

**CITY OF CAMERON
MINUTES
MARCH 15, 2010**

REGULAR SESSION

Frank A. Buck	P
Mark L. Carr	P
Dennis M. Clark	P
Everett W. Ice	P
Ronnie Jack	P

The City Council of the City of Cameron, Missouri met in Regular Session on Monday, the 15th day of March 2010, at six o'clock p.m. at City Hall. Mayor Everett W. Ice presided with the following Councilmembers present: Frank A. Buck, Mark L. Carr, Dennis M. Clark and Ronnie Jack. Absent: none.

Present were City Manager David Watson, Attorney for the City Mitch Elliott and City Clerk Barbara J. O'Connor.

Minutes of the March 1, 2010 meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Buck and seconded by Councilmember Carr.

PUBLIC PARTICIPATION

Byron Roach, 1016 Euclid Avenue, stated that City Employee Eric Evans is doing a good job at the Cameron Memorial Airport and has improved the airport service during his tenure. However, Mr. Roach who is employed by NW Electric in Cameron questioned why the airport runway is the last to have snow removal provided. The airport provides a valuable service for the community and should be maintained for use at all times. Mayor Ice said Council would take the issue under advisement.

CITY MANAGER'S REPORT

1. City Manager Watson recently met with Midland Empire Resources for Independent Living (MERIL). MERIL works to eliminate barriers for people with disabilities. The group is planning an expansion of services in our area and hopes to create an office in Cameron to help accommodate underserved members of the community.
2. Staff met with Tonya Lohman, Missouri Department of Transportation, to discuss a Walnut Street pedestrian plan. It is more difficult to do than originally thought, but Staff will continue to work toward a plan. If a pedestrian trail is built from Walnut Street/McElwain Drive to Reservoir Number One, access lights would be needed among other things. City Manager Watson hopes to have a map to Council next week showing the 1957 City limits which will reveal the City and MoDOTs respective

- responsibility for right-of-way maintenance. The State does own the right-of-way of Bob Griffin Road on the north side of US Highway 36.
3. A letter to proceed has been issued for the Griffin and Grand Avenue street improvements. Work is to begin April 5, 2010 and be completed July 14, 2010.
 4. City Manager Watson reported R&W Container is currently waiting on equipment for their yard waste drop off center. No start date has been established.
 5. The annual Thank You Banquet is being held April 12, 2010. This is the same date Council will be meeting to declare the results of the April 6, 2010 General Election. City Manager Watson suggested the Special Session be held at 5:00 p.m. rather than 6:00 p.m.
 6. A review of the City's revenues and expenses was given by City Manager Watson. The expenses are doing well with Staff working hard to keep the expenses on target. Revenues are slightly ahead of the same time last year and were actually budgeted with a seven (7) percent decrease from last fiscal year. City Manager Watson reported the following sales tax numbers: fiscal year 2007/2008 \$509,346; 2008/2009 \$482,160; and 2009/2010 \$482,386. The collections of 07/08 proved to be a banner year for the tax. More details will be presented at the April 5, 2010 Council Session along with a possible budget amendment for the current fiscal year.

DEVELOPMENT DIRECTOR'S REPORT

1. Planning and Zoning. The Commission will meet April 12, 2010 and review the commercial permit procedure. Development Director Shellby Hendee informed Council that Commission terms expire in June. One (1) member has indicated that she is no longer interested in serving on the Commission so Staff will be soliciting candidates for the appointment. Plans are to be presented Friday for relocation of the Dollar General Store. The location is on BB Highway between Casey's and Cameron Newspaper. More information to come on the move in the near future.
2. Transportation. It was reported at a quarterly transportation meeting in St. Joseph last week that federal highway funding is very questionable at the present time. March bid lettings have been suspended. The Missouri Department of Transportation has 40 major projects statewide that are dependent on the one (1) percent sales tax and federal funding. The intersection at US Highway 36 and Interstate 35 is 19th on the list.
3. Marketing. Development Director Hendee distributed a brochure produced by NW Roundtable on wind energy.
4. Community Programs. A book containing 250 to 300 projects that would give our citizens opportunities for entertainment has been sent to various civic organizations in our community.
5. Enhanced Enterprise Zones. The DeKalb County Enhanced Enterprise Zone has been approved by the Missouri Department of Economic Development. The north one third of Cameron is in the Zone. Development Director Hendee listed various board members that have been appointed noting that Josh Redman is the chairman of the group. Clinton County is continuing to work on their Zone.
6. Resource Fair. The second annual Resource Fair will be held March 20, 2010. 68 exhibitors are scheduled to participate at the Fair which is being held at the United

- Methodist Church and the Christian Church. City Manager Watson noted it will also be a resource for individuals looking for a place to volunteer their talents.
7. Inmate Census. The Federal Government says the count can remain the same as in past censuses, however, the State has proposed counting inmates at correctional facilities in their hometown rather than where they are housed. This would prove detrimental for the City.
 8. Flying J Update. Demolition is scheduled to begin soon at the Griffin Road location. Pilot and Flying J are planning a merger and are waiting on the Federal Trade Commission to rule on their plan. Flying J has filed paperwork to come out of bankruptcy.
 9. Chris Chung, head of the Missouri Partnership, reported that Missouri is the fifth most diversified state, but only ranks 47th in new business starts.
 10. The Cameron Missouri Veterans Home will celebrate its tenth anniversary April 11, 2010 from 2:00 p.m. until 4:00 p.m.

