

CITY COUNCIL MINUTES
JUNE 28, 2022

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, June 28, 2022 in the Council Chambers of City Hall located at 18 E. 4th Street. Present and presiding were: Mayor Lowe Cannell; Renee Tyler, Director of Administration; Courtney L. Doyle, Asst. Deputy Director of Administration/City Clerk; and William Ladwig, 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: Combs, Leuther, Nelson, Rehklau, Sebacher, Stone, and West. Absent was Councilmember Washington. Also present were: Kathy Holschlag, Chief Financial Officer; Darrell Dunlap, Superintendent of Utilities; Kyle Bruemmer, City Engineer; Dennis Houchins, Planning & Protective Services Director; Kevin Coffelt, Fire Chief; Clay Caswell, Parks & Recreation Director; Kevin Coffelt, Fire Chief; Robert Boone, Assistant Director of Administration; Michelle Maupin, Human Resources Director; Rev. Bruce Williamson; Jeremy Polston and Mike Haldeman, Audio/Video; Michael Shine of *The Fulton Sun*; and visitors: Anna Braxton, Sherry McBride-Brown, and Andrew Peterson.

INVOCATION:

Invocation was given by Rev. Williamson.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Rev. Williamson.

COMMENTS FROM VISITORS:

Mayor Cannell 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.

There were no comments from visitors at this meeting.

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 April 26, 2022.
- b. Approval of the City Council meeting minutes of May 10, 2022.
- c. Approval of the City Council meeting minutes of May 24, 2022.
- d. Approval of the City Council meeting minutes of June 14, 2022.
- e. Approval of the Director of Administration report of May 2022.

Councilman West requested to remove the Director of Administration report for discussion. Motion was offered by Councilman West and seconded by Councilwoman Sebacher to approve the remaining items of the Consent Agenda as presented. Motion carried with seven members of the Council voting in favor, and

one member (Washington) absent.

APPROVAL OF THE DIRECTOR OF ADMINISTRATION REPORT OF MAY 2022:

Councilman West provided a number of formatting suggestions for the report moving forward. Other items briefly reviewed included: worker's compensation claims, new construction, Engineering TAP grant application, walking trail concerns, and the large amount of data in the Utilities report.

Generally, the Council appreciated the new format of the DOA report and the effort made to increase transparency and information sharing.

Following brief discussion, motion was offered by Councilman West and seconded by Councilwoman Rehklau to approve the Director of Administration Report of May 2022 as presented. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

PRESENTATION AND ACCEPTANCE OF THE MAY FINANCIAL STATEMENT:

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

Holschlag reported the first four months of sales tax collections have been recorded, and numbers lie 2.7% (approximately \$40,000) ahead of this period in 2021. Use tax collections are up 21% (approximately \$35,000); the use tax is well ahead of MML's projections for both last year and this year.

Holschlag noted the total of all operating funds are in the black both month-to-date and year-to-date although individual funds may be in the red.

After some discussion, motion was offered by Councilman West and seconded by Councilwoman Sebacher to accept the Financial Statement for the month of May as presented. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

UNFINISHED BUSINESS:

- a. Legends Rec-Plex update.

Renee Tyler, Director of Administration, provided the overview in the absence of Parks & Recreation Director Clay Caswell. Tyler relayed the current events and classes taking place at the facility and noted steady revenues. The city is currently sharing information with employees about the free Legends membership authorized by the City Council at the last meeting.

NEW BUSINESS:

- a. Representatives from Williams Keepers will present the 2021 Audit.

Representatives from Williams Keepers provided an overview of the audit process and summary reports along with financial and statistical information. The city received the GFOA award for the 23rd year in a row for its 2020 annual comprehensive financial report, and it is anticipated the city will receive this award for the 2021 report as well.

The auditors stated they are providing an unmodified, clean opinion, and the city's financial statements were clear and fairly represented. There were no unusual or significant transactions found, disclosures had been presented in a fair and neutral manner, and audit staff received full cooperation from city staff

throughout the audit process. As addressed in the management letter, no material weaknesses were identified. It was noted that the municipal garage fund had a deficit of \$1.3 million, and the auditors suggested increasing charges to allow the fund to break even.

Following brief discussion, motion was offered by Councilman Stone and seconded by Councilman Leuther to accept the 2021 audit as presented. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

b. Presentation of the 2022 Capital Budget.

Robert Boone, Assistant Director of Administration, stated the departments are given the opportunity to submit their anticipated capital needs each year, and this capital outlay is a requirement per the city's charter. This is the initial raft, and there will be adjustments incorporated into the proposed operating budget.

COUNCIL CONCERNS:

Councilman West: *Planning & Zoning Commission liaison*

Councilman West stated he was absent from the last Council meeting, but would like the city to consider matching community contributions for the annual fireworks display.

