

MARIONVILLE BOARD OF ALDERMEN REGULAR SESSION MINUTES  
Marionville Fire Station Conference Room, 101 S Central  
Thursday, December 8, 2016

Mayor Rapp called the meeting to order at 6:30 p.m. On roll call the following Aldermen were present: Chris Murphy, George Jennings, Kay Leffingwell and Donna White. Aldermen Jessica Wilson and Wanda Montgomery were 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:** Alderman Leffingwell made a motion to approve the order of the agenda as presented. Fire Chief, Seth Forester, asked if they could be moved up on the agenda. Alderman Leffingwell rescinded her motion. Alderman White made the motion to approve the order of the agenda with moving no. 18 (purchase of extrication equipment) to no. 11 (first under new business. Motion passed on roll call vote as follows:

AYES: 4- Leffingwell, White, Jennings, Murphy

**Approve minutes of November 10, 2016 regular meeting:** Alderman Leffingwell made the motion to approve the minutes of the November 10 meeting as presented. Alderman Murphy seconded. Motion passed on roll call vote as follows:

AYES: 3- Leffingwell, Jennings, Murphy  
ABSTAIN: 1- White

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

AYES: 4- Leffingwell, Murphy, White, Jennings

**Citizens Comments/Official Guests and Visitors:**  
(none)

**OLD BUSINESS**

**Bill 2016-15/Ordinance 15-2016 "AN ORDINANCE AMENDING SECTIONS 710.040, 710.050 AND 710.060 OF THE MUNICIPAL CODE OF THE CITY OF MARIONVILLE, MISSOURI, REGARDING SEWER RATE STRUCTURE AND USER FEES":** Bill 2016-15 was read twice by title only. This bill would change the sewer rate structure and user fees to fifteen dollars (\$15.00) basic charge per contributor and a user charge of five dollars and seventy cents (\$5.70) for each one thousand (1,000) gallons of water used. Alderman White made a motion to adopt Bill 2016-15/Ordinance 15-2016 as presented. Alderman Murphy seconded. Motion passed on roll call vote as follows:

AYES: 4- Jennings, Murphy, Leffingwell, White

**Upgrade control panels at treatment plant:** Bert Bond discussed this at the last meeting; however, it was not on the agenda. He can fix the control panels for under fifteen hundred dollars (\$1500.00) Alderman Leffingwell made the motion to allow Bert Bond to upgrade the control panels for fifteen hundred dollars (\$1500.00) . Alderman Jennings seconded. Motion passed on roll call vote as follows:

AYES: 4- Murphy, Jennings, White, Leffingwell

**Bill 2016-14/Ordinance 14-2016 “AN ORDINANCE ADOPTING AND ENACTING A NEW CHAPTER 210, OFFENSES, OF THE CODE OF ORDINANCES OF THE CITY OF MARIONVILLE, COUNTY OF LAWRENCE, STATE OF MISSOURI; AND PROVIDING FOR THE REPEAL EXISTING CODE CHAPTER 210; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE”:** The changes to this chapter are due to a number of changes in the Missouri State Statutes. Alderman Murphy made the motion adopt Bill 2016-14/Ordinance 14-2016 as presented. Seconded by Alderman Leffingwell, motion passed on roll call vote as follows:

AYES: 4- Murphy, Jennings, Leffingwell, White

### **NEW BUSINESS**

**Purchase of extrication equipment for the Fire Department:** Fire Chief, Seth Forester, and Assistant Chief, Jim Dickenson, presented the board with two (2) quotes for extrication equipment. They explained one truck has the current cutters, which are about thirty (30) years old, broke and can't be fixed. The other truck has an outdated hydraulic pump. We now have two (2) different brands that won't interchange with each other. Both quotes are from Amkus because that brand is compatible with what they have now. One quote is for twenty-four thousand, two hundred thirty-five dollars (\$24,235.00) and the other one is for twenty-five thousand, two hundred ten (\$25,210.00). The higher quote is with brand new equipment and the lesser is including a demo spreader and demo cutter. These also include a reconditioned hydraulic pump for the other truck. Purchasing a new one from Amkus would allow them to run two (2) tools simultaneously. By buying it this year, it would put the fire department slightly over budget. They felt the demo equipment would work just as good as the new. Alderman Leffingwell made the motion to allow the fire department to spend twenty-four thousand, two hundred thirty-five dollars (\$24,235.00) for this equipment to be paid for this year. Alderman White seconded. Motion passed on roll call vote as follows:

AYES: 4- Jennings, Murphy, Leffingwell, White

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

AYES: 4- Leffingwell, White, Murphy, Jennings

Aldermen went into closed session at 7:05 p.m. and returned at 7:10 p.m.

**Votes taken in closed session:** Mayor Rapp said the closed session was to review Heather Tidwell's employee evaluation. In closed session, Alderman Murphy made the motion to post-poner this until next month and look at the employee reviews for the other police department employees with Chief Witthuhn. The motion was seconded by Alderman White and passed with all voting aye. Also, Alderman Leffingwell made the motion to go back to open session and seconded by Alderman White with all voting aye.

