

**A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF RICHMOND,
MISSOURI, January 28, 2009.**

PRAYER:

Led by Rev. Tim Zielinski

PLEDGE OF ALLEGIANCE:

Led by Cub Scouts Pak 324

Mayor Lance Green called to order the regular meeting of the City Council of the City of Richmond, Missouri on January 28, 2009 at 6:30 p.m.

ROLL CALL - PRESENT:

Mayor Lance Green, City Administrator Rick Childers, Robin Littrell, City Clerk, C.E. Goodall, Public Works, Marilyn O'Dell, Collector, Community Development Director Lisa Hastings, Russell Rogers, Police Dept., Fire Chief Lonnie Quick, Haley Morrissey Rec. Director, and Finance Director Melanie Allwood

ABSENT:

None.

COUNCIL PRESENT:

Beverly Gorham, Jason Berning, Scott Marshall, Scott Spiers, Tom Williams, Melissa Miller, Tammy Folvarcik, and Dave Powell.

COUNCIL ABSENT:

None.

WELCOMING REMARKS – MAYOR:

Mayor Green welcomed everyone to the meeting.

ACCEPTANCE OF MINUTES FROM the January 14, 2009 Regular Meeting:

Minutes of the January 14, 2009 Regular Meeting approved as printed.

COMMENTS FROM AUDIENCE:

Jim Rippy – 202 E. South St. – Stated that he would request to speak later in the meeting, but knows what that answer would be. He also asked if the “Pay at the Pump” was still being discussed by the Council and added his thoughts of opposition.

ADOPTION OF AGENDA:

Councilor Gorham moved to adopt the agenda with the additions of moving Item A. New Business, immediately following Adoption of the Agenda and Item J. Waiver of Noise Ordinance for Mushroom Festival under New Business, second by Councilor Berning. AYES: Gorham, Berning, Miller, Marshall, Spiers, Williams, Folvarcik, and Powell. NAYS: None. Motion carried 8-0.

NEW BUSINESS – A. Collection Agency Presentation

Jeffrey Arnett, Area Manager for TekCollect made presentation on collecting outstanding taxes and fees due the City of Richmond. He shared processes and costs. Time was allowed for questions. The Council will look at the information provided and discuss further at the next Finance Committee meeting. Mayor Green thanked Mr. Arnett for his presentation.

REPORT OF STANDING COMMITTEES:

- A. Finance Committee –Jason Berning: The Finance Committee met on January 26th in conjunction with the Public Works Committee. Discussion was held on a grant for the Fire Department in the amount of \$17,100 they have received to install an exhaust system for the downstairs garage. It was also mentioned that the 5% matching funds are within their budget. Other topics included construction and repair at the pool, storm water study, sludge removal at the water plant and the Green Sales Tax Holiday.

- B. Ordinance Committee – Beverly Gorham: The Ordinance Committee met on January 21st. The City Administrator brought ordinance 1606 to the committee that was passed in 1997, but never was added to the code book. It is the Drug and Alcohol policy for city employees and is part of the handbook. This ordinance has been given to the Public Safety Committee and the Police Chief for review prior to amending and updating. The Judicial Review Committee suggested City Hall have designated smoking areas and the committee found that this is to be a policy not an ordinance. We will have another meeting on February 2, 2009 at 5:30 p.m.

- C. Public Works Committee – Scott Marshall: Our committee met on January 21st with the Finance Committee. Councilor Berning mentioned most items that were discussed. Rick will touch on a few items during his report. We also discussed a leak at Maurice Roberts Park.

- D. Public Safety Committee – Melissa Miller: We will meet on February 9th at 5:30 p.m. Councilor Miller commended the Fire Department for receiving the grant that was mentioned during the Finance Committee report.

