

MARIONVILLE BOARD OF ALDERMEN REGULAR SESSION MINUTES
Marionville Fire Station Conference Room, 101 S Central
Thursday, August 10, 2017

Mayor Rapp called the meeting to order at 6:30 p.m. On roll call the following Aldermen were present: Chris Murphy, Jessica Wilson, Nanette Bowling, Kay Leffingwell, and Donna White. George Jennings was absent. Several citizens were also present.

Following roll call, Mayor Rapp led the Pledge of Allegiance to the Flag of the United States of America and opened the meeting with prayer.

Approve order of agenda: Mayor Rapp asked to move Brian Henry with Barker, Phillips and Jackson up to the first item in old business. Alderman Murphy made the motion to accept the agenda as amended. Alderman Leffingwell seconded. Motion passed on roll call vote as follows:

AYES: 5- White, Bowling, Wilson, Murphy, Leffingwell
ABSENT: 1- Jennings

Approve minutes of July 13, 2017: Alderman Leffingwell made the motion to approve the minutes of the July 13, 2017 meeting. Alderman White seconded. Motion passed on roll call vote as follows:

AYES: 5- Wilson, Leffingwell, White, Murphy, Bowling
ABSENT: 1- Jennings

Approve payment of Bills, Adjustments, Bank Recs and Cash Reports: Alderman Leffingwell made the motion to approve the bills, adjustments, bank recs and cash reports as presented. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 5- Bowling, Murphy, White, Leffingwell, Wilson
ABSENT: 1- Jennings

Citizens Comments/Official Guests and Visitors:

Vince Jennings: Mr. Jennings addressed the Board stating Marionville is a unique town. We have our own customs and practices. It's not about you or me; it's "we". We solve problems together. We welcome folks to town. We tell them about our white squirrels, our park, the schools, our police and fire departments and places of worship. Mr. Jennings asked how are you building bridges and relationships. Lead by example and take care of town folk. All are capable of being leaders and serving others. We don't need a title before our name. Towns come together during natural disasters but the challenge is coming together when times are good. Mr. Jennings challenged the Board to form an economic and workforce roundtable, and strive to get businesses to town and to be green and clean. They can make Marionville a better place to live.

Steven Stoneking: Mr. Stoneking stated he had an issue with the policing in Marionville. We don't have a police department here. We have Aurora but they are never here. They do a lap and leave. He expressed his concern about how the police handled an incident with a truck that went through

his yard early one morning and knocked down an electric pole across ZZ. The driver left the truck and the officers didn't look for the person. They appeared to be concerned about overtime. Mr. Stoneking felt there's no proactive patrol. He has complained about speeding by his house, but stated the county Sheriff was the only one to respond to that. Marionville needs a police department in town and not depend on Aurora. Alderman White felt the police are in Marionville a lot. Alderman Murphy expressed the same concern as Mr. Stoneking on the speeding on Lincoln. Alderman Leffingwell commented the board needs to meet with the Aurora council. Mayor Rapp stated she would see if she could set up a meeting.

OLD BUSINESS

Brian Henry with Barker, Phillips and Jackson: At the July meeting, the Board asked that Brian Henry come to answer questions. Mr. Henry explained the city should tell them what they want to schedule. His information came from the last policy we had before he quoted it. He indicated companies try to give the same schedules to make sure they are quoting on the same thing to be fair. Some schedule items over \$1,000; and some schedule over \$2,000. It is up to the city. There is a blanket policy to cover the smaller items. Mr. Henry explained that equipment is insured at cash value and buildings are at replacement cost. Alderman Bowling asked about the increase at the police station. Mr. Henry explained it is based on what it will cost to replace that building. Factors include construction type, number of rooms, and what the building codes require. They take into account the increase of cost if a catastrophe occurs along with rebuilding as soon as possible. He did state if they feel it is over insured, a local contractor can look at it and make an estimate of the cost to rebuild it.

