

CITY COUNCIL MINUTES
November 8, 2022

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, November 8, 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, Assistant Director of Administration; 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 Deputy City Clerk Christine Finnell, and members of the Council present were: Leuther, Nelson, Rehkla, Sebacher, Stone, Washington, and West and Combs. 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; Rev. Bruce Williamson; Michael Shine and Mike Haldeman, Audio/Video; and visitors: John Braun, Jeff Barnard, Joey Mirth, Logan Nichols, Gary Jungermann.

INVOCATION:

Invocation was given by Rev. Williamson.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Rev. Williamson.

PUBLIC HEARING:

Mayor Cannell stated there would be a public hearing at tonight's meeting to consider the following:

The proposed annexation into the city limits of Fulton the following tract of land described as follows:
4940 County Road 304 (same parcel as the Health Department). A tract of land located in the NE ¼ of the SW ¼ of Section 18 TWN 47 Range 9 in Callaway County, Missouri described as the following: Commencing at the NE corner of Lot 17 of Townsend's Subdivision recorded in Plat Book 3 Page 46 in the Callaway County Recorder's office, thence S 19 degrees 10' 07" E 260 feet, thence S 75 degrees 55' 14" W 260 feet to true point of beginning of this description, thence continuing S 75 degrees 55' 14" W 574 feet to the East boundary of the property described in Book M164 page 261 in the Callaway County Recorder's Office, thence continuing north to a point on the south edge of County Road 304, thence N 66 degrees 31' 54" E 250 feet, thence in a South Easterly direction 220' back to the point of beginning.

Mayor Cannell declared the public hearing open at 7:07 p.m. There were three calls for anyone wishing to speak in opposition of the matter being considered.

First Call: Is there anyone present who wishes to speak in opposition of this matter?
There were none.

Second Call: Is there anyone present who wishes to speak in opposition of this matter?
There were none.

Third and Final Call: Is there anyone present who wishes to speak in opposition of this matter?
There were none.

There were three calls for anyone wishing to speak in favor of the matter being considered.

First Call: Is there anyone present who wishes to speak in favor of this matter?

Gary Jungermann (Callaway County Presiding Commissioner), 7353 State Road C, stated that this annexation would enable this property to have access to Fulton utilities.

Second Call: Is there anyone present who wishes to speak in favor of this matter?

There were none.

Third and Final Call: Is there anyone present who wishes to speak in favor of this matter?

There were none.

Mayor Cannell declared this public hearing closed at 7:10 p.m.

APPROVAL OF THE CONSENT AGENDA:

There were no Consent Agenda items for consideration at this meeting.

UNFINISHED BUSINESS:

There was no Unfinished Business for consideration at this meeting.

NEW BUSINESS:

- a. Barb DeVille was present on behalf of Callaway dreams to request permission for the annual Christmas Parade to be held on Saturday, December 3, 2022

Ms. DeVille stated that the parade route remains the same as in years past and will require the same road closures as before. Chief of Police William Ladwig said that the police department has no problems with the parade and will be glad to participate.

Councilman Washington asked how people participate in the parade. DeVille said that there are registration forms available for anyone interested, and Callaway Dreams advertised on social media.

Following brief discussion, motion was offered by Councilwoman Sebacher and seconded by Councilwoman Rehklau to approve the event request as presented. Motion carried with eight members of the Council voting in favor.

COUNCIL CONCERNS:

Councilwoman Nelson: *Public Utility Board liaison*

Councilwoman Nelson stated there was not a Public Utility Board since the last meeting.

Councilwoman Nelson expressed concerns with the deteriorating road in parts of Tanglewood subdivision.

Councilman Washington

Councilman Washington stated there is a need for streetlights on Addalynn Drive. Superintendent of Utilities Darrell Dunlap said new lights have been ordered, and the city is still experiencing supply chain issues.

Councilman Combs: *Human Rights Commission*

Councilman Combs stated there was not a Human Rights meeting this month.

Councilman Combs thanked everyone involved with the roundabout tree lighting.

Councilman Leuther: *Airport Advisory Board liaison*

Councilman Leuther stated the Airport Advisory Board had no meeting this month.

Councilman Stone: *Historic Preservation Commission liaison*

Councilman Stone stated the Historic Preservation had no meeting this month.

Councilman Stone wanted to thank the Street Department for getting the repairs done to First Street.

Councilman Stone stated he has continued concerns about the safety of the intersection of Second Street and Ravine Street; there is a wall near the corner of the intersection that causes visibility issues with oncoming traffic.

City Engineer Kyle Bruemmer stated he is aware of this concern, and he will continue to assess options beyond striping placement. Bruemmer is assessing the cost of delineators and looking into the cost of lowering the wall.

Councilwoman Rehkla: *Traffic Commission liaison*

Councilwoman Rehkla stated the Traffic Commission has been getting ready for the upcoming winter.

Councilwoman Nelson asked if there have been any changes made to the parking situation on Arrow Street; previously concerns were expressed about citizens parking on the street causing fire trucks and snow plows to make it down the street.

Bruemmer stated he will look into it.

Councilwoman Sebacher: *Park Board liaison*

Councilwoman Sebacher stated the afterschool programs are doing well. Parks and Recreation Director Clay Caswell said he has two out of three positions filled. Caswell also addressed rumors regarding the pool closing and stated they are not true. Testing led to the discovery of a leak in the dive pool that will cost approximately \$5000 to repair.

Caswell stated the city is still waiting on parts for the irrigation system at Tanglewood Golf Course.

Councilwoman Sebacher asked about the painting of fire hydrants and city curbs.