MAYOR'S REPORT – Lance Green

Jan. 19 City Hall was closed in observance of Martin Luther King Jr. Day
Jan. 20 Last Day to File for Council position.
Jan. 27 Final Certification was taken to the County Clerk for the April Election

Reminders:

Certified Candidates

Candidates that have filed –

Ward I – (2 yr. Term) – Scott Spiers, Bob Bond, & Robert Cooper

Ward I – (1 yr. Term) – Tom Williams

Ward II – Roger Kepple & Beverly Gorham

Ward III – (2 yr. Term) – Mike Wright, Kathy Garner & Tammy Folvarcik

Ward III – (1 yr. Term) – Jim Dunwoodie

Ward IV – Scott Marshall & Terrie Lee Stanley

Write-In Candidate – Ward I (1 yr term) Anita Merle Hendrix

911 Audit Report will be presented at the next meeting when Police Chief McWilliams is in attendance.

CITY ADMINISTRATOR'S REPORT – Rick Childers

Henrietta Water Agreement – A contract has been forwarded to Henrietta City Council for consideration. They have just received their full engineering analysis and recommendations and will begin work to submit the project for funding approval with Mo. Water & Wastewater Review Committee.

Judicial Review Committee – The committee met on Thursday, January 15 at 5:30 p.m., a report was included in council packets.

South Plant Presentation – Engineering proposals for work at the south wastewater plant will be presented at a rescheduled Public Works Committee Meeting on Tuesday, Feb. 3rd, @ 5:30 p.m.

Lime Sludge removal – Contractor anticipates being on-site in 10 days depending on weather. We are working on a non-linked longer term contract proposal as well.

Policy updates – Council received updated policies regarding seat belt use, smoking restrictions, use of accrued leave & overtime, and Drug & Alcohol policy enforcement.

Municipal Complex – Rand Construction has submitted request for release of retainage for \$100,000 and drainage work in front of the Police Dept. for \$5,690. Motion moved by Councilor Marshall, second by Councilor Gorham to approve release of \$105,690 of Municipal Complex funds to Rand Construction. AYES: Marshall, Gorham, Spiers, Williams, Berning, Miller, Folvarcik, and Powell. NAYS: None. Motion carried 8-0.

UNFINISHED BUSINESS:

- A. Storm Water Study Information – We have received a report from the engineers and have scheduled a Public Meeting on February 12th at 5:30 p.m. at City Hall. Everyone is welcome to attend and notice will be sent to specific residents in the impact area. We will gather information at the meeting on the 12th and bring that information to the council.
- B. Henrietta Sewer Rate Information – Rick Childers commented that we are fine tuning a proposal to submit to the City of Henrietta.
- C. An Ordinance Amending Council Meeting Time and Place – Discussion among Council, Mayor and City Administrator. Motion moved by Councilor Marshall, second by Councilor Miller for first reading of Bill 09-01 by title only. AYES: Marshall, Miller, Williams, Powell, Spiers, Gorham, Berning, and Folvarcik. NAYS: None. Mayor Green proceeded with first reading of Bill 09-01 by title only.
- D. Discussion of Signed Complaint Form Rules – City Administrator Rick Childers asked Council if they had any input from residents since the last meeting. Motion moved by Councilor Folvarcik, second by Councilor Spiers authorizing staff to investigate all complaints if there is a violation of an ordinance, keeping the current form in place, but a signature is optional. AYES: Folvarcik, Spiers, Berning, Williams, Marshall, Powell, Gorham, and Miller. NAYS: None. Motion carried 8-0.