511 S Newton condemnation: Mayor Rapp stated the public hearing was held earlier and Mr. James Housley has recently purchased the property and indicated he would have the dangerous part down in a week; however he needs six (6) months to get the rest down. Rick Woods, Code Enforcer, stated he was ok with that as long as Mr. Housley got his demo permit and properly capped the sewer. Alderman Murphy made the motion to condemn 511 S Newton and give Mr. Housley until February 2018 to clean it all. Alderman White seconded. The motion passed on roll call vote as follows:

AYES: 5- Leffingwell, Bowling, White, Wilson, Murphy

ABSENT: 1- Jennings

Handicap ramp at City Hall: Rick Woods, Building Inspector, indicated the current ramp exceeds ADA requirements. The width of the sidewalk is ok and the entrance exceeds the requirements. Alderman White felt the current ramp was too long and should be closer to the entrance. Mr. Woods stated we are not required to do anything, however, if they wanted to change it, he would recommend making the handicap parking spot sixteen (16) feet wide with eight (8) feet of striping from the ramp. Alderman Wilson made the motion to restripe the front parking lot of City Hall making the handicap spot sixteen (16) feet as recommended by the building inspector. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 4- Bowling, Murphy, Leffingwell, Wilson

NAYES: 1- White

ABSENT: 1-Jennings

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Brush Truck request—Fire Chief, Seth Forester: Seth commented since the grant is no longer available, he didn't want to go spend \$55,000 on a truck. He thought they could find a nice truck for \$25,000. They would transfer the equipment from the current brush truck to the new one and redo the motor on the current truck. The truck would also be used as a secondary medical unit. Alderman Leffingwell made the motion to allow the Fire Department to spend twenty-five thousand dollars (\$25,000) for a truck and transfer the equipment on the current truck. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 5- Wilson, White, Leffingwell, Murphy, Bowling
ABSENT: 1- Jennings

NEW BUSINESS

Bill 2017-14/Ordinance 14-2017 "AN ORDINANCE TO RE-ADOPT CHAPTER 117: CONFLICTS OF INTEREST, OF THE CITY CODES FOR THE CITY OF MARIONVILLE, MISSOURI": Mayor Rapp read Bill 2017-14 twice by title only. Alderman Leffingwell made the motion to adopt Bill 2017-14 as presented. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 5- Murphy, Leffingwell, Bowling, Wilson, White
ABSENT: 1-Jennings

Per Alderman Leffingwell-City's Insurance: Alderman Leffingwell stated that based on what Brian Henry said and how she felt, she would like to see other agencies bid on this insurance. It was noted they need to look at the inventory list. Alderman Leffingwell made the motion that next year have different insurance agencies bid on the city's policy. Alderman White seconded. Motion passed on roll call vote as follows:

AYES: 5- White, Bowling, Murphy, Leffingwell, Wilson
ABSENT: 1- Jennings

P & Z recommendation to re-zone property-HWY 14-THAT PART OF LT 1 THAT LIES E OF HWY 14 R/W, BENNAGE ADDN-MARIONVILLE & 702 E BENTON-THAT PART OF N1/2 OF LTS 8-10 OF BENNAGE ADDN-MARIONVILLE LYING E OF HWY 14 EX BEG SE COR OF LT 10 BENNAGE EST S/D THEN W300' S12' E200' N TO POB: These two (2) parcels are currently zoned Mobile Homes. Planning and Zoning made the recommendation to re-zone these to Agriculture. The mobile home currently on the city's property has been granted permission to stay there until the city decides what to do with the property. Alderman Murphy made the motion to re-zone these parcels to Agriculture per Planning and Zoning's recommendation. Alderman Wilson seconded. Motion passed on roll call vote as follows:

AYES: 5- Wilson, Leffingwell, White, Bowling, Murphy
ABSENT: 1- Jennings

Trash Service Contract with Republic Services: Chris Snyder with Republic Services thanked the board for allowing them to do business with the city. He stated the current contract allows for a one (1) time extension of three (3) years. Mr. Snyder submitted a letter to the Board asking for that

three (3) year extension. He would like to negotiate something different for the city cleanups. The drivers have noticed lots of stuff being brought in during cleanup day, which should be just for the customers who are paying for trash. He asked for one (1) cleanup in the spring, possibly on a Saturday and bring in four (4) dumpsters for fall clean up. The cost would stay the same as this year with annual adjustments according to the percent change in the CPI, with one (1) clean up a year and allowing one (1) large item pick up a month. Collector, Kathy Urschel, commented she gets calls weekly regarding the great job the driver does. Several other compliments were made and Mr. Snyder asked if they could put those in writing and he would forward them to the appropriate people.

