CITY OF CAMERON
MINUTES
DECEMBER 6, 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 6th day of December 2010, at six 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 and City Clerk Barbara J. O'Connor.

Minutes of the November 15, 2010, meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Jack and seconded by Councilmember Fry.

PUBLIC PARTICIPATION

Two residents from the Missouri Veterans' Home in Cameron, were in attendance. The gentlemen served as judges for the annual Christmas lighting contest held each December. Mayor Clark thanked the gentlemen for their assistance with the contest and presented each of them with a City of Cameron blanket.

Mayor Clark noted the Cameron High School Jazz Choir had performed in the Council Chamber prior to the Council Session and stated that the Choir had given an incredible performance.

CITY MANAGER'S REPORT

1. The Cameron Park Board will meet December 9, 2010 at 6:00 p.m. in their normal manner. Discussion is scheduled to start a planning process to identify park needs, future park land size and locations. City Manager Watson encouraged Council and those in attendance to participate in the meeting.
2. Staff is planning to solicit bids for SCADA system improvements. There is $38,000 in the current budget to manage and monitor City lift station systems.

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3. City Manager Watson reported receiving a letter of commendation from Mark Hill, Cameron Ambulance District. Mr. Hill expressed appreciation for Police Officers Erin Chubick and Bryson Janovec for their efforts administering CPR and using an AED on a citizen when the Ambulance Service was unavailable because they were responding to another call. Mr. Hill stated that the officers were true assets to the community.
4. City Manager Watson informed Council Roy Eagan, former City Councilman and Mayor, passed away. The funeral service will be held Friday morning.

Mayor Clark stated he has been a lifelong resident of Cameron and said he has never seen a higher level of professionalism in the Police Department. Mayor Clark thanked Chief of Police Corey Sloan and the Police Department for their work.

DEVELOPMENT DIRECTOR'S REPORT

1. Board of Adjustment. The Board will meet December 8, 2010 to conduct a public hearing for a request from Ross Worth for a rear yard variance at 718 East Grand.
2. Planning and Zoning. The Commission will meet December 13, 2010 and continue their consideration of sign regulations, definitions of field crop and self-storage facilities. Discussion will also be held regarding the two (2) year sidewalk construction regulation.
3. Great Northwest Day at the Capitol will be February 1-2, 2011 in Jefferson City, Missouri. The City will partner with DeKalb County for the event and the cost for the City will be $500. Citizens from Northwest Missouri will try to influence legislators. Issues to be presented are: roads (local control); multi-jurisdictional boundaries; education; agricultural business climate; and, health care.
4. The MoKAN Transportation Advisory Committee is pursuing enhancement funding for another six (6) months.
5. Shannon Kuslic, Missouri Department of Transportation, has reported the State of Missouri has realized $64 million in savings over the last year. $7 million has been earmarked for Northwest Missouri for one (1) inch overlays on lettered roads. $2.4 million of that money will be spent in Caldwell, Clinton and DeKalb Counties.

UNFINISHED BUSINESS

a. Discussion only: ¼ % Sales Tax for Storm Water. City Manager Watson lead the discussion informing Council $6.2 million is needed to improve the storm water system. There are 24 project areas that need attention. Mark Young, an independent engineer, has looked at the larger projects. Mr. Young will review the areas and determine what might be done to manage storm water with a strong concentration on Walnut Street problem areas. Staff will present a time line and process to be used. Funding of improvements could then be established by a local storm water sales tax being presented to the citizens for a vote. City Manager Watson proposed a sunset clause of ten (10) years. City Manager Watson stated the plan needs to be clearly defined on the ballot. Ballot timing was also discussed with an August or November election suggested. It will be better to have a defined project before the ballot is

