

**CITY COUNCIL MINUTES
JANUARY 26, 2021**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, January 26, 2021 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. Doyle, City Clerk; and Steve Myers, Police Chief. The meeting was called to order by Mayor Cannell at 6:30 p.m. Roll call was taken by the City Clerk, and members of the Council present were: Braun, Pace-Snook, Rehklau, Sebacher, Shiverdecker, Simmons, Stone, and Washington. 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; Rev. Bruce Williamson; Helen Wilbers of *THE FULTON SUN*; and Darin Wernig and Mike Haldeman, Audio/Video; and visitors: Alan Combs and Nicholas Bartlett.

INVOCATION:

Invocation was given by Rev. Williamson.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Rev. 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. Approval of the City Council meeting minutes of December 15, 2020.
- b. Approval of the City Council meeting minutes of January 12, 2021.
- c. Approval of the Director of Administration Report of December.

Motion was offered by Councilman Simmons and seconded by Councilwoman Rehklau to approve the items on the Consent Agenda, as presented. Motion carried with eight members of the Council voting in favor.

PRESENTATION AND ACCEPTANCE OF THE DECEMBER FINANCIAL REPORT:

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

Holschlag reported the city's sales tax collections are 2.8% ahead of this period in 2019. The city received

\$183,000 in CARES Act funds along with the annual rent payments from properties the city leases, and \$26,500 was received for the first two months of use tax collection.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Braun to accept the Financial Report for the month of December, as presented. Motion carried with eight members of the Council voting in favor.

UNFINISHED BUSINESS:

- a. Recreation Center facility name and logo selection.

Clay Caswell, Parks & Recreation Director stated that the name and logo proposals were submitted to the Park Board for their approval. The Park Board provided a recommendation to the City Council to accept “City of Fulton Legends Rec Plex” as the facility name along with a primary logo and smaller alternate logos to be used.

Motion was offered by Councilman Washington and seconded by Councilman Shiverdecker to adopt the facility name and proposed logo as recommended by the Park Board. Following brief discussion, motion carried with eight members of the Council voting in favor.

- b. Approval of Recreation Center fees, rates, and operating hours.

Caswell stated the proposed fees/rates/hours of operation are a starting point. Councilman Washington asked if any rate increases will come back to the Council for review, and Johnson confirmed that rate changes would need to come back before the Council.

Johnson noted there was no “walker rate” for someone who wants to use the facility to only walk the track. Caswell stated the senior rate is appealing at \$16/mo. and should be affordable for those seniors who wish to only walk.

Councilman Simmons asked if it is really necessary for the Council to have to review every rate and fee. Johnson and City Clerk Courtney Doyle explained that the Council reviews and establishes all city fees and rates as part of their legislative function. Councilwoman Sebacher said she agrees that the Council should have final say over rates and fees as elected officials.

Motion was offered by Councilman Shiverdecker and seconded by Councilman Simmons to approve the proposed rates and fees.

Much discussion followed. Concerns were raised over the Fulton Wrestling Club and whether or not it generates revenue for the city. Caswell stated the Club has their own checking account, and the city receives some money to go towards the awards and shirts for the program.

Councilman Braun expressed concern with the Club operating their own checkbook with no oversight or auditing by the city and asked whether the city has any liability. Councilman Braun stated it sounds as though the city is paying the various expenses for the program but does not receive the revenue to offset these costs. Much discussion followed. Caswell noted that the Club manages their own finances because the city is unable to cut checks quickly enough during the season for tournaments, etc.

Councilman Stone stated he believes the Council needs more information regarding the inner workings and functions of the program and how it is managed. This topic will be discussed at the next Work Session. Mayor Cannell noted there is a motion and second on the floor to approve the proposed facility rates and fees. Councilwoman Sebacher asked if there will be deposits required for the banquet center and if there will be separate rates including/excluding use of the kitchen. Johnson asked if the banquet center will include the tables and chairs. Caswell stated it is customary for tables and chairs to be included in the rental price.

Much discussion followed. Motion to table this discussion until the next meeting was offered by Councilman Shiverdecker and seconded by Councilman Braun. This motion was then withdrawn by both Councilman Shiverdecker and Councilman Braun.

Motion was offered by Councilman Shiverdecker and seconded by Councilwoman Pace-Snook to amend the original motion by approving only the proposed membership rates at tonight's meeting. This motion to amend carried with eight members of the Council voting in favor.

The motion, as amended, to approve only the membership rates carried with eight members of the Council voting in favor.