Councilwoman Sebacher: *Park Board liaison*

Councilwoman Sebacher stated the Park Board met on June 15th to discuss nominations for the Wall of Legends at Legends Rec-Plex; this topic will come before the Council soon. The Parks Department will be offering an after-school program as Fulton Public Schools will be discontinuing the Backpack Program. The Park Board also recommended a 20% discount for veterans to reserve park shelters.

Councilwoman Rehlau: *Traffic Commission liaison*

Councilwoman Rehlau noted street improvements are ongoing and asked the community to be patient.

Councilman Stone: *Historic Preservation Commission liaison*

Councilman Stone stated the Historic Preservation Commission was scheduled to meet on June 21st; however, there was not a quorum of members present, so no official business took place. There was brief informal conversation regarding the RFP for the beehive/kiln preservation project. The Commission needs information from the Engineering Department on available bricks for the project.

Councilman Stone stated the Commission was pleased with the positive response to Historic Preservation Month and the placement of the yard signs at designated properties.

Councilman Stone thanked everyone who assisted with the recent Juneteenth Celebration and Fulton Street Fair.

Councilman Leuther: *Airport Advisory Board liaison*

Councilman Leuther stated he is working with the Director of Administration and city staff regarding a courtesy car at the airport. Councilman Leuther also expressed concern with rainwater pooling on a portion of Business 54.

Councilman Combs: *Human Rights Commission*

Councilman Combs echoed the sentiments of Councilman Stone regarding the successful Juneteenth Celebration event and thanked the city and community for their involvement.

Councilman Washington

Councilman Washington was absent at this meeting.

Councilwoman Nelson: *Public Utility Board liaison*

Councilwoman Nelson expressed excitement about the CDBG demo grant award the city has received.

Councilwoman Nelson stated the city and Public Utility Board are looking at electric charging stations, and the Board recently made a recommendation to charge fees for trash bins that are left out. This proposal will come before the Council at a future meeting after it has been reviewed by the City Counselor.

Councilman Stone noted the splashpad has been out of commission for a number of weeks while the city waits for a replacement part and asked if there will be free entry provided at the pool? Tyler stated free admission will be offered this weekend, and the notice will be posted to the city's social media pages.

Mayor Cannell recessed the Council for a brief break at 7:37 p.m. The Council reconvened at 7:42 p.m.

RESOLUTIONS:

Resolution No. 3452 was presented for adoption in its entirety by Asst. Deputy Director of Administration/City Clerk Courtney Doyle.

- a. Resolution No. 3452: A Resolution honoring Jack McBride by ceremonially designating a portion of West Ninth Street in the City of Fulton, Missouri, as "Jack McBride Way".

Motion was offered by Councilman West and seconded by Councilwoman Nelson to adopt Resolution No. 3452 at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Mayor Cannell provided the family of Mr. McBride with a copy of the resolution and photos were taken with a sample of the sign. Sherry McBride-Brown, Mr. McBride's daughter thanked the Council for this monumental recognition of her father and his impact in the Fulton community.

Resolution No. 3453 was presented for adoption by Councilman Stone.

- b. Resolution No. 3453: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to a settlement with Beth (Ready) Armstrong and Scott Armstrong.

Motion was offered by Councilman Stone and seconded by Councilwoman Rehkla to adopt Resolution No. 3453 at tonight's Council meeting.

Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

ORDINANCES:

FIRST READING

Bill No. 1644 was presented for First Reading by Councilman Leuther.

- a. Bill No. 1644: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to the Cooperative Agreement for K-9 Basic Training Services with the Boone County Sheriff's Office.

Motion was offered by Councilman Leuther and seconded by Councilwoman Rehkla to place Bill No. 1644 for Second Reading at the next regularly-scheduled Council meeting.

Chief Ladwig stated this agreement provides training for an eight-week period for the K-9 officer.

Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Bill No. 1645 was presented for First Reading by Councilman West.

- b. Bill No. 1645: An Ordinance repealing Section 42-1. Wards Designated; Polling Places. Fulton City Code. and enacting new legislation in lieu thereof.

Motion was offered by Councilman West and seconded by Councilman Stone to place Bill No. 1645 for Second Reading at the next regularly-scheduled Council meeting. ADDOA/City Clerk Doyle stated the updated ward lines are based on recent census data; the city's Engineering Department has adjusted the ward lines in order to keep the wards equal (or as equal as possible) in population.

Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

SECOND READING

Bill No. 1639 was presented for Second Reading by Councilman Combs.

- a. Bill No. 1639: An Ordinance of the City of Fulton, Missouri, authorizing the City to participate in the Missouri Firefighters Critical Illness Trust and Pool and further authorizing the Mayor to execute documents as may be necessary for the City's participation therein.