UNFINISHED BUSINESS

Bill 2010-14, AN ORDINANCE AMENDING ARTICLE I, IN GENERAL, AND ARTICLE XV, STOPPING, STANDING OR PARKING PROHIBITED OR RESTRICTED IN SPECIFIC PLACES OF CHAPTER 7, MOTOR VEHICLES AND TRAFFIC, FOR CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI, was read by title on second reading by City Clerk O'Connor. Copies of said Bill 2010-14 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Clark to pass said bill on second reading. Discussion. City Manager Watson stated Bill 2010-14 should be amended to get rid of unnecessary language that was included in the first reading of the Bill. Following discussion on the amendment, Councilmember Buck moved to amend the bill to have the right-of-way area be from the edge of the payment to the property line and removing the reference to sidewalks. Councilmember Clark seconded the motion to amend Bill 2010-14. Motion carried unanimously. Discussion. It was also noted that the site triangle is changing from 15 feet to 35 feet for safety purposes. Staff will work with property owners to assure parking with the permit process. The Access Management Code would come into play and have input on some of these issues. Councilmember Buck moved to pass Bill 2010-14 on second reading as amended. Councilmember Clark seconded the motion which passed with a unanimous voice vote.

Resolution 2010-5, A RESOLUTION FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI ACCEPTING THE CITY CLERK'S CERTIFICATION OF RECORDS DESTROYED was read by title by City Clerk O'Connor. Copies of said Resolution 2010-5 were available for the public. Councilmember Jack moved to approve Resolution 2010-5. Councilmember Clark seconded the motion. City Clerk O'Connor explained this simply certifies that the records Council approved for destruction with Resolution 2010-2 were indeed destroyed by shredding and establishes a permanent list of the destroyed records. Resolution 2010-5 passed with a unanimous voice vote.

Resolution 2010-6, A RESOLUTION REJECTING ANY AND ALL BIDS REGARDING THE BID PROPOSAL FOR TWO ZERO TURN COMMERCIAL LAWN

MOWERS & DIRECTING THE CITY MANAGER TO NOTIFY ALL BIDDERS was read by title by City Clerk O'Connor. Copies of Resolution 2010-6 were available for the public. Councilmember Buck moved to pass Resolution 2010-6. Councilmember Jack seconded the motion. Public Works Director Drew Bontrager explained that the bids solicited by the Park Board for two (2) mowers were opened on February 24, 2010. All bidders failed to meet the outlined bid specifications. The Park Board voted unanimously to reject all bids and rebid the equipment. Staff and the Board recommend approval of Resolution 2010-6 rejecting the bids for mowers. Resolution 2010-6 passed with a unanimous voice vote.

NEW BUSINESS

Audit Presentation – Westbrook and Company. Rita Russell, Westbrook and Company, presented the recently completed 63 page audit to Council. Ms. Russell noted the City received a clean opinion and said it was an unqualified audit. There were less than 12 adjusting entries. Ms. Russell commended Finance Specialist Carmen Weigand stating her work has improved each year. There were no additional findings for this audit, but there were repeat findings from previous audits. Additional personnel is needed from an auditing stand point. One area mentioned specifically was the Municipal Court. Additional testing was done in this area with no findings, but extra controls should be put in place. Expertise in administrative bookkeeping is recommended, but having a Certified Public Accountant on Staff is cost prohibitive. Ms. Russell said City Staff communicated well before and during the preparation process for the audit. Discussion was held regarding computer backups for the City's operating system. City Manager Watson reported the City currently has complete backups at two (2) off site locations. When asked her opinion, Ms. Russell said on a scale of one (1) to ten (10), the City ranks a nine (9) working to a ten (10).

Bill 2010-16, AN ORDINANCE FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AUTHORIZING A CONDITIONAL USE PERMIT FOR JAMIE SMALE AND BEN MILLER ALLOWING A KENNEL TO RETAIN THREE ADDITIONAL DOGS AT 424 CLIFTON DRIVE, was read by title by City Clerk O'Connor. Copies of said Bill 2010-16 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Clark to pass said bill on first reading. Discussion. Development Director Hendee said Ms. Smale and Mr. Miller, who were both present, are combining households and they own five dogs between them. They have applied for a conditional use permit in order to keep all five dogs. Development Director Hendee noted that the dogs will be chipped for tracking proposes. The Planning and Zoning Commission held a public hearing March 8, 2010. One (1) neighbor attended and spoke in support of the conditional use permit. Staff and the Planning and Zoning Commission recommend approval. Motion carried unanimously.

Motion was made by Councilmember Jack and seconded by Councilmember Carr to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously.

