

**CITY COUNCIL MINUTES
MARCH 24, 2020**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, March 24, 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; Courtney L. Crowson, City Clerk; and Steve Myers, Police Chief. The meeting was called to order by Mayor Cannell at 6:04 p.m. Roll call was taken by the City Clerk, and members of the Council present were: Braun, Moore, Pace-Snook, Rehklau (via videoconferencing), Sebacher, Shiverdecker, Simmons, and Stone. Also present were; Helen Wilbers of *THE FULTON SUN*; Darin Wernig and Mike Haldeman, Audio/Video.

ORDINANCES:

EMERGENCY

Bill No. 1580 (EMERGENCY) was presented in its entirety for First Reading by City Clerk Courtney Crowson.

- a. Bill No. 1580: An Emergency Ordinance amending Chapter 34, Civil Emergencies. Fulton City Code. by enacting new sections and establishing an effective date.

Motion was offered by Councilman Braun and seconded by Councilman Simmons to place Bill No. 1580 (EMERGENCY) for Second Reading by title-only at tonight's Council meeting.

Motion was offered by Councilman Braun to remove the words, "and pay schedules" from Sec. 34-3 (b), item 10.

Some discussion followed. Motion was seconded by Councilwoman Sebacher.

Councilman Shiverdecker stated he has concerns with Sec. 34-3 (b), items 3 & 4, as he does not want any singular person to have the power to set curfews or affect businesses. Councilman Stone stated he is okay with keeping the verbiage so that in the event of an emergency, the Mayor will have the authority to take action as needed.

Councilman Shiverdecker relayed that he understands there may be a situation where these proposals would be beneficial, but he does not believe enacting a permanent ordinance granting this authority and power to one person is advisable.

Some discussion followed. Councilman Braun amended his original motion to remove the words, "and pay schedules" from Sec. 34-3 (b), item 10 to also include the deletion of Sec. 34-3 (b), items 3 & 4 (as further defined below:

3. The power to impose emergency curfew regulations; and
4. The power to close business establishments or regulate their hours or operations as necessary for the safety of the business or city residents;

from the proposed ordinance. Councilwoman Sebacher affirmed her second. The motion to remove the words, "and pay schedules" from Sec. 34-3 (b), item 10 and the deletion of Sec. 34-3 (b), items 3 & 4 carried with seven members of the Council voting in favor (including Councilwoman Rehklau present via videoconferencing), and one member (Moore) opposed.

The motion offered by Councilman Braun and seconded by Councilman Simmons to place Bill No. 1580 (EMERGENCY), as amended for Second Reading by title only at tonight's Council meeting carried with seven members of the Council voting in favor (including Councilwoman Rehkla present via videoconferencing), and one member (Moore) opposed.

Bill No. 1580 (EMERGENCY), as amended, was presented for Second Reading by title-only by the City Clerk.

Motion was offered by Councilman Braun and seconded by Councilman Stone to place Bill No. 1580 (EMERGENCY), as amended for Third Reading at tonight's Council meeting. Motion carried with eight members of the Council voting in favor (including Councilwoman Rehkla present via videoconferencing).

Bill No. 1580 (EMERGENCY), as amended, was presented for Third Reading by title-only by the City Clerk.

Motion was offered by Councilwoman Pace-Snook and seconded by Councilman Braun to place Bill No. 1580 (EMERGENCY), as amended, for Final Passage at tonight's Council meeting.

Councilman Moore stated he is concerned that if a future Council is not as amicable as the current Council is, it could pose issues for the Mayor's authority during an emergency and suggested granting the authority to the Director of Administration as well.

Motion carried with seven members of the Council voting in favor (including Councilwoman Rehkla present via videoconferencing), and one member (Moore) opposed.

Roll call vote of the members of the Council was as follows: Moore, NO; Pace-Snook, YES; Rehkla (via videoconferencing), YES; Sebacher, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Braun, YES. Bill No. 1580 (EMERGENCY), as amended, having received the affirmative vote of seven members of the Council, was declared passed by the President of the Council.

Mayor Cannell presented a Declaration of Emergency (attached for reference to these minutes).

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 (including Councilwoman Rehkla present via videoconferencing) voting in favor. The meeting adjourned at 6:30 p.m.

Lowe Cannell, Mayor

Courtney L. Crowson, CMC/MRCC
City Clerk