

City Council for City of Duquesne met in Special Session at 5:07 p.m. on Tuesday, September 3, 2013, at City Hall.

Mayor Denny White called meeting to order.

Roll call was taken. Mayor Denny White and Aldermen Dale Daniels, Frank Herron, Lisa Daugherty, Roger Bone were present. Absent: none. City Attorney Mike Talley, David Weaver and one visitor were also present.

Agenda: Mayor requested bids for sealing city hall parking lot be added to agenda. Motion made by Dale Daniels, seconded by Frank Herron, to approve agenda as modified. Ayes: Aldermen Daniels, Herron, Bone. Nays: Alderman Lisa Daugherty. Motion carried.

Consider Vote to Go into Closed Session Pursuant to RSMo 310.021(1): Motion made by Dale Daniels, seconded by Lisa Daugherty, to go into Closed Session to discuss acquisition or sale of real estate. Ayes: Aldermen Daniels, Herron, Daugherty, Bone. Nays: none. Motion carried. At 5:10 p.m. Board entered to open session.

At 5:30 PM, Board returned to open session. Mayor stated Board had discussed possible purchase of property. No formal action or vote was taken.

Consider Purchase of Real Estate: Motion made by Lisa Daugherty, seconded by Frank Herron, to amend agenda to add Bill 13-08 Real Estate Contract for 1505 and 1505 ½ S Duquesne Road. Aldermen Daniels, Herron, Daugherty, Bone. Nays: none. Motion carried.

Bill 13-08 Real Estate Contract for 1505 and 1505 ½ S Duquesne Road: Motion made by Dale Daniels, seconded by Frank Herron, to read Bill 13-08 by title only. Aldermen Daniels, Herron, Daugherty, Bone. Nays: none. Motion carried.

Bill 13-08 was by title only. Mike Talley stated Mr. Cook had contacted Mayor White and stated he was willing to sell property "as is" except for trailer for \$60,000. He would have it removed within 60 days of closing. When Contract was executed, \$1,000 escrow check would be deposited with Abbey Title Company. Taxes would be prorated and closing costs split 50/50 between sellers and City. Motion made by Dale Daniels, seconded by Frank Herron, to accept first reading of Bill 13-08 by title only and move to second and final reading of Bill 13-08 only. Aldermen Daniels, Herron, Bone. Nays: none. Abstain: Alderman Daugherty. Motion carried.

Bill 13-08 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 13-08

by title only and adopt as Ordinance 218. Aldermen Daniels, Herron, Bone. Nays: none. Abstain: Alderman Daugherty. Motion carried.

Bill 13-09 Amend Court Fees to Add \$3 Surcharge for Sheriffs' Retirement System: Motion made by Lisa Daugherty, seconded by Roger Bone, to read Bill 13-09 by title only. Ayes: Alderman Herron, Daugherty, Bone. Nays: Alderman Daniels. Motion carried.

Bill 13-09 was read by title only. Attorney Mike Talley explained fee had been in Missouri State Statutes for many years, but previously not applied to municipal courts. Current State Attorney General Chris Kostner's opinion was fee applied to municipal courts also. Office of State Court Administration agreed and issued order that effective August 28, 2013, that municipal courts would begin collecting \$3 fee on all cases. City Judge Mark Elliston has ordered City court to start collecting fee. Motion made by Frank Herron, seconded by Lisa Daugherty, to accept second and final reading of Bill 13-09 and adopt as Ordinance 219. Ayes: Alderman Herron, Daugherty, Bone. Nays: Alderman Daniels. Motion carried.

Appoint Officer to Fill Vacated Full Time Position: Officer Sullins has been paid reserve/part-time officer since December 2007. Mayor recommended Board appoint him to fulltime status at \$14/hour. Motion made by Frank Herron, seconded by Dale Daniels, to accept recommendation and approve change in employment status and pay rate. Aldermen Daniels, Herron, Bone. Nays: none. Abstain: Alderman Daugherty. Motion carried.

Sealing City Hall Parking Lot: Three bids were received for project: Magic Seal & Stripe, \$1,800; Hicklin Asphalt, \$2,531; and AAA Asphalt, \$2,900. Motion made by Frank Herron, seconded by Dale Daniels, to accept lowest bid and award project to Magic Seal & Stripe for \$1,800. Aldermen Daniels, Herron, Bone. Nays: none. Abstain: Alderman Daugherty. Motion carried.

As there was no further business, motion was made by Dale Daniels, seconded by Frank Herron, to adjourn meeting. Ayes: Aldermen Daniels, Herron, Daugherty, Bone. Nays: none. Motion carried. At 6:07 p.m. meeting adjourned.

Terry Ingram, City Clerk