

**CITY OF CAMERON**  
**MINUTES**  
**May 17, 2010**

**REGULAR SESSION**

Frank A. Buck	P
Mark L. Carr	P
Dennis M. Clark	P
David Fry	P
Ronnie Jack	P

The City Council of the City of Cameron, Missouri met in Regular Session on Monday, the 17<sup>th</sup> day of May 2010, at five o'clock p.m. at City Hall. Mayor Dennis M. Clark presided with the following Councilmembers present: Frank A. Buck, Mark L. Carr, David Fry and Ronnie Jack. Absent: none.

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

Ethics Training – City Attorney Elliott. City Attorney Elliott reviewed the requirement of the Missouri State Statutes regarding ethics for elected and appointed officials. Issues highlighted were: bribery; use of confidential information for financial gain; special monetary benefits that would materially affect the official in a manner better than the general public; and not performing a service that would pay over \$500 if you are an elected official. A video on ethics was shown to all in attendance. City Attorney Elliott summed up the training with ten (10) points:

1. Act as a body, not as an individual.
2. Allow the City Manager to handle personnel.
3. Do not lie.
4. Do not benefit because of your office.
5. Do not use or disclose confidential information.
6. Do not decide a matter on personal preference but be fair and impartial.
7. Never receive extra compensation.
8. Recognize “right” versus “right personal” with ethical decisions.
9. Recuse for any conflict of interest, perceived or not, by leaving the Council Chamber.
10. Ask yourself “Would I object to publication of my action and be embarrassed”.

City Attorney Elliott noted the key is the Golden Rule that lets the City Manager be the City Manager.

Councilmember Jack moved to recess for 15 minutes and to resume the Council Session at 6:00 p.m. Councilmember Fry seconded the motion which passed with a unanimous voice vote.

Minutes of the May 3, 2010 Regular Session and the May 10, 2010 Special Session were approved as submitted with a unanimous voice vote on motion made by Councilmember Buck and seconded by Councilmember Carr.

## **PUBLIC PARTICIPATION**

Keith Swindler, 908 West Cornhill, expressed his opposition to Council issuing a liquor license to be used in McCorkle Park for the July 4<sup>th</sup> celebration.

Ken Swindler, 216 # B Valley, also stated his opposition to using the entire park area for the liquor license, noting that he thought it would be ok to keep the license area in one (1) corner.

Bob Hart, 1004 East Second Street Terrace, said he disagrees with the sale of alcohol in the Park.

Zack Workman, representing the Cameron Chamber of Commerce, stated the annual July 4<sup>th</sup> celebration is family oriented and reviewed past history of the event in McCorkle Park.

Jerry Dice, 302 Willow Wood, explained he is opposed to the expansion of alcohol in the Park.

Russ Love, Cameron Jaycees, said the license being applied for by the Jaycees is for the Northeast corner of the Park. The area will be fenced with gates to monitor the alcohol use.

## **CITY MANAGER'S REPORT**

Mayor Clark asked all to direct questions and comments through the Chair.

1. MoDOT Traffic Counting. The Missouri Department of Transportation has begun conducting traffic counts on City streets.
2. Recreation District Update. Senate Bill 644 allowing a Recreational District sales tax has passed by Missouri Legislators and is waiting for Governor Nixon's signature on July 14, 2010. The proposed District will mirror the Cameron R-1 School District and the ¼ cent sales tax will be taken to the voters for approval.
3. A Special Council Session will be held May 24, 2010 to discuss the Road Maintenance and Improvement Plan.
4. 2010 Visioning Draft Report. A draft of the report was distributed to Council and Staff is in the process of making assignments to accomplish various projects in the Report.

5. The budgeting process is beginning for the 2010-2011 fiscal year and various Council Committees will begin meeting to discuss: airport hanger rent; water and sewer capital improvements; inflow and infiltration; personnel organization review; and, a sidewalk program on a 50/50 basis.
6. An asbestos inspection will be conducted at the 43<sup>rd</sup> Judicial Building owned by the City and a Committee meeting will be scheduled soon to discuss future plans for the site.