Bruemmer stated that the Traffic Department addressed this during the past summer.

Councilman West: *Planning & Zoning Commission liaison*

Councilman West stated there was no Planning and Zoning meeting this month.

Councilman West would like to thank the Street Department for repairing North School Boulevard.

RESOLUTIONS:

Resolution No. 3468 was presented for adoption by Councilwoman Sebacher.

- a. Resolution No. 3468: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to an amendment to the Burns & McDonnell agreement pertaining to the Integrated Management Plan.

Motion was offered by Councilwoman Sebacher and seconded by Councilwoman Rehklau to adopt Resolution No. 3468 at tonight's Council meeting.

Jeff Barnard, Burns & McDonnell, stated we are trying to do the least expensive improvements in order to take the Stinson Creek off the 303d list. So far, the Department of Natural Resources has been good to work with, and the goal is to continue working with them.

Motion carried with eight members of the Council voting in favor.

ORDINANCES:

FIRST READING

Bill No. 1657 was presented for first reading by Councilman Combs.

- a. Bill No. 1657: An Ordinance incorporating certain territory as requested by Callaway County Presiding Commissioner Gary Jungermann into the corporate limits of the City of Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilman Combs and seconded by Councilwoman Nelson to place Bill No. 1657 for second reading at the next regularly-scheduled Council meeting.

Motion carried with eight members of the Council voting in favor, and none absent.

Bill No. 1658 was presented for first reading by Councilman Stone.

- b. Bill No. 1658: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute an agreement with the Missouri Highways and Transportation Commission for the State of Missouri to perform work on city right-of-way at the intersection of Route C and Tennyson Road in Fulton, Missouri, to sign all necessary documents in relation to said agreement, and establishing an effective date.

Motion was offered by Councilman Stone and seconded by Councilwoman Rehklau to place Bill No. 1658 for second reading at the next regularly-scheduled Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1659 was presented for first reading by Councilwoman Nelson.

- c. Bill No. 1659: An Ordinance repealing Ordinance Number 1119-05 establishing gas rates of the City of Fulton, Missouri; enacting a new ordinance establishing gas rates in lieu thereof and establishing an effective date.

Motion was offered by Councilwoman Sebacher and seconded by Councilman Stone to place Bill No. 1659 for second reading at the next regularly-scheduled Council meeting.

Darrell Dunlap, Superintendent of Utilities stated the last base rate increase was in 2005. With the proposed rate increases, the City will still be competitive and lower than most other providers.

Dunlap also expressed the importance of keeping ownership of utilities so the City can make these financial decisions.

Councilman Washington asked if this increase will be communicated with the public in advance. Dunlap stated that it could go in the City newsletter and/or be posted on Facebook.

Motion carried with eight members of the Council voting in favor.

SECOND READING

Bill No. 1652 was presented for second reading by Councilman Leuther.

- a. Bill No. 1652: An Ordinance reclassifying, under the zoning code, a tract of land located at 304 Tenth Street in Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilman Leuther and seconded by Councilwoman Sebacher to place Bill No. 1652 for third reading at tonight's meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1652 was presented for third reading by Councilman Leuther.

Motion was offered by Councilman Leuther and seconded by Councilman Stone to place Bill No. 1652 for final passage at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor, and none absent

Roll call vote of the members of the Council was as follows: Nelson, YES; Rehklau, YES; Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES; Leuther, YES. Bill No. 1652, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

Bill No. 1655 was presented for second reading by Councilwoman Rehklau.

- b. Bill No. 1655: An Ordinance reclassifying, under the zoning code a tract of land located at the intersection of State Road O and State Road UU in Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilwoman Rehklau and seconded by Councilman Stone to place Bill No. 1655 for third reading at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1655 was presented for third reading by Councilwoman Rehklau.

Motion was offered by Councilwoman Rehkla and seconded by Councilman Stone to place Bill No. 1655 for final passage at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor, and none absent

Roll call vote of the members of the Council was as follows: Rehkla, YES; Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES; Leuther, YES; Nelson, YES. Bill No. 1655, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

Bill No. 1656 was presented for second reading by Councilman Washington.

- c. Bill No. 1656: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute an Agreement with the County of Callaway, Missouri, for public emergency communications operations services for the City of Fulton for the years 2023-2024.

Motion was offered by Councilman Washington and seconded by Councilman West to place Bill No. 1656 for third reading at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1656 was presented for third reading by Councilman Washington.

Motion was offered by Councilman Washington and seconded by Councilman West to place Bill No. 1656 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: Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES; Leuther, YES; Nelson, YES; Rehkla, YES. Bill No. 1656, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

ANNOUNCEMENTS:

- a. The next City Council meeting will be held Tuesday, November 22, 2022 at 6:30 p.m.
- b. Candidate packets for the offices of Mayor, 1st – 4th Ward Councilmembers, and City Attorney are available in the City Clerk's Office beginning October 24, 2022, and thereafter M-F 8:00 a.m. to 12:00 noon and 1:00-5:00 p.m. Candidate filing opens December 6, 2022 at 8:00 a.m. and closes December 27, 2022 at 5:00 p.m. For additional information, contact the City Clerk's Office at 573-592-3111.
- c. City Hall and the Solid Waste Department will be closed Friday, November 11, 2022 in observance of Veterans Day. Trash collection for Friday, November 11th will be picked up on Monday, November 14th.

Renee Tyler, Director of Administration, announced the upcoming retirement of Kathy Holschlag, Chief Financial Officer.

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 eight members of the Council voting in favor. The meeting adjourned at 8:12 p.m.

Lowe Cannell, Mayor

Christine Finnell
Deputy City Clerk