

The Board of Aldermen met in regular session at 6:00 P.M.

Aldermen Present: Greg Smith, Mark Greening, Roch Buckman, Tyler Wheeler, and Gary Thompson

Aldermen Absent: Michael Purol

Others Present: Jamie Allen, Gary Million, John Wilcox, Brett Peters, Kenneth Pryor, Jason Osbourne, Connie Painter, Marcia Watson, Rich Enochs, Christine Watson, Jeff Botkins, Gary McElroy, Kerry Lee and Jackie Pangborn

Mayor Minor called the meeting to order.

Mayor Minor asked everyone to stand and recite the Pledge of Allegiance.

The consent agenda was reviewed and approved on a motion by Alderman Greening, a second by Alderman Buckman, with all in favor.

Mayor Minor opened the floor for open forum.

Kenneth Pryor said that he has lived here since 1999. The amount of trash, rubbish abandoned vehicles and weeds in town needs to be addressed. He asked what is in place to address these nuisances. He contacted the Police Department, who in turn told him to contact the Board of Aldermen. Mayor Minor said that the City has a problem with properties that may look bad, but unless they become a health or safety issue they are not violating the nuisance law. Many of the property owners in question do not live in Monroe City. If the City sends them a letter about their property, they just do the minimum to satisfy the nuisance ordinance. Kenneth Pryor said that he is talking about big trash in the alley between First and Second Street. There are abandoned vehicles, junk and miniature horses in this area. Attorney Wilcox said that the owners of the horses presented documentation that they are therapeutic horses; however he is not finished addressing this issue. Kenneth Pryor said that there is a house on Park Street in which trash is blowing out the garage. It is a lack of pride by the property owner. Attorney Wilcox said that a new Supreme Court ruling and legislation is making it even more difficult to deal with nuisances by limiting the fines that a municipality can assess. Many of the ways that the City has with dealing with nuisances are being taken away. Attorney Wilcox said that this problem occurs in other towns besides Monroe City. Property owners of dilapidated houses and junk cars in their yard all say that they plan to refurbish the houses and cars, but in reality they never do. There is a business on business highway 24 & 36 that has numerous vehicles setting on their lot that have been there for several years. Gary McElroy suggested contacting the State to see if these vehicles are too close to the highway. Attorney Wilcox said that when a complaint is received about a nuisance, a letter is sent to the property owner giving them 10 days to abate the nuisance. The property owner can request a hearing on his matter. He does not get

involved unless the property owner does not abide by the nuisance letter. Kenneth Pryor suggested putting the notices that the Police Department sends to property owners in the paper. That way the entire community will know what is going on and can exert pressure on this property owner. Attorney Wilcox assured everyone that he is not giving up on the nuisance problem in Monroe City.

Alderman Greening presented the Public Works report to the Board of Aldermen. He said that the report from Kevin O'Bryan, Director of Public Works, is in the Alderman packet.

Alderman Greening said that bids were solicited for the sale of the City's 1989 Dodge truck, 1989 Ford F250 truck, 1996 Dodge truck and old boat, motor and trailer from the Water Plant. The only bid received was from Jimmy Ray Hardwick for the 1989 Ford F250 truck. The minimum bid was \$300.00. Mr. Hardwick bid \$400.00 for this truck. Alderman Greening motioned to accept this bid and sell Jimmy Ray Hardwick the 1989 Ford F250 truck for \$400.00; Alderman Smith seconded it, with all in favor.

The Public Works Department requested authorization to extend the bid due date on the 1989 Dodge truck, 1996 Dodge truck and the boat, motor and trailer until March 6, 2017. Alderman Greening motioned to grant this authorization; Alderman Wheeler seconded it, with all in favor.

Alderman Greening said that Cathy McAfee has retired from the Water and Wastewater Plants. The City will be interviewing applicants in the near future week to fill this position.

Alderman Greening said that Kevin O'Bryan wants to purchase a 2000 Ford F250 truck from Glen Wilson for \$3,500.00. This truck would replace the truck being driven by the Electric Department personnel that is unsafe to drive and needs to be taken out of service. Funds to purchase this truck can come from the sale of surplus property and the generation fuel budget which will not be spent because the generating engines do not meet EPA regulations. Mayor Minor asked that this matter be put on hold until the purchasing ordinance can be checked.