Motion was offered by Councilman Combs and seconded by Councilman Stone to place Bill No. 1639 for Third Reading at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Bill No. 1639 was presented for Third Reading by Councilman Combs.

Motion was offered by Councilman Combs and seconded by Councilman West to place Bill No. 1639 for Final Passage at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Roll call vote of the members of the Council was as follows: Leuther, YES; Nelson, YES; Rehklau, YES; Sebacher, YES; Stone, YES; West, YES; Combs, YES. Absent: Councilman Washington. Bill No. 1639, having received the affirmative vote of seven members of the Council was declared passed by the President of the Council.

Bill No. 1640 was presented for Second Reading by Councilwoman Nelson.

- b. Bill No. 1640: An Ordinance repealing Section 2-362, Competitive Bidding. Subsection (9). Fulton City Code. and enacting new legislation in lieu thereof.

Motion was offered by Councilwoman Nelson and seconded by Councilwoman Rehklau to place Bill No. 1640, for Third Reading at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Bill No. 1640 was presented for Third Reading by Councilwoman Nelson.

Motion was offered by Councilwoman Nelson and seconded by Councilwoman Sebacher to place Bill No. 1640 for Final Passage at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Roll call vote of the members of the Council was as follows: Nelson, YES; Rehklau, YES; Sebacher, YES; Stone, YES; West, YES; Combs, YES; Leuther, YES. Absent: Councilman Washington. Bill No. 1640, having received the affirmative vote of seven members of the Council was declared passed by the President of the Council.

Bill No. 1641 was presented for Second Reading by Councilwoman Nelson

- c. Bill No. 1641: An Ordinance authorizing Amendments to the City of Fulton Budget for the fiscal year 2021 as outlined by Article VIII, Financial Procedure. Section 8.8, Amendments after Adoption. Paragraph (C), Transfer of Appropriations. Fulton City Charter. and establishing an effective date.

Motion was offered by Councilwoman Nelson and seconded by Councilwoman Rehklau to place Bill No. 1641 for Third Reading at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Bill No. 1641 was presented for Third Reading by Councilwoman Nelson.

Motion was offered by Councilwoman Nelson and seconded by Councilman Stone to place Bill No. 1641 for Final Passage at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Roll call vote of the members of the Council was as follows: Rehklau, YES; Sebacher, YES; Stone, YES; West, YES; Combs, YES; Leuther, YES; Nelson, YES. Absent: Councilman Washington. Bill No. 1641, having received the affirmative vote of seven members of the Council was declared passed by the President of the Council.

Bill No. 1642 was presented for Second Reading by Councilwoman Sebacher.

- d. Bill No. 1642: An Ordinance reclassifying, under the Zoning Code, tracts of land located at 2 Arrow Street and 1302 Cote Sans Dessein Road in Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilwoman Sebacher and seconded by Councilman Stone to place Bill No. 1642 for Third Reading at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Bill No. 1642 was presented for Third Reading by Councilwoman Sebacher.

Motion was offered by Councilwoman Sebacher and seconded by Councilwoman Rehklau to place Bill No. 1642 for Final Passage at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Roll call vote of the members of the Council was as follows: Sebacher, YES; Stone, YES; West, YES; Combs, YES; Leuther, YES; Nelson, YES; Rehklau, YES. Absent: Councilman Washington. Bill No. 1642, having received the affirmative vote of seven members of the Council was declared passed by the President of the Council.

Bill No. 1643 was presented for Second Reading by Councilwoman Sebacher.

- e. Bill No. 1643: An Ordinance reclassifying, under the Zoning Code, a tract of land located at 1300 Cote Sans Dessein Road in Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilwoman Sebacher and seconded by Councilman Stone to place Bill No. 1643 for Third Reading at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Bill No. 1643 was presented for Third Reading by Councilwoman Sebacher.

Motion was offered by Councilwoman Sebacher and seconded by Councilwoman Rehklau to place Bill No. 1643 for Final Passage at tonight's Council meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent.

Roll call vote of the members of the Council was as follows: Stone, YES; West, YES; Combs, YES; Leuther, YES; Nelson, YES; Rehklau, YES; Sebacher, YES. Absent: Councilman Washington. Bill No. 1643, having received the affirmative vote of seven members of the Council was declared passed by the President of the Council.

ANNOUNCEMENTS:

- a. The next City Council meeting will be held Tuesday, July 12, 2022. A Work Session will commence at 6:30 p.m. with Regular Session to follow at 7:00 p.m.

EXECUTIVE SESSION:

Mayor Cannell 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 West and seconded by Councilwoman Nelson to adjourn this meeting. Motion carried with seven members of the Council voting in favor, and one member (Washington) absent. The meeting adjourned at 8:05 p.m.

Lowe Cannell, Mayor

Courtney L. Doyle, CMC/MRCC
Asst. Deputy Director of Administration /
City Clerk