Johnson noted Callaway County will begin vaccinations on Monday. The County is trying to acquire more vaccine doses as the original 500 doses received are already spoken for. Johnson noted a large discrepancy in the number of active COVID-19 cases reported by Callaway County versus reports from the state and Johns Hopkins. Upon further investigation, Johnson learned that the Callaway County Health Department is keeping individuals who have tested positive on the list for twenty-one days per the CDC maximum contagion period rather than the standard ten-day period.

Johnson also reported that City Hall and other city facilities were closed to the public recently due to an increase in internal staff cases. The doors will reopen to the public tomorrow.

NEW BUSINESS:

There was no New Business for consideration at this meeting.

COUNCIL CONCERNS:

Councilman Stone encouraged citizens to become organ donors and to ensure their families are aware of any wishes to be an organ donor.

Councilwoman Sebacher asked for an update on the Personnel Review Committee the Council asked to form last fall. Johnson stated Maupin is reviewing salaries, and he believes it will be more than a month before this topic is ready to move forward.

Councilman Shiverdecker noted it may be time to bring back the fireworks ordinance for consideration, and the Chamber contract meeting should not fall by the wayside.

Councilman Washington congratulated Councilwoman Sebacher for her recent promotion to Fulton Housing Authority Executive Director.

RESOLUTIONS:

Resolution No. 3392 was presented for adoption by Councilman Simmons.

- a. Resolution No. 3392: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to enter into a Lease Agreement with D&M Farms LLC of Hallsville, Missouri, for lease of agricultural land surrounding Elton Hensley Memorial Airport for a cost of One Hundred Ninety-One Dollars (\$191.00) per acre.

Motion was offered by Councilman Simmons and seconded by Councilman Stone to adopt Resolution No. 3392 at tonight’s Council meeting.

Johnson stated this land was put out for bid, and he believes this farmer will do a good job. The previous tenant had the property for a number of years. Motion carried with eight members of the Council voting in favor.

Resolution No. 3393 was presented by Councilwoman Rehkla.

- b. Resolution No. 3393: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to enter into a Lease Agreement with D&M Farms LLC of Hallsville, Missouri, for lease of agricultural land formerly known as the Jatho Farm for a cost of One Hundred Ninety-One Dollars (\$191.00) per acre.

Motion was offered by Councilwoman Rehkla and seconded by Councilman Simmons to adopt Resolution No. 3393 at tonight’s Council meeting. Motion carried with eight members of the Council voting in favor.

ORDINANCES:

FIRST READING

Bill No. 1605 was presented for First Reading by Councilman Stone.

- a. Bill No. 1605: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to approve Plat Five (5) for Willow Creek Subdivision.

Motion was offered by Councilman Stone and seconded by Councilwoman Rehkla to place Bill No. 1605 for Second Reading at the next regularly-scheduled Council meeting. Motion carried with eight members of the Council voting in favor.

SECOND READING

Bill No. 1602 was presented for Second Reading by Councilman Braun.

- a. Bill No. 1602: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute an Agreement with the County of Callaway, Missouri, allowing the continued collection of Household Hazardous Waste and Electronic Waste for county residents, establishing a fee, and establishing an effective date.

Motion was offered by Councilman Braun and seconded by Councilman Stone to place Bill No. 1602 for Third Reading at tonight's Council meeting. Motion carried with eight members of the Council voting in favor.

Bill No. 1602 was presented for Third Reading by Councilman Braun.

Motion was offered by Councilman Braun and seconded by Councilman Shiverdecker to place Bill No. 1602 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: Pace-Snook, YES; Rehklau, YES; Sebacher, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Washington, YES; Braun, YES. Bill No. 1602, having received the affirmative vote of eight members of the Council, was declared passed by the President of the Council.

Bill No. 1604 was presented for Second Reading by Councilman Washington.

- b. Bill No. 1604: An Ordinance re-classifying, under the Zoning Ordinance, a tract of land known as 917 East Walnut Street in Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilman Washington and seconded by Councilman Simmons to place Bill No. 1604 for Third Reading at tonight's Council meeting. Motion carried with eight members of the Council voting in favor.

Bill No. 1604 was presented for Third Reading by Councilman Washington.

Motion was offered by Councilman Washington and seconded by Councilman Stone to place Bill No. 1604 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: Rehklau, YES; Sebacher, YES; Shiverdecker, YES; Simmons, YES; Stone, YES; Washington, YES; Braun, YES; Pace-Snook, YES. Bill No. 1604, having received the affirmative vote of eight 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, February 9, 2021. A Work Session will commence at 6:30 p.m. with Regular Session to follow at 7:00 p.m.

EXECUTIVE SESSION:

Mayor Cannell stated there was not a need for an Executive Session at this 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, and the meeting adjourned at 7:49 p.m.

Lowe Cannell, Mayor

Courtney L. Doyle, CMC/MRCC
City Clerk