Bill 2017-15/Ordinance 15-2017 "AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARIONVILLE, MISSOURI TO ENTER A CONTRACTUAL AGREEMENT FOR COLLECTION OF WASTE MATERIALS WITHIN THE CITY LIMITS OF MARIONVILLE, MISSOURI" was read twice by title only. Alderman White made the motion to extend the contract with Republic Services for three (3) years and approve Bill 2017-15 allowing the mayor to enter into that contract. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 5- White, Murphy, Bowling, Wilson, Leffingwell
ABSENT: 1- Jennings

Repeal Resolution 02-2016 "A RESOLUTION BY THE BOARD OF ALDERMEN OF THE CITY OF MARIONVILLE, MISSOURI ADOPTING A PROCEDURE TO INSERT SUMMONS WITH NUISANCE NOTIFICATIONS" Mayor Rapp stated this did not speed up the process as they thought it would for someone to clean up a nuisance violation. We have gone back to the old way. Alderman Leffingwell made the motion to repeal Resolution 02-2016. Alderman Murphy seconded. Motion passed on roll call vote as follows:

AYES: 5- Bowling, Wilson, Leffingwell, Murphy, White
ABSENT: 1- Jennings

Purchase of new truck for street department: Street Supervisor, Barry Kienenberger, indicated the trucks have had a lot of repairs in last two (2) to three (3) years. The Street Department currently has a 2005 Ford and a 2002 Dodge Ram. He asked the board to look into buying a new one. He has gotten three (3) bids;

---- Republic Ford Lincoln: new 2017 Ford F-350, installed 8.5' snow plow and 9.5' flat bed with electric hoist, \$40,658

----Jimmy Michel Motors: new 2017 Ford F-350, with plow and dump body , \$43,000

----Capitol City Cars (state bid): 2018 Ram, with dump body and plow, \$38,700

Mayor Rapp stated the last bid was received this afternoon and we need some information on the axles to make sure it is a dual axle. Alderman Leffingwell made the motion to allow Barry to purchase a new truck and go with the bid from Capital City Cars, if it is a dual axle; if not, go with Republic Ford. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 5- Murphy, Wilson, White, Leffingwell, Bowling
ABSENT: 1- Jennings

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Speed Limit on Western from Faulkner to Hwy 60: Alderman Murphy would like to see this changed from 25 mph to 35 mph. After some discussion, Alderman Murphy made the motion to change the speed limit on Western Street from South Street to Highway 60 from 25 mph to 35 mph. Alderman Wilson seconded. Motion passed on roll call vote as follows:

AYES: 5- Wilson, White, Bowling, Leffingwell, Murphy
ABSENT: 1- Jennings

Salary for Municipal Judge: Mayor Rapp commented our municipal judge has been paid two hundred dollars (\$200) per court session since 2004. The average in the area is four hundred dollars (\$400). Alderman Murphy made the motion to increase the judge's salary to four hundred dollars (\$400) per court session. Alderman Bowling seconded. Motion passed on roll call vote as follows:

AYES: 5- White, Bowling, Murphy, Leffingwell, Wilson
ABSENT: 1- Jennings

Date for Tax Levy Hearing: The board decided to have the Public Hearing for the Tax Levy on Tuesday, August 22, 2017 at 6:00 p.m. at the Fire Station.

2018 Budget Objectives: Paving was mentioned along with a change in LAGERS retirement fund. The city has received the cost information for a possible change in retirement benefits for our employees. The information is available for review at City Hall.

