

Board of Aldermen opened Regular Session at 7:00 PM on Monday, January 12, 2015. As Acting President of Board of Aldermen, Lisa Daugherty called meeting to order. David Weaver gave invocation.

Roll Call: Present were Aldermen Herron, Welch, Bone and Lisa Daugherty. Absent: none. Also present were City Attorney Mike Talley, David Weaver, Chief Tom Kitch and 21 visitors.

Agenda: Motion made by Barbara Welch, seconded by Roger Bone, to approve agenda. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Public Hearing for Joplin Schools Proposed Annexation: At 7:05 PM, Acting President of Board of Aldermen Daugherty opened public hearing. As there was no public comment, at 7:06 PM public hearing was closed.

Public Hearing for Lot Consolidations under Certain Conditions: At 7:06 PM, Acting President of Board of Aldermen Daugherty opened public hearing. Dan Wohnoutka with SRSI Properties, Springfield (Superior Rents) was seeking lot consolidation for property at 7th Street and Orr Avenue. Company has 2 parcels under contract but would need to consolidate into one parcel to construct proposed building. City Attorney explained current code does not have such procedures and proposed Bill 15-01 would establish provisions. As there were no additional public comments, at 7:10 PM public hearing was closed.

Accept Annexation Petition: Matter stricken from agenda as petition must sit for 14 days for any objections to be filed before City could proceed with annexation.

Street Presentation: Chief Kitch presented slide show of pictures of most urgent roads in need of repair, with 10 locations having greatest priority. Board requested list of top ten, in order of priority, be given to Planning & Zoning Commission to review. Chief recommended Board and Commission consider additional drainage in some locations along with repair.

Minutes: December 8 Regular meeting with Public Hearings minutes were presented. Alderman Daugherty said Police Chief Kitch and David Weaver (not Roger Bone, as recorded) were supposed to meet with Joplin to review outstanding jail fees. She also requested second reference to no Court revenue being received for November court be deleted. City Clerk stated it was recorded that way because these were two separate reports. Motion made by Lisa Daugherty, seconded by Roger Bone, to approve December 8 Regular meeting minutes with these modifications. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Financial Report: December financial report was presented. As there were no changes or corrections, report was approved and filed for audit. Alderman Welch had asked about total outstanding court fines. Alderman Daugherty said amount was approximately \$357,000. Budget Summary was presented.

Court Report: December court report was presented. As there were no changes or corrections, report was approved and filed for audit.

Response to Mrs. Gamboa's Complaint to State Attorney General: Copy of letter received by Alderman Daugherty was given to Board members prior to meeting. Letter stated Attorney General's office would not be pursuing matter and considered it closed.

Business License Renewal Summary: Forty-four businesses were presented for renewal. Motion made by Lisa Daugherty, seconded by Barbara Welch, to approve renewals as presented. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Business License Applications: Crackpot Pottery & Art Studio at 3820 E 20th Street and LeAnne's Babysitting at 4521 E 26th Street were presented. Motion made by Lisa Daugherty, seconded by Roger Bone, to approve LeAnne's Babysitting. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Bill 14-25 Cobble Excavating Contract for Utility Cut Repair (tabled earlier): Due to recent death of Mr. Cobble, Cobble Excavating declined to renew contract. Motion made by Lisa Daugherty, seconded by Roger Bone, to strike Bill 14-25 from agenda. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried. City will need to seek bids.