## **DEVELOPMENT DIRECTOR'S REPORT**

1. Board of Adjustment. The Board will meet May 18, 2010 for a fence height variance request presented by T & S Tire.
2. Planning and Zoning. The Planning and Zoning Commission met and approved an expansion at Walnut Medical Center. The Commission also heard a report on attendance policies from 16 communities. Out of 16 communities surveyed, only one (1) had a policy. Also from survey information, the Commission learned that our retail parking requirements conform to other cities and to the International Building Code. A meeting will be held June 14, 2010 to conduct a public hearing regarding additional conditional uses. The Commission will consider language restricting the use of recreational vehicles in Commercial Districts and review sign ordinance language.
3. Legislative Update. Development Director Hendee updated Council on the Omnibus jobs bill.

## **UNFINISHED BUSINESS**

None.

## **NEW BUSINESS**

**Bill 2010-35, AN ORDINANCE AMENDING SECTION 302.8, INOPERATIVE VEHICLES, OF ARTICLE IX, PROPERTY MAINTENANCE CODE OF CHAPTER 3, BUILDINGS OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI CODE AND ADDING CLARIFICATION FOR UNLICENSED AND EXPIRED LICENSE PLATES**, was read by title by City Clerk O'Connor. Copies of said Bill 2010-35 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Fry to pass said bill on first reading. Discussion. Inspector Clyde Han said one of the biggest issues with Code enforcement regarding vehicles is the reference to "junk". Individuals find the term offensive and Bill 2010-35 will clarify "unlicensed, expired and or no license plates" for certain vehicles. There is no change being made to the Code, but the language will properly reflect the condition being addressed. City Manager Watson recommended passing Bill 2010-35 on first reading only. Bill 2010-35 passed on first reading with a unanimous voice vote.

**Bill 2010-36, AN ORDINANCE REPEALING SECTION 6-115 OF ARTICLE V, ALCOHOLIC BEVERAGES OF CHAPTER SIX, LICENSES AND BUSINESS REGULATIONS WITH RESPECT TO PUBLIC SALE AND CONSUMPTION OF MALT LIQUOR AND WINE WITHIN THE CITY OF CAMERON, MISSOURI AND ENACTING A NEW SECTION 6-115 THEREIN**, was read by title by City Clerk O'Connor. Copies of said Bill 2010-36 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Buck to pass said bill on first reading. Discussion. City Manager Watson explained this is for the 4<sup>th</sup> of July celebration conducted by the Cameron Chamber of Commerce and the Cameron Jaycees. The event will go through the Special Events Committee. The area being requested for the use and/or sale of alcohol is the northeast quarter of McCorkle Park. The area will be fenced and monitored for compliance with all laws regarding alcohol. The Police enforcement at the event is paid for by the event, not by tax money. The barbeque event is a separate event and will be addressed in Bill 2010-37. City Manager Watson noted that during the Ethics Training conducted by City Attorney Elliott earlier in the Session; Council may have a personal preference regarding the issue, but have the responsibility of elected officials to consider. Chief of Police Corey Sloan stated the Special Events Committee was formed to address any and all issues at events such as the 4<sup>th</sup> of July celebration. It was noted that Bill 2010-36 is for the Chamber and Jaycees. Bill 2010-37 will address the barbeque contest. Councilmember Fry stated he is personally opposed to the alcohol in the Park, but noted decisions must be done legally. Motion carried unanimously.

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

On motion made by Councilmember Jack 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, Fry and Jack. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5599**, was thereupon signed by the Mayor and attested by the City Clerk.