NEW BUSINESS:

- A. Collection Agency Presentation – This item followed acceptance of the agenda.
- B. Consideration of Green Sales Tax Holiday – With the intent to draw shoppers to the city, Councilor Marshall moved to “Opt – in” to the Green Sales Tax Holiday for 2009 and present an ordinance for approval at the next regular meeting, second by Councilor Powell. AYES: Marshall, Powell, Miller, Spiers, Folvarcik, Berning, and Williams. NAYS: Gorham. Motion carried 7-1.
- C. Resolution Number 391 – Lots 15 & 16 Wilson Addition - Mayor Green asked Council to approve this Resolution # 391 accepting two lots. AYES: Miller, Williams, Folvarcik, Spiers, Marshall, Gorham, Powell, and Berning. NAYS: None. Resolution approved 8-0.
- D. Resolution Number 392 – Accept Administrative Services for CDBG Project - Mayor Green asked Council to approve Resolution # 392 accepting Molly McGovern as CDBG Administrator for the upcoming project. AYES: Miller, Gorham, Spiers, Powell, Williams, Berning, Folvarcik, and Marshall. NAYS: None. Resolution approved 8-0.

- E. An Ordinance Amending Administrator Duties (Purchasing) – Bill 09-02 – Following clarification and discussion of ordinance presented, Councilor Gorham, second by Councilor Williams moved for first and second reading by title only of Bill 09-02. AYES: Gorham, Williams, Powell, Marshall, Spiers, Berning, Folvarcik, and Marshall. NAYS: None. Mayor Green proceeded with first and second reading by title only of Bill 09-02. Motion moved by Councilor Williams, second by Councilor Gorham to approve Bill 09-02 as ordinance. AYES: Williams, Gorham, Miller, Folvarcik, Berning, Powell, Spiers, and Marshall. NAYS: None. Bill 09-02 approved as ordinance 8-0.
- F. An Ordinance Amending Contracts (Purchasing) – Bill 09-03 – Clarification was given by City Administrator Rick Childers and discussion by Council. Motion moved by Councilor Marshall for first and second reading by title only of Bill 09-03, second by Councilor Williams. AYES: Marshall, Williams, Folvarcik, Berning, Gorham, Miller, Spiers, and Powell. NAYS: None. Mayor Green proceeded with first and second reading of Bill 09-03 by title only. Motion moved by Councilor Marshall, second by Councilor Williams to approve Bill 09-03 as ordinance. AYES: Marshall, Williams, Powell, Miller, Gorham, Folvarcik, Berning, and Spiers. NAYS: None. Bill 09-03 approved as ordinance 8-0.
- G. Re-Appointment of Planning & Zoning Board Members – Mayor Green asked the Council to approve the re-appointment of Everett Balman to the Planning & Zoning Board for a four year term. AYES: Folvarcik, Berning, Miller, Williams, Powell, Marshall, Gorham, and Spiers. NAYS: None. Appointment approved 8-0.
- H. Police Fitness Program – Lt. Russell Rogers presented request to Council to borrow funds from the Police Department budget for physical fitness equipment to be placed in their work-out room, not to exceed \$2000 and the Police Department will repay before fiscal year end. Motion moved by Councilor Marshall, second by Councilor Spiers authorizing the budget adjustment allowing the Police Department to borrow from their budget an amount not to exceed \$2000 for the purchase of fitness equipment for the department, guaranteeing reimbursement prior to fiscal year end. AYES: Marshall, Spiers, Gorham, Powell, Williams, Miller, and Berning. NAYS: None. ABSTAIN: Folvarcik. Motion carried 7-0-1.
- I. Fire Assistance Grant – This item was addressed upon request during the Finance and Public Safety Committee reports earlier in the meeting.
- J. Noise Ordinance Waiver During Mushroom Festival 2009 – Following a brief discussion, motion moved by Councilor Marshall, second by Councilor Powell for the Council to waive the Noise Ordinance for all 2009 Mushroom Festival Activities. AYES: Marshall, Powell, Folvarcik, Gorham, Berning, Williams, Miller, and Spiers. NAYS: None. Motion carried 8-0.

ADJOURN:

Motion to adjourn at 7:50 p.m. moved by Councilor Marshall, second by Councilor Miller.

AYES: Marshall, Miller, Spiers, Gorham, Williams, Berning, Powell, and Folvarcik.

NAYS: None. Motion carried 8-0.

Mayor J. Lance Green

City Clerk, Robin Littrell