Bill 15-01 Allow Lot Consolidations under Certain Circumstances: Motion made by Lisa Daugherty, seconded by Roger Bone, to read Bill 15-01 by title only. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Bill 15-01 was read by title only. Planning & Zoning Commission held its public hearing on January 5 at its regular meeting. Commission recommended Board approve Bill 15-01. Motion made by Roger Bone, seconded by Barbara Welch, to accept first reading of Bill 15-01 and move to second and final reading of Bill 15-01 by title only. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Bill 15-01 was read second and final time by title only. Motion made by Lisa Daugherty, seconded by Barbara Welch, to approve second and final reading by title only of Bill 15-01 and adopt as Ordinance 255. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Discuss Proposed Bill to Charge Sewer User Rates to Each Dwelling Unit: Board needed additional information from Chris Erisman with Allgeier Martin & Associates. Motion made by Lisa Daugherty, seconded by Roger Bone, to table matter. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Discuss Memorial Fund: There was approximately \$4,400 in Community Service Fund, which had been used for Christmas food baskets originally; but when tornado happened in 2011, it was used for tornado donations and other related tornado activities. Board asked for any suggestions as to how best use these funds be submitted to Board. There were 18 tornado related deaths within City limits. Aldermen Welch suggested City seek input from those families. City provided, through local donations, 5 food baskets and gifts for 4 families. Board thanked community for its donations.

Public Comment: William McDaniel, 4401 E 24th, asked who was “Mayor Pro-Tem” and origin of title. City Attorney Talley stated correct title was “Acting President of Board of Aldermen”. He also stated City had had Mayor since 1977, but has not had one since Mayor White resigned in September; and state statute and City Code said Board shall appoint Successor Mayor. Alderman Daugherty said Board, in 3 to 1 vote at November’s meeting, decided to let voters decide in April. City Attorney Talley said there was no deadline to appoint position.

Rick Gamboa, 4005 E 20th Street, asked for copy of budget summary and last year’s budget. He asked if City begins sewer billing, how much would residents be charged. Since, Joplin currently charges 76¢ to do billing, City should compare costs before deciding. He asked how many residences have had water shutoff for lack of payment. David Weaver said zero had been disconnected in last 6 months. City Code allowed notification be sent to Missouri American Water to request shut-off.

Fred Frerer, 4470 E 26th, agreed with Mr. McDaniel, of need for Successor Mayor. Board had asked for applicants and received one. If Board planned to let voters decide in April, why did it ask for applicants? Alderman Welch said Board could not be expected to make selection with only one applicant. Mr. Frerer asked if no Board members interested. There was no response.

Cinda Sweet, 3711 E 13th, clarified that Rick Sweet was first elected Mayor in April 2003, after Village of Duquesne became fourth class city in April 2002, prior to that government was Board of Trustees with Chairman of Board of Trustees. In 2003, Board had implemented 5-year road plan to repair and/or do asphalt overly of all streets. Nothing has been done since end of 5-year plan. She suggested possible concrete bench or picnic table for City’s property south of City hall for memorial.

Old Business: Update on City Matters: David Weaver stated he continued to work with Harry S Truman Coordinating Council to finalize additional residential construction funding to rebuild tornado area. Discussion with Joplin over sewer rate hikes continues. Surveys required as part of Economic Development \$2-3 million grant for roads was waiting on postage permit. Area 4 Largent sewer line extension lacked 4 easement signatures. He said State had pulled funding from several communities and reallocated funds to communities that were construction ready.

CDBG Survey: Mailing survey was place on hold pending Resiliency Grant results as grant could provide up to \$2 million for roads; \$1 million for additional residential construction; and other projects such as widen 20th Street or sidewalks on 20th Street along school route.

Street Wages: Alderman Daugherty suggested all wages for maintenance employee be charged to administrative wages. Motion made by Lisa Daugherty, seconded by Roger Bone, to transfer all maintenance employee’s wages to administrative wages, effective beginning current fiscal year. Ayes: Aldermen Welch, Bone, Daugherty. Nays: Aldermen Herron. Motion carried. City Clerk would make necessary journal entries to transfer wages.

Selection of FY14 Auditor: Proposal from KPM out of Springfield was presented. Their fees were estimated at \$7,500 compared to \$5,110 charged by Mense Churchwell & Mense to do FY13 audit. Two firms do about 90% of municipal audits in area. BKD had told David Weaver earlier it estimated \$12,000 to do audit. Motion made by Roger Bone, seconded by Barbara Welch, to select KPM for FY14 audit. Alderman Herron asked need to spend over \$2,000 more for audit. Alderman Welch said for new set of eyes. Ayes: Aldermen Welch, Bone, Daugherty. Nays: Aldermen Herron. Motion carried.