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presented to the public. Council was asked to give Staff direction to prepare information needed for a decision on the storm water sales tax. MoDOT is planning to resurface Walnut Street in 2013 and the storm water improvements would need to be done before the resurfacing takes place. Discussion was also held on soliciting help from the Missouri Department of Transportation for the storm water project. City Manager Watson reminded Council of an agreement that has been in place since the 1960's which places storm water control and financial responsibility with the City of Cameron. City Manager Watson stated MoDOT might help with the permit process and he will find out if MoDOT will do any engineering for the project. The precise cost of the project needs to be determined before bids are taken. Mark Young will provide an "engineer's probable cost" for the bidding process. There is most often a ten (10) percent margin of error with the probable cost. Discussion was held regarding a sunset clause noting that the problems will be ongoing and future needs will always be forthcoming. City Manager Watson said Council should consider a ¼ percent sales tax for ten (10) years and then lower the tax for maintenance. Mayor Clark pointed out that there are some folks against another tax of any kind. On the other hand some folks want the storm water improvements. Mayor Clark said this will be a citizens' decision by way of a ballot issue, not a Council decision. City Manager Watson presented a sales tax break down informing Council the City can levy up to 2.5 percent sales tax under State of Missouri legislation. Current City sales tax is 1.5 percent. The remaining one (1) percent could be voted on for parks, economic development, storm water, fire protection or transportation.

b. Discussion only: Water/Sewer Services East of Cameron Regional Medical Center. Cameron Regional Medical Center is served by the east branch of the existing water line. The west branch is not being used at this time. There is sufficient capacity available. The Rural Water District has moved the master meter east of Jim Cline's property. The City will eventually take over the customers on the line, but before it is made effective, this will come before Council. Sewer service has been requested by Jim Tyrrell who is located immediately east of Cameron Regional Medical Center, but outside the City limits. City Manager Watson said it is best practice when extending sewer to always annex the property into the City limits, otherwise future growth could be hindered. It is difficult to determine a fee for sewer service, unlike being able to set a fee for water which is determined by gallons used. Bartlett and West Engineering has said the cheapest and most efficient way for Mr. Tyrrell to have sewer service would be from Mr. Tyrrell's house to the manhole. However, if a second house would want to connect, it would cost $44,000. The entire subdivision down Woodridge Lane could cost as much as $116,000 and up to $311,000. City Manager Watson said the issue is a policy decision for Council as to whether the customer requesting sewer service would be required to annex into the City limits. More information will be distributed to Council regarding the sewer service request and costs.

c. Discussion only: McElwain Drive/Ensign Trace Intersection. City Manager Watson said the Missouri Department of Transportation is working through a list of issues including lighting, speed and geometrics of the intersection. Answers are forthcoming, but no design has been recommended. City Staff needs to be involved in the process. City Manager Watson is talking with Don Wichern, MoDOT, and will

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keep Council informed. A more productive meeting with MoDOT is being planned in January. Staff will conduct a work session with MoDOT and then make a recommendation to Council mid to late January. A yellow flashing light at the intersection was suggested. City Manager Watson will discuss the suggestion with the Missouri Department of Transportation.

Cline Complaint. City Manager Watson said there has been no progress on the issue because Mr. Cline's attorney has been ill and the City is still waiting for a response.

NEW BUSINESS

Bill 2010-64, **AN ORDINANCE FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH C&S CONSTRUCTION FOR WATER SYSTEM IMPROVEMENTS,** was read by title by City Clerk O'Connor. Copies of said Bill 2010-64 were available for the public. Motion was made by Councilmember Carr and seconded by Councilmember Buck to pass said bill on first reading. Discussion. Director of Utilities Mark Gaugh informed Council this is the last change order for Project Contract 1 for water main improvements and will maximize funding by helping secure grant money. The change order uses funds to tie-in service lines to the water main. This will exhaust all of the grant money the City was eligible to receive. Project Engineer Lori Hill with HDR Archer was present and stated that Project Contract 2 for the water tower came in under budget. Discussion was held on other water main tie-in issues. Ms. Hill said lines were identified for the project. Councilmember Jack mentioned a location that was 250 feet from the line and should have been included in the tie-in project. Staff will look into the location and report back to Council. Discussion was held on the Kevin Brightman compliant regarding restoring his driveway to the original condition before the water main project began. Ms. Hill noted that Mr. Brightman has several issues that have been addressed. A final inspection of the water main project will be conducted and at that time a determination will be made regarding any complaints. Motion carried unanimously.