**Pot Belly pigs in the city:** CarolAnn Leo spoke to the board regarding her pet mini pig. She was unaware of the city's ordinance which does not allow pigs except in agriculture zones until her pig got out a few weeks ago and the animal control officer was called. When informed of the ordinance she asked to speak to the board. She handed out pictures and letters from veterinarians and several cities hoping to clarify what makes a mini pig a good pet. The aldermen didn't feel they wanted to change the ordinance. She stated her family has gone through several traumatic experiences the past few years and the pig has been an incredible source of therapy and stress relief. After some discussion, Alderman Leffingwell made the motion to give Mrs. Leo six (6) months to get her doctor's letter and the therapy certification regarding her mini pig. Alderman Murphy seconded. Motion passed on roll call vote as follows:

AYES: 4- Leffingwell, Jennings, Murphy, White

**Discuss an ordinance for tethering of dogs:** Nancy Suneson has asked the board to look into this and she also provided a copy of Springfield's ordinance. She was concerned about this because of a specific dog in town who is tethered all the time and has inadequate shelter. It was mentioned it wasn't wrong to tether a dog, but the way it is tethered and kept. Mayor Rapp stated our codes say dogs have to have adequate shelter so maybe we need to amend our ordinance to make it more stringent and to define adequate shelter. Sergeant Smith indicated they should look at the state statutes regarding this, because the laws are changing in this area also as of January 1. Mayor Rapp asked for volunteers to go over our animal ordinances along with other cities regarding proper care. Kevin Bliss and Nancy Suneson volunteered to do this.

**Street Supervisor, Barry Kienenberger, request for letter authorizing to sell scrap metal and signs:** He has several abused and bent street signs, along with some broken manhole frames and covers that could be taken for scrap metal; however, they won't accept anything from the city without a letter authorizing him to do so. Alderman White made the motion to allow the Mayor to write a letter authorizing Barry and the Street Department to sell the broken signs and manholes for scrap metal. Alderman Murphy seconded. The motion passed on roll call vote as follows:

AYES: 4 - Jennings, Murphy, Leffingwell, White

**Open a savings account for insurance proceeds for The Compound:** Mayor Rapp stated this is the same procedure as when the apartment building burned. Alderman Murphy made the motion to approve opening a savings account for the insurance proceeds for The Compound. Motion was seconded by Alderman White. The motion passed on roll call vote as follows:

AYES: 4- Leffingwell, Jennings, White, Murphy

12/08/16

***Changing the date for the monthly Board meeting:*** Alderman Murphy requested looking at this since the last couple of months it seemed like it was more of a hassle to get all the reports together. He was wondering if the third Thursday would be better. Mayor Rapp stated this would need to be done by ordinance and it has been a struggle at times due to how early in the month the second Thursday falls. It was decided to leave as is.

***Recreational burn permits:*** It was noted at one time residents had to notify the city if they were doing a recreational burn. Our current ordinance does not allow for open burning after dusk. Alderman Leffingwell made a motion to amend the burn ordinance to allow for recreational burn permits if not contained in a fire pit. Alderman Murphy seconded. The motion passed on roll call vote as follows:

AYES: 4- Murphy, White, Jennings, Leffingwell

### **DEPARTMENT REPORTS**

*Gary Bullock, Street Department:* Alderman Murphy asked about the street cuts, and Gary indicated the asphalt plant is closed as of December 7. Bishop has most of the gas company's done. Empire will use cold mix this time of year to repair any street cuts they might have.

*Sergeant Smith:* Stated the police department was ready for Marionville's and Aurora's Christmas Parades. She also stated the department had been attending lots of training. They have done two (2) interviews and hope to get more applicants.

### **ALDERMEN COMMENTS**

*Alderman Murphy:* Commended the White Squirrel house for looking very nice. He felt someone else would be better qualified to attend the emergency preparedness meeting on January 25, 2017.

*Alderman Leffingwell:* Stated the house at College and South was a mess.

*Alderman White:* Indicated there was a new program in Marionville to donate money to help with students in Marionville with urgent needs for hunger, health and hygienic needs. It is Care to Learn and can be found on the internet.

### **MAYOR COMMENTS**

Mayor Rapp stated open filing for candidates starts December 13, 2016 and runs through January 17, 2017, 8:00 am to 5:00 pm at City Hall. The city received money from FEMA for the flood damage at the treatment plant. (\$20,667.00) The Board needs to meet to adopt the 2017 budget. They decided to meet Monday, December 19, 2016 at 6:00 pm at the Fire Station. Someone wants to purchase the property at 401 S Frisco. The city waived our back taxes on this property. Mayor Rapp has written a letter to the county asking them to consider a lesser amount to get the property sold and back in good condition. Mayor Rapp noted the house at 105 S Central has been torn down. She also reported the new heating/air unit at the wastewater plant was not working.

**ADJOURNMENT**

Alderman White made a motion to adjourn, seconded by Alderman Murphy. All voted aye.  
The meeting adjourned at 8:35 p.m.

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Doris Rapp, Mayor

ATTEST:

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Debbie Bateman, City Clerk

12/08/16