**Bill 2010-37, AN ORDINANCE AMENDING ORDINANCE 5599 FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, THAT REPEALED AND ENACTED A NEW SECTION 6-115 OF ARTICLE V, ALCOHOLIC BEVERAGES OF CHAPTER 6, LICENSES AND BUSINESS REGULATIONS OF THE CAMERON CITY CODE, WITH RESPECT TO PUBLIC CONSUMPTION OF MALT LIQUOR (BEER) AND/OR WINE WITHIN THE CITY OF CAMERON, MISSOURI**, was read by title by City Clerk O'Connor. Copies of said Bill 2010-37 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Buck to pass said bill on first reading. Discussion. City Manager Watson discussed the area stating it is not in the Park, but rather in half of the street right-of-way of Chestnut Street from Third Street to Fourth Street; Third Street from Chestnut Street to Cherry Street and Cherry Street from Third Street to Fourth

Street. An area is also designated for overflow which includes all of Cherry Street from Third Street to Second Street. Bill 2010-37 is for consumption only for participants in the barbeque contest. Chief Sloan said public safety is the Police Department's issue. The Special Events Committee will review the request also. Councilmember Carr stated he is against the expansion of alcohol in the City and public areas where children are present. Councilmember Fry said he is morally opposed to alcohol in public areas, but understands it is legally ok. Mayor Clark said the law calls for treatment of all to be the same. The areas discussed are for all and to be shared by all. Motion carried on voice vote with four (4) "Aye" votes and Councilmember Carr voting "Nay".

Motion was made by Councilmember Jack and seconded by Councilmember Buck to suspend the rules and place said bill on second reading. Discussion. None. Motion carried on voice vote with four (4) "Aye" votes and Councilmember Carr voting "Nay".

On motion made by Councilmember Buck and seconded by Councilmember Jack said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Buck, Clark, Fry and Jack. "Nay" Carr. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5600**, was thereupon signed by the Mayor and attested by the City Clerk.

Annual Liquor License Applications. City Clerk O'Connor informed Council the application list does include a new license for JJ's Restaurant, Inc. JJ's has applied for a 90 day temporary Resort license. Following the 90 days, the restaurant will be required to provide sufficient documentation of the sale of food versus alcohol. The Cameron Police Department has reviewed all applications and found no issues. Councilmember Buck moved to approve the applications. Councilmember Carr seconded the motion which passed with a unanimous voice vote.

#### Appointments.

- Planning and Zoning Commission. Development Director Hendee stated Jo Ann Hiner has decided not to seek re-appointment to the Planning and Zoning Commission. Keith Swindler expressed an interest in serving on the Commission and submitted a resume for Council review. Councilmember Buck moved to appoint Mr. Swindler to the Planning and Zoning Commission for a four (4) year term. Councilmember Carr seconded the motion which passed with a unanimous voice vote.
- Tax Increment Finance Commission. The term of Bill Hall expired on the TIF Commission in April. Mr. Hall has agreed to serve another four (4) year term if reappointed. Development Director Hendee recommended a Councilmember appointment as well. Former Mayor Everett Ice had served on the Commission. Mayor Clark appointed Frank Buck to represent Council on the Commission during his annual Committee appointments. Councilmember Buck moved to reappoint Bill Hall to the Tax Increment Finance Commission. Councilmember Jack seconded the motion which passed with a unanimous voice vote.

## PUBLIC PARTICIPATION

Keith Swindler, 908 West Cornhill, thanked Council for their consideration and his appointment to the Planning and Zoning Commission. Mr. Swindler also said the ethics training presented by City Attorney Elliott was very enlightening.

## MISCELLANEOUS

City Clerk O'Connor:

- Informed Council she will be out of her office the remainder of the week.

Councilmember Jack:

- Expressed pleasure that Huston Jack, his son, recently graduated from Cameron High School.

Councilmember Buck:

- Inquired about street sign placement on McElwain Drive and Ensign Trace. City Manager Watson stated the City has placed signs that are our responsibility. The Missouri Department of Transportation will place the other signs.
- Asked about the request for the speed limit reduction on US 36. City Manager Watson said the Missouri Department of Transportation is also responsible for the speed limit signage.

City Manager Watson:

- Also noted that Caleb Watson, his son, graduated from Cameron High School.

Chief Sloan:

- Said it was a good year for graduations, Ariel Lawhon, his daughter graduated high school also.

There being no further business on motion made, seconded and carried, the meeting was adjourned at 7:20 p.m.

APPROVED:

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Mayor Dennis M. Clark

ATTEST:

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City Clerk