

City Council for City of Duquesne met in Regular Session at 7:05 p.m. on Monday, December 10, 2012, at City Hall.

Mayor Denny White called meeting to order. David Weaver gave invocation.

Roll call was taken. Mayor Denny White, Aldermen Dale Daniels, Frank Herron, George Reeve, Lisa Daugherty were present. Absent: none. City Attorney Mike Talley, Police Chief Kitch, David Weaver and 36 visitors were also present.

Agenda: Alderman Reeve requested discussion on city park be deleted from agenda. Motion made by George Reeve, seconded by Frank Herron, to approve agenda as modified. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Minutes from November 19 Regular Meeting were presented. No changes or corrections, minutes were approved as presented.

Financial report for November was presented. As there were no changes or corrections, report was approved and filed for audit.

Court report for November was presented. As there were no changes or corrections, report was approved.

Resolution 12-05 CDBG \$500,000 Disaster Loan Program Guidelines and Selection Criteria: Motion made by George Reeve, seconded by Lisa Daugherty to approve Resolution 12-05. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-18 Sanitary Sewer Easement Agreement: Motion made by George Reeve, seconded by Lisa Daugherty, to read Bill 12-18 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-18 was read by title only. This will be new connection to sewer system and billed as such. Motion made by George Reeve, seconded by Lisa Daugherty, to accept first reading of Bill 12-18 by title only and move to second and final reading of Bill 12-18 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-18 was read second and final time by title only. Motion made by George Reeve, seconded by Frank Herron, to accept second and final reading of Bill 12-18 by title only and adopt as Ordinance 207. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-19 2013 Sewer Rates: Motion made by George Reeve, seconded by Frank Herron, to read Bill 12-19 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-19 was read by title only. Comment: Proposed ordinance reflects increase in Joplin rates. Rates are scheduled to go up approximately \$5 per month, spread over 5-year period. Motion made by Dale Daniels, seconded by George Reeve, to accept first reading of Bill 12-19 by title only and move to second and final reading of Bill 12-19 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-19 was read second and final time by title only. Motion made by George Reeve, seconded by Frank Herron, to accept second and final reading of Bill 12-19 by title only and adopt as Ordinance 208. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-20 Authorize Missouri American Water Company to Terminate Sewer Service as Directed by City: Motion made by George Reeve, seconded by Dale Daniels, to read Bill 12-20 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-20 was read by title only. Service termination will only be made if City notifies water company to do so. Motion made by George Reeve, seconded by Frank Herron, to accept first reading of Bill 12-20 by title only and move to second and final reading of Bill 12-20 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-20 was read second and final time by title only. Motion made by Dale Daniels, seconded by George Reeve, to accept second and final reading of Bill 12-20 by title only and adopt as Ordinance 209. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-21 Missouri American Water Company Agreement to Provide Water Usage Data: Motion made by George Reeve, seconded by Dale Daniels, to read Bill 12-21 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-21 was read by title only. Usage Data is required for sewer billing. Motion made by Dale Daniels, seconded by George Reeve, to accept first reading of Bill 12-21 by title only and move to second and final reading of Bill 12-21 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-21 was read second and final time by title only. Motion made by Dale Daniels, seconded by Frank Herron, to accept second and final reading of Bill 12-21 by title only and adopt as Ordinance 210. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Randall Gammill, Connell Insurance: Proposal for combined general liability and workers compensation insurance. Board accepted proposal and tabled decision for Special Meeting, Wednesday, December 12, at 5:30 PM.

Ozark Center Request to Hold "Map Your Neighborhood" sessions for 4th Tuesday from 6 to 7 PM, January through March. Board approved request.

Business License Renewal: Summary of 17 business requesting license renewals was presented. Motion made by George Reeve, seconded by Dale Daniels, to approve renewals. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

John Allen: CDBG Disaster Loan Grant: He expressed concern with excessive length of time for approval. A lot of volunteer labor help will leave area in 6 months. Program has been approved for over one year, but no funds have been paid or approved.

Public Comments: Julie Rouse, 4035 E 24th, filed complaint about property next door, 4029 E 24th, for weed and debris nuisances. She requested city attorney meet with her and her attorney to discuss possible code violations for improper egress, fence, etc. She will provide list of code section numbers for reference.

Charles Ward, 3004 S Duquesne Road, filed complaint about odor emission from either Jasper Products or rendering plant (Protein Solutions). Mayor stated earlier Jasper Products had broken pipe, but it has been repaired. City staff has been in touch with Department of Natural Resources and Jasper County Health Department and will continue to do so.

Consider Vote to Go into Closed Session Pursuant to RSMo 610.021.3: Motion made by George Reeve, seconded by Frank Herron, to go into closed session to discuss personnel issue(s). Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 8:20 PM, Board entered closed session.

At 8:40 PM, Board returned to open session and stated during closed session Board approved hiring new police officer.

Old Business: Updates on City Matters: Caseys General Store closed purchase of property for store at 7th and Duquesne. Dollar General is planning on purchasing old florist building on 7th Street for new store.

David Weaver said Board needs to hold special meeting for DED Conflict of Interest Program Policy for CDBG \$500k Disaster Grant Program as two applicants have employment history with City. Cris Gurubel is current maintenance employee and Alex Gandy was employed by City as Recovery Manager.

Unused Sewer Funds: Unused ARRA (federal) Sewer Funds (\$80,000 - \$85,000) will be forfeited if not used by summer (approximately). There are also additional 50% grant matching funds available. Several project options are available.

Multi-Family Sewer Meters: Because debt for construction of sewer was equal to footage of sewer line on property, it would be unfair to require separate meters.

National Floodplain Insurance Program (NFIP): Robert Downey, 4226 University Circle, said those with mortgages in University Circle have been contacted by their lenders that floodplain insurance is required. Bill Owens, 4102 University Circle, said if city participates in program, those residents effected by this revision will be able to acquire insurance for much less.

FEMA recently reviewed floodplain maps and has now designated University Circle as floodplain area. No city lots had previously been designated floodplain area. City was made aware of situation earlier, has requested documents to participate in program and will have special meeting this Wednesday to pass resolution and / or ordinance.

New Business: Police Department Monthly Report: Chief Kitch presented report. No anomalies reported.

Review Building Permit Fees: tabled until January. Alderman Daugherty made motion for Board to direct Police Department to investigate double billings, potential overpayments and residential complaints regarding building inspector since May tornado and department to report progress at each month's meeting. Motion died for lack of second.

Yearend Wage Adjustment: Board has customarily adjusted employees wages with 2-week end-of-year adjustment and \$50 for each Alderman to help cover some expenses incurred during year for gasoline, cell phone usage, etc. After discussion, motion made by Dale Daniels, seconded by George Reeve, to approve employee adjustments only as presented. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill Summary: November outstanding bills of \$24,384.18; and \$483.95 for Sewer and Wastewater Fund were presented. Motion made by Dale Daniels, seconded by Frank Herron, to pay outstanding bills as presented. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Website Technical Correction: Item posted as "Closed Minutes", needs to be recorded correctly as "Action Taken in Closed Session", as only action taken in closed session is public record.

As there was no further business, motion was made by George Reeve, seconded by Dale Daniels, to adjourn meeting. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 9:45 p.m. meeting adjourned.

Terry Ingram, City Clerk