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

On motion made by Councilmember Buck and seconded by Councilmember Carr 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 5625**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2010-65, **AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO ENTER INTO AGREEMENT WITH NUTRI-JECT SYSTEMS, INC. FOR RESIDUALS REMOVAL AND LAND APPLICATION AT THE CAMERON WATER TREATMENT PLANT** was read by title by City Clerk O'Connor. Copies of said Bill 2010-65 were available for the public. Motion was made by Councilmember Carr and seconded by Councilmember

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Buck to pass said bill on first reading. Discussion. Director of Utilities Gaugh explained the residuals that have been stored in the pond need to be removed. Bids were solicited and Nutri-Ject submitted a bid of $34,524 to remove the residuals. The project needs to be done in the spring. Motion passed on first reading only with a unanimous voice vote.

Bill 2010-66, **AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, TO ENTER INTO AN "EQUITABLE SHARING AGREEMENT AND CERTIFICATION" WITH THE DEPARTMENT OF JUSTICE,** was read by title by City Clerk O'Connor. Copies of said Bill 2010-66 were available for the public. Motion was made by Councilmember Fry and seconded by Councilmember Carr to pass said bill on first reading. Discussion. Chief of Police Corey Sloan informed Council this is the annual agreement with the Department of Justice to allow pass through funding from Nitro Task Force activity. The funding comes back to the Police Department to be used to purchase law enforcement equipment. Motion carried unanimously.

Motion was made by Councilmember Jack and seconded by Councilmember Fry 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, Fry and Jack. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5626**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2010-67, **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AVIATION PROJECT CONSULTANT AGREEMENT WITH H. W. LOCHNER, INC, (FORMERLY BUCHER, WILLIS & RATLIFF) TO PERFORM PROFESSIONAL SERVICES FOR IMPROVEMENTS AT CAMERON MEMORIAL AIRPORT, PROJECT #AIRE 10-13A-01,** was read by title by City Clerk O'Connor. Copies of said Bill 2010-67 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Carr to pass said bill on first reading. Discussion. Public Works Director Drew Bontrager stated Staff had solicited Requests for Qualifications and received four responses. A panel consisting of Airport Manager Eric Evans, Terry Breshears and Public Works Director Bontrager reviewed the qualifications and recommend H.W. Lochner (formerly Bucher, Willis and Ratliff) with the project cost not to exceed $47, 145. The project involves design work site preparation for T-hangars and clear span hangers; relocation of the wind cone, grading, storm water and paving design. Funding will come from grant money which is included in the current budget. There is a five (5) percent match on the City's part. Motion carried unanimously.

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

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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, Carr, Clark, Fry and Jack. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5627**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2010-68, **AN ORDINANCE FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI FOR CHANGE IN ZONING CLASSIFICATION FROM "R-2", TWO-FAMILY RESIDENTIAL, TO "C-2", GENERAL COMMERCIAL, AS REQUESTED BY JULIE J. EVANS FOR 1019 NORTH PINE STREET,** was read by title by City Clerk O'Connor. Copies of said Bill 2010-68 were available for the public. *7:50 p.m. Mayor Clark recused himself from the Council Chamber citing a possible perceived conflict of interest because of a business interest he owns.* Mayor Pro-Tem Jack conducted the meeting in Mayor Clark's absence. Motion was made by Councilmember Buck and seconded by Councilmember Fry to pass said bill on first reading. Discussion. Development Director Shellby Hendee stated the Planning and Zoning Commission conducted a public hearing during which two (2) neighbors expressed their opposition to the change in zoning. The Commission had concerns about spot zoning and inconsistency with the City's Comprehensive Plan. The Commission recommended the Council not approve the zoning change. Motion carried failed with four (4) nay voice votes. Absent: Mayor Clark. *7:55 p.m. Mayor Clark returned to the Chamber and conducted the remainder of the meeting*.

