

City Council for City of Duquesne met in Regular Session at 7:00 p.m. on Monday, November 19, 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 30 visitors were also present.

Agenda: Motion made by George Reeve, seconded by Dale Daniels, to approve agenda. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Minutes from October 8 Regular Meeting were presented. No changes or corrections, minutes were approved as presented.

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

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

Bill 12-12 Rezone 3109 E 13th Street from R-1 Single Family to C-2 Commercial: Motion made by Dale Daniels, seconded by Lisa Daugherty, to read Bill 12-12 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-12 was read by title only. Public Hearing was held September 10. No public comments. Motion made by Dale Daniels, seconded by George Reeve, to accept first reading of Bill 12-12 by title only and move to second and final reading of Bill 12-12 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-12 was read second and final time by title only. Motion made by George Reeve, seconded by Lisa Daugherty, to accept second and final reading of Bill 12-12 by title only and adopt as Ordinance 202. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-13 Joplin Sewer Billing Agreement: Joplin will cut-off receipts for month on last business day of month and wire Duquesne's portion to City account by 10th of following month. Motion made by George Reeve, seconded by Dale Daniels, to read Bill 12-13 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Public Comment: Cinda Sweet, 3711 E 13th, asked if sewer usage would still be calculated using winter months. Board stated it would be continued to be based on usage during December, January and February.

Julie Bealer, 4580 E 24th Street, asked if each apartment or duplex should be charged base fee, just like single family residence.

Bill 12-13 was read by title only. Motion made by George Reeve, seconded by Frank Herron, to accept first reading of Bill 12-13 by title only and move to second and final reading of Bill 12-13 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-13 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 12-13 by title only and adopt as Ordinance 203. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-15 Annex 4765 E 20th Street: Motion made by George Reeve, seconded by Dale Daniels, to read Bill 12-15 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Public Hearing was advertised, held on October 8 and no objections were filed. No public comments. Bill 12-15 was read by title only. Motion made by George Reeve, seconded by Frank Herron, to accept first reading of Bill 12-15 by title only and move to second and final reading of Bill 12-15 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-15 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 12-15 by title only and adopt as Ordinance 204. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-16 Adopt New Building Codes (2006) and New Electrical Codes (2005): Motion made by George Reeve, seconded by Lisa Daugherty, to read Bill 12-16 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-16 was read by title only. By state statute codes must be available for at least 90 days before going into effect. Books have been available since October 1 and, if passed, codes would go into effect January 1, 2013.

Motion made by George Reeve, seconded by Frank Herron, to accept first reading of Bill 12-16 by title only and move to second and final reading of Bill 12-16 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-16 was read second and final time by title only. Motion made by George Reeve, seconded by Lisa Daugherty, to accept second and final reading of Bill 12-16 by title only and adopt as Ordinance 205. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-17 Alderman Interference Prohibited: Motion made by George Reeve, seconded by Dale Daniels, to read Bill 12-17 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Alderman Daugherty questioned need for ordinance. City Attorney explained bill is verbatim to Carl Junction code, except reference to City Administrator. City of Joplin also has similar ordinance. Power of Board members was during meetings and day-to-day activities were Mayor's responsibilities.

Bill 12-17 was read by title only. Motion made by George Reeve, seconded by Frank Herron, to accept first reading of Bill 12-17 by title only and move to second and final reading of Bill 12-17 by title only. Ayes: Aldermen Daniels, Herron, Reeve. Nays: Alderman Daugherty. Motion carried.

Bill 12-17 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 12-17 by title only and adopt as Ordinance 206. Ayes: Aldermen Daniels, Herron, Reeve. Nays: Alderman Daugherty. Motion carried.

Public Comments: Bryan Lowe (3726 E 16th), Tom Storie, Cinda Sweet (3711 E 13th), Debra Giddens (3838E 16th), Barbara Welch (1595 Kymberlee), Thomas Bagby (1603 Ryan Circle), Sabrina Bagby (1603 Ryan Circle), Christina Low (3726 E 16th), Lori Clark (4404 E 20th), Melissa Wakefield (3801 E 16th) expressed concerns about Katherine Estates. City Attorney Talley explained that rezoning of property to allow for multi-family dwelling had been passed by Ordinance 10-11 after public hearing was held without objections. Only landowner could request it be rezoned back to single family residential. Approval of state funding is up to Missouri Housing Development Commission.

Steve Reese (1101 Van Winkle) said he would appreciate nice buildings across from him. Also Planning & Zoning Commission member, he stated two families that spoke at P&Z public hearing were "ok" with project.

Alderman Daniels responded. Before May 2011 tornado, he had met with four families in that neighborhood to discuss project who were fine with project. There were over 100 similar projects under consideration for funding assistance with Missouri Housing Development Commission.

Old Business: Update on City Matters: CDBG Disaster Loan Program: up to \$25,000 for remodeling project and up to \$50,000 for new construction for eligible applicants

affected by May 2011 tornado. There are four applications being reviewed by Harry S Truman staff.

WIB Program: WIB workers last day is December 7. Some administrative staff will remain until end of year to complete paperwork.

Sewer Billing for Multi-Family Complex: Alderman Daugherty asked why only one meter for multi-unit structures. City Attorney will confer with other cities on their policies.

Streetcut 3-Year Guarantee: After discussion with Harold McCoy, who used to work for City of Joplin's Public Works Department, 3-year guarantee is applied to contractor who makes cut and subsequent repair.

New Business: Police Department Monthly Report: Chief Kitch presented report. Mayor had approved purchase of additional taser.

Bill Summary: October outstanding bills of \$19,182.22; and \$160.00 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.

As there was no further business, motion was made by George Reeve, seconded by Frank Herron, to adjourn meeting. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 9:30 p.m. meeting adjourned.

Terry Ingram, City Clerk