Police Department Record Storage: Matter was tabled as Alderman Welch requested additional bids.

Jail Fees: There had been about \$14,600 collected in jail fees from defendants from October 2011 through November 2014. City Clerk explained that jail time can be concurrent with other cities even though court ordered and defendant were charged jail fees. Also, fees collected during that time were not all for defendants sentenced during that time, as many defendants were on payment plans. Although Chief Kitch and David Weaver were supposed to speak with Joplin, Alderman Daugherty presented Chief with the breakdown of jail expenses of \$10,631.40. No billing for jail fees was received for December. Chief had asked Joplin to suspend billing until matter was resolved. Board requested billing from December forward. Motion made by Lisa Daugherty, seconded by Barbara Welch, to table matter. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Corporate Resolution for SMB Accounts: Nine-point corporate resolution was distributed prior to meeting that would establish Mayor and Mayor Pro-Tem as primary signatures and account authorization; with another Alderman designated to act in someone's absence. All references to "Mayor Pro-Tem" would be changed to "Acting President of Board of Aldermen" and would go into effect after April 7, 2015, election. Motion made by Roger Bone, seconded by Barbara Welch, to adopt resolution that would be effective after April election. Ayes: Aldermen Welch, Bone, Daugherty. Nays: Aldermen Herron. Motion carried.

Interim Corporate Resolution to be effective immediately and end after April election: Lisa Daugherty nominated Roger Bone for Acting President position. City Attorney Talley stated there could be only one "Acting President". Therefore, Lisa Daugherty recommended interim resolution be changed to first position (Acting President of Board of Aldermen Lisa Daugherty), second position (Alderman Roger Bone) and third position as alternate (Alderman Barbara Welch). Ayes: Aldermen Welch, Bone, Daugherty. Nays: Aldermen Herron. Motion carried.

New Business: Police Monthly Report: Chief Kitch presented report. Joplin had installed borrowed radio at no cost to City. Chief had located used CF31 Panasonic computer for \$1,000 and asked approval to purchase. Motion made by Lisa Daugherty, seconded by Roger Bone, to approve purchase for \$1,000. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried. Chief had also applied for \$20,000 Law Enforcement Grant that included radios, computer, body cameras, transport cage and multi-function copier/printer/fax. City should know results in March or April. Traffic stop report for 2015 was included with report.

Streetlight at 2802 S Kenser Road: To add streetlight (Shriner location) would increase monthly bill by \$8.86. Motion made by Lisa Daugherty, seconded by Roger Bone, to approve additional streetlight. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Proposal for In-House Utility Billing: InCode proposal pending; two others provided earlier in meeting. Matter tabled.

Bill Summary: Summary of outstanding invoices for Allgeier Martin & Associates (AMA) were also presented. Motion made by Lisa Daugherty, seconded by Roger Bone, to pay invoice 430-53 & 430-54, totaling \$3,850. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried. December outstanding bills for \$11,983.38 plus AMA \$3,850 and \$146.56 sewer bills were presented. Motion made by Roger Bone, seconded by Barbara Welch, to approve payment of bills. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Other Business: Letter of Resignation was submitted by City Clerk, effective February 6. Motion made by Roger Bone, seconded by Lisa Daugherty, to accept terms of resignation. Ayes: Aldermen Welch, Bone, Daugherty. Nays: Aldermen Herron. Motion carried.

Hiring Board for New City Clerk: Motion made by Lisa Daugherty, seconded by Roger Bone, to have hiring board consist of David Weaver, Barbara Welch and Lisa Daugherty. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

As there was no further business, motion was made by Roger Bone, seconded by Barbara Welch, to adjourn. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried. At 9:55 PM, meeting adjourned.

Terry Ingram
Duquesne City Clerk