, and if the amount of letters is more than ten, then there would be an additional charge assessed. The fee increase would cover the time involved, the materials and documents the City would provide, and the postage for the certified letters.

After some discussion, the Council agreed it was very well thought through and were in agreement to raise the zoning change application fee to \$300.00.

Houchins stated he has been talking with Bill Johnson, Director of Administration, and Casey Moss, Health Inspector, and they think it is in the best interest of the City to turn health inspections over to the County and State Health Departments. Houchins said Moss's position wouldn't be eliminated if that were to happen, rather she would continue working on code enforcement and with doing building inspections.

Houchins said he has had a conversation with Presiding Commissioner Gary Jungermann about the move, and said the County has five health inspectors. Houchins said the City doesn't charge anything for annual inspections at this time.

Houchins then referred to a Food Service Ordinance Map provided in the Council packets. The map showed that there are only sixteen cities across the State that has their own health inspectors. All of the other cities are covered by State Authority or County Ordinance.

Some discussion followed with concern about the safety of food trucks if the City were to eliminate the Health Inspector, and asked who would be responsible for those inspections. Houchins said all inspections would go to the County and they would have to carry out what is required by the State. Mayor Cannell mentioned the idea of asking for a copy of the establishment's last health inspection before issuing a business license for food trucks.

Mayor Cannell and Bill Johnson thought good progress was made on the fee discussion at tonight's Council meeting, and they will continue working on reviewing all of the fees.

#### **COUNCIL CONCERNS:**

Councilman Braun asked about having open forums for the Use Tax election ballot item. Bill Johnson, Director of Administration, said there will be a Use Tax Forum next Tuesday, March 17, 2020 at City Hall. Some discussion followed about the importance of informing citizens about the Use Tax.

Councilman Moore asked what the final decision was concerning food trucks in City parks. Johnson stated the City generally doesn't allow food trucks in the parks unless they have Council approval.

#### **RESOLUTIONS:**

Resolution No. 3370 was presented for adoption by Councilwoman Rehklau.

- a. Resolution No. 3370: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute a Contract with the Housing Authority of the City of Fulton, Missouri, for the provision of supplemental Police Services.

Motion was offered by Councilwoman Rehklau and seconded by Councilman Braun to adopt Resolution No. 3370 at tonight's Council meeting.

Chris Garriott, Housing Authority Director, came forward and thanked the Council and said he hoped to continue on with the partnerships the Housing Authority currently has with the City of Fulton and the Police Department.

Motion carried with five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent.

## **ORDINANCES:**

### **SECOND READING**

Bill No. 1579 was presented for Second Reading by Councilman Moore.

- a. Bill No. 1579: An Ordinance amending Chapter 110, Traffic and Vehicles. Fulton City Code. by enacting a new section 110-188 to be titled "Financial Responsibility", and establishing an effective date.

Motion was offered by Councilman Moore and seconded by Councilman Shiverdecker to place Bill No. 1579 for Third Reading at tonight's Council meeting. Councilman Braun said he would like to see something other than "Financial Responsibility" used. Chief Myers stated it was taken from State Statute and that's how the theirs reads. Motion carried with five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent.

Bill No. 1579 was presented for Third Reading by Councilman Moore.

Motion was offered by Councilman Moore and seconded by Councilman Shiverdecker to place Bill No. 1579 for Final Passage at tonight's council meeting. Motion carried with five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent.

Roll call vote of the members of the council was as follows: Rehklau, YES; Shiverdecker, YES; Simmons, YES; Braun, YES; Moore, YES. Absent: Councilwoman Pace-Snook, Councilwoman Sebacher, and Councilman Stone. Bill No. 1579, having received the affirmative vote of five members of the council, was declared passed by the President of the Council.

## **ANNOUNCEMENTS:**

- a. The Annual IMGA Meeting will be held March 23-24, 2020, in Springfield, Illinois for councilmembers who have registered to attend.
- b. The next City Council meeting will be held Tuesday, March 24, 2020 at 6:30 p.m.
- c. Election Day is Tuesday, April 7, 2020. (Polls open 6:00 a.m. to 7:00 p.m.)

- d. The 20<sup>th</sup> Annual Clean Sweep will be held on Saturday, April 18, 2020. To register, please contact Parks & Recreation at 573-592-3190.

Bill Johnson stated Darrell Dunlap, Superintendent of Utilities, was at the State Capital tonight testifying to Legislature. Johnson said Legislation has a Bill that would hamper the City of Fulton’s ability to provide utilities in the future. Some discussion followed about expressing concern to local representatives.

Councilman Moore asked about emails he was receiving in regards to utility poles. Johnson wasn’t aware of any emails, but said Legislature periodically introduces many Bills that are detrimental to city utility operations. Johnson said cities don’t have the money to lobby and give to representatives; therefore cities are at a severe disadvantage when working with State Legislature. Some discussion followed again about contacting representatives and expressing concern. Mayor Cannell mentioned the idea of having Darrell Dunlap put something together to share with the Council.

**EXECUTIVE SESSION:**

Mayor Cannell said there was not a need for an Executive Session at tonight’s council 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 five members of the Council voting in favor, and three members (Pace-Snook, Sebacher, and Stone) absent. The meeting adjourned at 7:52 p.m.

---

Lowe Cannell, Mayor

---

Laure Long  
Deputy City Clerk