On motion made by Councilmember Clark and seconded by Councilmember Buck said bill was placed on second reading, was read by title and passed by the following roll call vote:

“Aye”: Councilmembers: Buck, Carr, Clark, Ice and Jack. “Nay” none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5578**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2010-17, AN ORDINANCE FOR THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI AUTHORIZING A CONDITIONAL USE PERMIT TO LESLIE A. SMITH, d.b.a. SWEET PEA’S DAYCARE, ALLOWING OPERATION OF A STATE-LICENSED CHILD CARE CENTER FOR UP TO TEN (10) CHILDREN AT 204 EAST 14th STREET, was read by title by City Clerk O’Connor. Copies of said Bill 2010-17 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Carr to pass said bill on first reading. Discussion. Development Director Hendee noted Leslie Smith was present. Ms. Smith has applied for a conditional use permit to operate a family day care at 204 East Fourteenth Street. Conditions included in Bill 2010-17 for the day care were reviewed which included hours of operation, parking and fencing of the rear yard. The Planning and Zoning Commission held a public hearing March 8, 2010. There was only one public comment which was favorable. Staff and the Commission recommend approval of the conditional use permit. Motion carried unanimously.

Motion was made by Councilmember Jack and seconded by Councilmember Clark to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously.

On motion made by Councilmember Carr and seconded by Councilmember Buck said bill was placed on second reading, was read by title and passed by the following roll call vote: “Aye”: Councilmembers: Buck, Carr, Clark, Ice and Jack. “Nay” none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5579**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2010-18, AN ORDINANCE AMENDING ARTICLE 4, DEFINITIONS AND ARTICLE 33, FENCES, OF CHAPTER 13, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI, AND AMENDING THE TERM “SIGHT TRIANGLE” THEREIN, was read by title by City Clerk O’Connor. Copies of said Bill 2010-18 were available for the public. Motion was made by Councilmember Carr and seconded by Councilmember Buck to pass said bill on first reading. Discussion. Development Director Hendee stated there is a need to keep sight lines clear at intersections for public safety issues. This Bill establishes the measurement of 35 feet from the pavement edge within the street right-of-way and conforms with national standards. The Planning and Zoning Commission held a public hearing January 11, 2010 and there were no public comments. The recording secretary for the Commission has been ill and was not able to transcribe minutes from the hearing. The Planning and Zoning Commission recommends approval of Bill 2010-18. City Manager Watson reiterated that this is an effort to address safety issues. Councilmember Clark requested that Bill 2010-18 be read at two (2) meetings. City Attorney Elliott suggested that the Bill be passed on first reading only so that Council can review the minutes from the public hearing. Planning and Zoning Presiding Commissioner Mike O’Donnell reminded Council that if any new information were to be

presented, the issue would need to return to the Commission for review as well. Motion passed on first reading by a unanimous voice vote.

Bill 2010-19, AN ORDINANCE AMENDING ARTICLE 13, "R-1", SINGLE FAMILY DISTRICT, OF CHAPTER 13, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI AND PERMITTING PUBLIC FACILITIES THEREIN, was read by title by City Clerk O'Connor. Copies of said Bill 2010-19 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Clark to pass said bill on first reading. Discussion. Development Director Hendee said an oversight in the Code regarding R-1 Zoning Districts left out public facilities such as towers, transmission lines, utility pipes, streets and other infrastructure as permitted uses. The City has completed the conditional use permit process for these purposes in the past. A survey revealed that other municipalities do not go through the permit process. The Planning and Zoning Commission conducted a public hearing January 11, 2010 with no public comments made. The Planning and Zoning Commission recommends approval of Bill 2010-19. City Manager Watson suggested passing the Bill on first reading only, citing the need for Council to review the minutes of the public hearing. Motion passed on first reading by a unanimous voice vote.

PUBLIC PARTICIPATION

None.

MISCELLANEOUS

City Clerk O'Connor:

- Displayed a 2010 Winter Olympics souvenir given to the City by the Heartland bus driver that distributed several City of Cameron lapel pins in Vancouver, Canada.

Councilmember Jack:

- Asked to see the agreement being proposed with the Rural Water District for the City to service individuals immediately east of Cameron Regional Medical Center. City Manager Watson reported that Jim Farley, attorney for the District, is currently working on an amendment. City Attorney Elliott has also been involved with the agreement. Council will have the agreement for review upon completion.

Councilmember Clark:

- Inquired if the City's debt structure should be reviewed to possibly take advantage of lower interest rates. City Manager Watson said he would research the question.

Councilmember Carr:

- Asked Public Works Director Drew Bontrager for a report on the City streets following the difficult past winter. Eighth Street needs full depth reconstruction,

but the water main project has caused additional issues. Public Works Director Bontrager stated the street budget overall needs more funding. Preventive maintenance was also discussed with Public Works Director Bontrager affirming that current maintenance plan is buying years of life for the streets.

Councilmember Buck:

- Reminded Council of the Cameron Chamber of Commerce Banquet, March 20, 2010.
- Asked when the water line work on Evergreen would have the ground restored to its original condition. Contractors will start the work weather permitting.

There being no further business on motion made, seconded and carried, the meeting was adjourned at 7:35 p.m.

APPROVED:

Mayor Everett W. Ice

ATTEST:

City Clerk