Alderman Greening said that the City solicited new bids for a backhoe for the Public Works Department. Six bids were received. Only three of the bids met the bid specifications. Altorfer submitted a bid of \$102,480.00 for a Cat 420F2 IT backhoe with the specified accessories. Martin Equipment submitted a bid of \$102,079 for a John Deere 3105LHL backhoe with the specified accessories. Luby Equipment submitted a bid of \$98,900.00 for a Case 580 Super N backhoe with the specified accessories. Alderman Greening said that the Public Works managers and employees recommend that the City purchase the Cat 420F2 IT backhoe because it is the best overall machine, largest cab, smooth ride, more operator friendly and best operating controls. It also has the highest hour warranty with no deductible which is 5 years/3,500 hours. \$85,000 was budgeted for this purchase, however the

City has surplus USDA funds that could be used to pay the excess and not affect the budget. After discussion, Alderman Thompson motioned to purchase the Cat 420 IT backhoe from Altorfer Machinery for \$102,480.00 and not finance any portion of it; Alderman Greening seconded it, with all in favor except Alderman Buckman.

Alderman Greening said that the City solicited bids for a transformer for the Farmer's Elevator's new facility. The bids were as follows:

| <u>Vendor</u> | <u>Amount</u> | |
|----------------------------|---------------|---|
| <u>Solomon Corporation</u> | \$13,500.00 | 5 – 6 week delivery – 36 month warranty |
| <u>AEI /ERMCO</u> | \$16,722.00 | 8 – 10 week delivery - |
| <u>Fletcher Reinhardt</u> | \$17,200.00 | |
| <u>T & R Electric</u> | \$18,418.00 | 6-8 weeks – 36 month warranty |

Kerry Lee said that he met with Ronnie Dean and Paul Mudd of the Farmer's Elevator to review the bids and determine if these transformers will meet their needs. They all agreed that the low bid from Solomon Corporation will meet their needs. Alderman Greening motioned to accept the bid from Solomon Corporation in the amount of \$13,500.00 for a transformer for Farmer's Elevator; Alderman Smith seconded it, with all in favor.

The Board re-visited the matter of purchasing a used pickup truck for the Electric Department. Attorney Wilcox said that used equipment can be purchased without bidding if the Board of Aldermen is notified in advance so that this matter is on record. The purchasing ordinance can be bypassed if there is a compelling reason to do so. After discussion, Alderman Buckman motioned to remove the unsafe truck from service and to solicit bids for a used pickup for the Electric Department; Alderman Thompson seconded it, with all in favor. Mayor Minor asked that requests for purchases not be brought to a Board meeting unless they have been discussed at the Managers' weekly meeting.

Alderman Wheeler presented the Public Safety report. Rich Enochs said that every year in February Aerial FX has a winter sale on fireworks. He requested authorization to use the funds allotted for fireworks to purchase the fireworks for the 2017 Fourth of July event. Once purchased, Aerial FX will deliver the fireworks to their bunker by the Cannon Dam. The Fire Department will take delivery of them on July 3, 2017. Alderman Wheeler motioned to grant this authorization; Alderman Smith seconded it, with all in favor.

Alderman Buckman presented the Administration report. Jackie Pangborn, Director of Administration, presented her report to the Board of Aldermen:

- EPA conducted an inspection of the Wastewater Plant several months ago. The City was cited for not having its pre-treatment program not being in compliance. Jon Rogers has advised that he needs assistance in evaluating the industrial waste survey and determining limits. Klingner & Associates has an engineering services agreement in which they will give the City an opinion of probable cost of \$11,000.00 to provide the needed services. This is an EPA mandate and must be done. After discussion, Alderman Smith motioned to authorize the Mayor to enter into this agreement with Klingner & Associates for the needed engineering services; Alderman Buckman seconded it, with all in favor.
- A pre-bid conference was held today for contractors interested in bidding on the HVAC project for City Hall. It was well attended. Bids are due next week. Bid results will be presented to the Board of Aldermen at the February 23, 2017 meeting.
- The traffic survey on County Line Road has been completed. The results are in the Council packets. The Board reviewed the results. Alderman Greening said that stop signs on County Line Road were approved. The Board then decided to not put the signs up pending a traffic study and further review. He said that the Board must decide to either put up the stop signs or rescind the decision to put up the stop signs on County Line road. After discussion, Alderman Wheeler motioned to rescind the decision to put up stop signs on County Line Road; Alderman Smith seconded it, with all in favor. The Board asked that the Public Works Department investigate obtaining and installing flashing warning signs for County Line Road near the Gordon Hill Park.
- The City is soliciting applications for an administrative position, Swimming Pool employees, Summer time help for the Public Works Department and an operator for the Water & Wastewater Plants.
- Lakeside Casting Solution has submitted an application for Utility Incentive Credit in the amount of \$2,100.00 for creating 7 new jobs for fiscal year 2016. After review and discussion; Alderman Smith motioned to approve this application and give them the \$2,100.00 credit; Alderman Thompson seconded it, with all in favor, except Alderman Buckman who abstained.
- Jon Rogers has asked that Steve McDowell be retained as a consultant for the Water Plant and Wastewater Plant. However he would only come on site every two weeks and his compensation will be reduced to \$500.00 per month. Jackie Pangborn will bring a contract with Steve McDowell to the Board of Aldermen at the next meeting.
- MoDOT has advised the City that they do not plan to repair the flashing light at the four-way stop that has stopped working. They said that it is no longer needed and they are going to take it down. They will give it to City. Kerry Lee said that he will see if he can fix it, if not he will scrap it.
- A wooden door at the Swimming Pool is broken and needs to be replaced. She is soliciting bids for a new door.
- The Chamber Social Hour will be held on March 7, 2017. If anyone wants to attend, let her know.