Resolution 2010-15, **A RESOLUTION TO APPOINT REPRESENTATIVES TO THE GREAT NORTHWEST WHOLESALE WATER COMMISSION (GNWWC) FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI** was read by title by City Clerk O'Connor. Copies of said Resolution 2010-15 were available for the public. Councilmember Buck moved to pass Resolution 2010-15. Councilmember Jack seconded the motion. Discussion. Director of Utilities Gaugh told Council the City needs to make an appointment for a voting member and an alternate member to participate on the Commission. Councilmember Buck volunteered to serve as the City representative. Resolution 2010-15 with Councilmember Buck serving as voting representative and the position of Utility Director as the alternate representative passed with a unanimous voice vote.

Appointments – Tourism Commission. Development Director Hendee reported five (5) potential candidates for the commission had meet in an orientation session. Following the session, all candidates agreed to serve on the Tourism Commission if appointed. The appointments need to be done in a staggered manner according to Code. Councilmember Buck moved to appoint George Pratt and Bill Rose-Heim to four (4) year terms, Bob Stoebener to a three (3) year term, Kathy Swindler to a two (2) year term, and Shannon Christensen to a one (1) year term. Councilmember Carr seconded the motion which passed with a unanimous voice vote.

Bill 2010-69, **AN ORDINANCE AUTHORIZING A PARTICIPATION AGREEMENT BY AND BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AND SUKUP MANUFACTURING COMPANY AND REPEALING ORDINANCE NO. 5619,** was read by title by City Clerk O'Connor. Copies of said Bill 2010-69 were available for the public. Motion was made by Councilmember Carr and

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seconded by Councilmember Buck to pass said bill on first reading. Discussion. City Manager Watson said that Council acted to participate with Sukup at the October 18, 2010 Council Session. Since that time the agreement has been modified and Ordinance 5619 needs to be repealed. The agreement sets up a relationship between the City and Sukup to participate in the settlement agreement regarding contaminated land. Staff recommends 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 Buck and seconded by Councilmember Carr 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 5628**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2010-70, **AN ORDINANCE AUTHORIZING AN ADMINISTRATIVE SETTLEMENT AGREEMENT AND ORDER ON CONSENT FOR REMOVAL ACTION BY AND BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AND SUKUP MANUFACTURING COMPANY WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY,** was read by title by City Clerk O'Connor. Copies of said Bill 2010-70 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Fry to pass said bill on first reading. Discussion. City Manager Watson stated that an unknown substance was found when an electric line was installed at the Sukup location. The Environmental Protection Agency (EPA) conducted soil sampling and identified a defined area where low level lead contamination was found. The EPA will approve on site management and keeping the soil in place rather than removal of the contaminated soil. The EPA will not pass their cost on but the property must be kept intact with the City placing a fence around the area along with signage denoting the hazard. Sukup will continue to own the property where the low level contamination is contained. City Manager Watson commended the Council for acting to get the settlement in place in an effective way and with immediate action. Motion carried unanimously.

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

On motion made by Councilmember Buck and seconded by Councilmember Carr 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 5629**, was thereupon signed by the Mayor and attested by the City Clerk.

PUBLIC PARTICIPATION

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None.

MISCELLANEOUS

City Clerk O'Connor:

- Thanked the Finance Specialist Carmen Weigand and the Administrative Staff for their efforts in preparing for the Cameron High School Jazz Choir concert.

Councilmember Jack, Councilmember Fry and Councilmember Buck:

- Also expressed their appreciation of the concert.

City Manager Watson:

- Said he attended his first Board Meeting as a Director for Midwest Public Risk, the City's insurance provider.
- Entertained 18 area City Mangers on December 1, 2010 at the Cameron Historical Society Caboose. The networking meeting was a success.

Mayor Clark:

- Thanked all for attending the Council Session.

There being no further business on motion made, seconded and carried, the meeting was adjourned at 8:20 p.m.

APPROVED:

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Mayor Dennis M. Clark

ATTEST:

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City Clerk

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