Request by Jennifer Renner regarding the keeping of a pig as a pet/therapy animal: Mayor Rapp stated Ms. Renner had requested to be on the agenda, however, she was not at the meeting. Mayor Rapp referred to an article in The Review stating there is a difference between a therapy animal and a service animal. Under the ADA, a service animal is a dog that has been trained to do work or a task for an individual with a disability. Our code book says no farm animals are allowed in residential areas and when we allowed someone six (6) months to provide papers for a therapy pig, we violated our own code. No motions were made on this.

Vote to go into closed session pursuant to RSMo 610.021 (13) closed records and RSMo 610.021(1) litigation: Alderman Bowling made the motion to go into closed session pursuant to RSMo 610.021 (13) and RSMo 610.021(1) litigation. Alderman White seconded. Motion passed on roll call vote as follows:

AYES: 3- White, Bowling, Murphy
NAYES: 2- Leffingwell, Wilson
ABSENT: 1- Jennings

Aldermen went into closed session at 8:18 p.m. City Clerk, Debbie Bateman, excused herself from the meeting and Deputy Clerk, Kathy Urschel, continued with the minutes for the closed session and the rest of the meeting.

Aldermen returned to open session at 8:31 p.m. Mayor Rapp stated the aldermen looked over employee evaluations and reviewed a litigation matter. No motions were made except to go back into open session.

Employee review for Debbie Bateman and Barry Kienenberger: Alderman Murphy made the motion to give Debbie Bateman a twenty-five cent (.25) per hour raise. Alderman Leffingwell seconded. Motion passed on roll call vote as follows:

AYES: 5- Murphy, Bowling, Wilson, Leffingwell, White
ABSENT: 1- Jennings

Alderman Murphy made the motion to give Barry Kienenberger a twenty-five cent (.25) per hour raise. Alderman Leffingwell seconded. Motion passed on roll call vote as follows:

AYES: 5- White, Leffingwell, Bowling, Wilson, Murphy
ABSENT: 1- Jennings

DEPARTMENT REPORTS

NONE

ALDERMEN COMMENTS

Chris Murphy: Thanked Barry for always doing a good job. He also thanked Debbie and Kathy for the job they do at City Hall.

Jessica Wilson: Stated the house on N Central had an extension to be torn down; but it has not come down yet. Mayor Rapp stated the purchase was just finalized and the new owner has already contacted someone to tear it down. She would find out the time frame on that. Alderman Wilson also stated she has given up on the Compound getting cleaned up. She also thinks we need to have a joint meeting with Aurora. We are getting the same complaints.

Nanette Bowling: Stated we have a beautiful park to play softball and baseball. She suggested looking at a place to have basketball practices and games. This could also benefit the city. She suggested looking at the former Bailey building. Mayor Rapp stated she would talk to the owners.

Kay Leffingwell: Expressed concern the cleaning lady, Nancy Essary, needed more money. It was mentioned that Nancy should talk to the Mayor if she needed more for cleaning. Alderman Leffingwell also commented the weeds in several places around town are out of control. Mayor Rapp said they would look into it.

MAYOR COMMENTS

Stated the six (6) month financials were in the paper and so far this year, we are right side up on the sewer. She contacted the railroad to mow the right of ways. Trekk is getting ready to start smoke testing. They will be here Tuesday to go over things with Barry. Mayor Rapp went to Buck Prairie

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Road District's meeting and spoke to them about helping with the cost of paving Central Avenue. They will let us know. Barry will be tearing the house down on E. Benton, but it has to be tested for asbestos first. Someone will be coming by and testing it for us. On August 30, at 1:00, the Board of Adjustments will meet regarding variances at 1 Asbury Circle and 130 N Orchard. On August 17, at 6:00, we will interview applicants for the Public Works position.

ADJOURNMENT

Alderman Leffingwell made a motion to adjourn, seconded by Alderman Bowling. All voted aye. The meeting adjourned at 9:01 p.m.

Doris Rapp, Mayor

ATTEST:

Debbie Bateman, City Clerk

Kathy Urschel, Deputy Clerk