- Missouri Joint Municipal Electric Utility Commission has issued a “Resolution Affirming Support for the Grain Belt Expressway. They have requested that the City send a letter to the legislatures stating that the City is part of MEUC and that we wanted them to have a copy of the resolution. The Board took no action on this request.
- The Missouri Municipal League advised the City that they have assisted the City with getting a class action settlement with TracFone in the amount of \$1,484.44. They want the City to call their legislator about harmful legislation when the Missouri Municipal League alerts there is a problem. They have also requested that they assign a minimum of 5% of the funds collected for their assistance in settling the class action suit. The Board took no action on this request.
- The Police Department is having issues with their internet connection. Currently the Police Department has a 10 mg internet service at a cost of \$102.00 per month. They could get a 20 mg service for \$119.99 per month. When she advised CenturyTel of everything that the Police Department was using their internet service for, they suggested that the City look into fiberoptic for the Police Station. This would give them a download and up load speed of 25 mgs. The cost for this service would be \$400.00 per month. The Board asked Jackie Pangborn to check into other internet options for the City.
- There is a business in town that is required to collect and remit sales tax. As part of their requirements for obtaining a business license, they must provide a letter of no tax due. When the City goes on line to obtain the no tax due letter, a message states that the business must contact the Department of Revenue. This business has been advised of this problem, but has not done an anything about. If this matter is not corrected, the City may have to pull that business’ license.

Attorney Wilcox said that he will have an ordinance at the next meeting to comply with Senate bill 37 and Supreme Court ruling # 5.

Mayor Minor said that Monroe Historical Society is planning the bi-centennial celebration of the new White House. They are asking that all cities named after James Monroe issued proclamation declaring that they are named after James Monroe. Mayor Minor asked the Board if they want him to pursue this. The Board agreed to pursue it.

Alderman Smith motioned to go into executive session authorized by RSMO 610.021(3) hiring, firing, disciplining or promoting of particular employees; Alderman Wheeler seconded it the vote as follows.

| | | | |
|---------------------|-----|---------------------|--------|
| Greg Smith | Yea | Michael Purol | Absent |
| Mark Greening | Yea | Tyler Wheeler..... | Yea |
| Roch Buckman..... | Yea | Gary Thompson | Yea |

After the adjournment of the executive session, the open session was reconvened.

Alderman Greening motioned to ratify the decision made in executive session to include in the minutes of the open session, the error made in determining the gas rates for the January and how the City is going to address it; Alderman Thompson seconded it, with all in favor.

Gary Osbourne said that when he does the gas rate calculation for the next month, he copies the information from the previous month to a new row in his spreadsheet and then changes the mcfs of gas sold and the invoice for the new month. The invoice amount for gas for December was \$129,497.74. The invoice amount for gas for November was \$62,884.93. He changed the amount of gas sold, but failed to change the invoice amount on the calculation. This has caused the gas rates to be lower than they should have been. In order to make up for this, he plans to take the difference of \$66,612.81 ($\$129,497.74 - \$62,884.93$) divide it by 3 ($\$22,204.27$) and added to this amount to the actual gas invoices for January, February and March. This will minimize the effect on the consumers and will recover the City's gas revenues.

Alderman Wheeler motioned to adjourn the meeting; Alderman Buckman seconded it, with all in favor.

Neal Minor, Mayor

Jackie Pangborn, Director of Administration