

Board of Aldermen opened Regular Session at 7:00 PM on Monday, November 10, 2014. Present were Acting President of Board of Aldermen Lisa Daugherty, Aldermen Herron, Welch and Bone. Absent: none. City Attorney Mike Talley, David Weaver, Chief Tom Kitch and 19 visitors.

Acting President of Board of Aldermen Daugherty called meeting to order. David Weaver gave invocation.

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

Minutes: October 13 Regular meeting with Public Hearing were approved as presented. October 27 Closed meeting minutes were presented by David Weaver. Motion made by Lisa Daugherty, seconded by Roger Bone, to amend minutes to remove "tried to put audio on hold". Ayes: Aldermen Welch, Bone, Daugherty. Nays: Alderman Herron. Motion carried. Motion made by Roger Bone, seconded by Barbara Welch, to accept minutes as modified. Ayes: Aldermen Welch, Bone, Daugherty. Nays: Alderman Herron. Motion carried.

October 28 Special Emergency Meeting: Minutes did not clearly state reasons for emergency meeting and inability to give 24-hour notice. City Attorney Talley recommended amending minutes to clearly state reasons. Minutes were revised to include emergency meeting was called with less than 24-hour notice because new hire would need to give 2-week notice at present job and to be available for November 11 Court. Motion made by Roger Bone, seconded by Barbara Welch, to approve modified minutes. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Alderman Daugherty stated Board was waiting for opinion for State Attorney General's office about minutes being available prior to approval and until such opinion was received, minutes would only be available during regular office hours or via website after approved.

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

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

Bill 14-20 Set Base Engineering Deposit Fee for Commercial Construction Projects: Motion made by Lisa Daugherty, seconded by Roger Bone to read Bill 14-20 by title only. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Bill 14-20 was read by title only. Ordinance required \$2,000 engineering review fee for commercial construction to cover City's cost to plans reviewed for stormwater and sewer compliance; provide provision to refund any unused portion or bill for any amount in excess of \$2,000; and to increase application fee from \$255 to \$500. Motion made by Lisa Daugherty, seconded by Barbara Welch, to accept first reading of Bill 14-20 and move to

seconded and final reading of Bill 14-20 by title only. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Bill 14-20 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 14-20 and adopt as Ordinance 249. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Bids for Demolition of Residential Structure at 1505 S Duquesne Road, Removal of Footings and Collapsing Root Cellar: Two bids were received and opened on Thursday, November 6, at 10 AM by Lisa Daugherty with City Clerk present. Nelson Tree and Demo Service submitted bid for \$4,000 and B&D Yardbuilders submitted bid for \$4,850 with sub-contractor bid to remove asbestos siding for additional \$2,450 for total of \$7,300. Cinda Sweet commented from audience about safety concerns if someone broke into structure. After some discussion, motion made by Barbara Welch, seconded by Frank Herron, to accept Nelson Tree and Demo Service bid of \$4,000. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Public Comments: Chris Ellsworth, 1004 S Duquesne Road, asked to continue on Planning & Zoning Commission, as his term expires December 31. He was appointed in August, was ill in October and November meeting was cancelled. Lisa Daugherty announced P&Z was rescheduled for Monday, November 17, at 7 PM. Board will review expiration of Commission members and let him know.

William Shumate, 4441 E 24th, asked if Board would consider computer equipment or overhead projector for City meetings.

Fred Frerer, 4470 E 26th, asked if public would be given opportunity to speak when Board considered application(s) for Successor Mayor. Lisa stated this was public comment time. Fred continued City needed to move forward as expeditiously possible. Lisa stated successor to Mayor did not need to be named and anyone interested in position could sign up beginning mid-December for April election.

Cinda Sweet, 3711 E 13th, apologized for earlier outburst; but if building was not worth anything, she was concerned about vagrants breaking into structure.

Paula Bone, 2501 Freeport Drive, asked about placement of Public Comment on agenda. City Attorney pointed out not every action taken by Board was subject to public comments. Also, if placed at beginning of meeting, too many comments can bog-down meeting or too late in meeting, most decisions were already made.

Rick Gamboa, 4005 E 20th Street, stated Board was biased when it came to comments from audience members, some individuals were reprimanded while others made comments without any reaction from Board. Also, if Mayor was not needed all year long, then one would not need to be elected in April. He also requested Board make available monthly expenditures vs. budget.

Thi Reedy, 1410 Kymberlee Lane, said she if City were going broke, why was current Board spending money. Alderman Welch said Ms. Reedy could see FY15 budget.

Old Business: Update on City Matters: David Weaver covered 5 projects he continued to work on: 1) City of Joplin's proposed sewer rate increase of 61% over next 5 years with 30% surcharge already charged to outside Joplin city limit customers; 2) Additional housing grant for \$1 million; 3) Road repair funding; 4) SEMA/FEMA reimbursement of Rosetta and associated engineering fees; and 5) Widening of 20th Street. CDBG survey for possible street repair funds and street widening still needed to be completed. Annexation petition for Soaring Heights Elementary and attached properties had been presented to R-VIII Board for consideration.

Application for Successor Mayor: Matter was addressed earlier in meeting.

Conclusion of Review of 3 Employees Wages: Concern had been expressed at September 22 meeting about possible overpayment of wages and Board had asked City Clerk for reconciliation of 3 employees. Reconciliation documents were presented with memo to Board at October's meeting for their review. After review of records, no overpayments or errors were found. Lisa Daugherty apologized for her choice of words and strong comments in September.

New Business: Police Monthly Report: Chief Kitch presented report. Body work to 811 was complete. However, unit needed cage. Chief will present cost estimate at later meeting. GPS was installed and operational in City maintenance truck.

Set Public Hearing Dates: Planning & Zoning Commission on Monday, December 1, and Board of Aldermen on Monday, December 8. Both were set for 7:05 PM. Hearings were for setting engineering fee deposit for platted sub-division and correcting reference to section already in Planning & Zoning chapter.

Select FY14 Auditor: David Weaver was already contacting local cities about wage rates and would ask which auditor each city used. He agreed to contact those auditors to request bid to do City's audit and have information available at December 8 meeting.

Bill Summary: October outstanding bills for \$16,305.67 and \$233.02 sewer bills were presented. Alderman Herron asked about fuel charges at 602 S Main, which was address for Joplin City Hall. Diesel fuel purchased by Police Department was for Hummer which will periodically be driven home by different officers. Motion made by Roger Bone, seconded by Barbara Welch, to approve payment of bills. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried.

Consider Vote to Go into Closed Session for Personnel Matters: Motion made by Roger Bone, seconded by Lisa Daugherty, to go into closed session pursuant to RSMo 610.021.3 for personnel matters. Roll call taken: Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried. At 8:30 PM, Board entered closed session.

Board returned to open session at 8:50 PM by motion made by Lisa Daugherty, seconded by Roger Bone. Ayes: Aldermen Herron, Welch, Bone, Daugherty. Nays: none. Motion carried. Lisa Daugherty stated vote taken in closed session would be available in 72 hours. Other Business: Cobble Excavating contract to do road cut repairs scheduled to expire December 31. Board decided to extend contract for another year and have City Attorney draft necessary documents for December meeting.

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 8:53 PM, meeting adjourned.

Terry Ingram
Duquesne City Clerk