

**CITY OF CAMERON
MINUTES
FEBRUARY 2, 2009
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REGULAR SESSION

Dennis M. Clark	P
Everett W. Ice	P
Ronnie Jack	P
Larry L. McCord, Jr.	P
Artis Stoebener	P

The City Council of the City of Cameron, Missouri met in Regular Session on Monday, the 2nd day of February 2009, at four thirty p.m. at City Hall. Mayor Larry L. McCord, Jr. presided with the following Councilmembers present: Dennis M. Clark, Everett W. Ice, Ronnie Jack and Artis Stoebener. Absent: none.

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

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Minutes Motion was made at 4:30 p.m. to adjourn into Executive Session to discuss Executive Session: Real Estate [RSMo 610.021 (2)] by Councilmember Jack. Seconding the motion was Councilmember Stoebener. Roll call vote: "Aye": Councilmembers Clark, Ice, Jack, McCord and Stoebener.

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Regular Session resumed at 5:10 p.m.

Minutes of the January 5, 2009, meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Stoebener and seconded by Councilmember Jack. Minutes of the January 26, 2009, Special meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Stoebener and seconded by Councilmember Jack.

PUBLIC PARTICIPATION

Proclamation – Boy Scouts of America. Mayor McCord presented 18 Scouts and their leaders with a proclamation recognizing the Boy Scouts of America for 99 years of service instilling leadership to young men; and, proclaimed the week of February 8 through February 14, 2009 as Boy Scout Anniversary Week in Cameron.

Alliance Water Refund Presentation – Tad Pruitt and Shawn Middendorf. Tad Pruitt, Alliance Water Resources, presented the City with a refund check for \$1,053. The annual expenses came in less than anticipated, resulting in a refund per the annual contract. Mr. Pruitt reported the Alliance staff rebuilt half of number two lift station which helped with the inflow. Alliance also installed variable frequency drives at the plant which increased efficiency.

CITY MANAGER’S REPORT

1. Holiday Schedule and Council Meetings Conflict. City Manager Watson reminded all City Hall will be closed February 16, 2009 for Presidents’ Day and the Regular Council Session will not be held that day. A joint meeting will be held Monday, February 23, 2009 with the Cameron Planning and Zoning Commission for review and approval of the Comprehensive Plan for the City of Cameron.
2. Recreation District. A recreation committee is working to form a Recreation District and has made requests to the Missouri House of Representatives and the Missouri Senate to amend Section 67.200 of the Missouri Code to allow Caldwell, Clinton, DeKalb and Daviess Counties to be added to the section. City Manager Watson hopes this will move quickly through both the House and Senate.
3. Show Me Resources. There is a grass roots effort to conduct a resource fair on March 21, 2009 at the United Methodist Church. The focus would be on health and human services for ongoing needs, health screenings and food access. The City will be participating in the fair.

DEVELOPMENT DIRECTOR’S REPORT

1. Planning and Zoning. The Commission will meet February 6, 2009 to review a survey of other cities regarding sidewalk snow removal policies. Consideration will also be given to a bill which would establish commencement dates for conditional use permits.
2. Tax Increment Financing Commission. The annual meeting will be held February 9, 2009. Election of officers will take place at that time. The Commission will also consider a funding agreement with Commercial Enterprise LLC; hold a public hearing for an amendment to Crossroads TIF Plan; and consider an amendment to the Plan by selecting a developer.
3. Great Northwest Day at the Capitol. The event is February 2 and 3, 2009 and approximately 12 individuals will be attending from Cameron. Issues being presented are: regional water availability; wastewater treatment; and, 911 access/funding.

UNFINISHED BUSINESS

Bill 2009-4, AN ORDINANCE AMENDING ARTICLE 26, HOME OCCUPATIONS, OF THE CITY OF CAMERON, CLINTON AND DeKALB

COUNTIES, MISSOURI ZONING ORDINANCE AND ENACTING NEW GARAGE SALE REGULATIONS THEREIN, was read by title by City Clerk O'Connor. Copies of said Bill 2009-4 were available for the public. Motion was made by Councilmember Ice and seconded by Councilmember Stoebener to pass said bill on first reading. Discussion. Development Director Hendee informed Council a public hearing was held regarding garage sale regulations by the Planning and Zoning Commission. Following the hearing, the Commission recommends: allowing four (4) garage sales per year with participation in community wide sales counting toward the total of four (4); garage sale hours of 7:00 a.m. until 7:00 p.m.; all sale items removed by 10:00 p.m. on the final day; and, sales prohibited on Sundays. Enforcement of this ordinance will be complaint driven. Motion carried unanimously.

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

On motion made by Councilmember Stoebener and seconded by Councilmember Ice said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, Jack, McCord and Stoebener. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5474**, was thereupon signed by the Mayor and attested by the City Clerk.

Resolution 2009-3, **A RESOLUTION APPROVING AMENDMENTS TO THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI PERSONNEL GUIDELINE FOR THE EMPLOYEES OF THE CITY OF CAMERON IN REFERENCE TO FAMILY LEAVE AND SMOKING** was read by title by City Clerk O'Connor. Copies of Resolution 2009-3 were available for the public. Councilmember Stoebener moved to pass Resolution 2009-3. The title of Resolution 2009-3 was amended to read Tobacco Use instead of "Smoking". Councilmember Jack seconded the motion. Discussion. City Manager Watson stated the Personnel Committee met and reviewed the proposed changes. The City concurrently uses sick and vacation time during the FMLA unpaid period. The amendment defines maternity and paternity leave. A mother can ask for up to 12 weeks FMLA leave and use sick leave concurrently. A father will be allowed to use the first week of the 12 weeks allowed as sick leave and then vacation leave could be used. The second amendment extends tobacco free requirement to City buildings and vehicles. The amendment promotes the wellbeing and health of both the citizens entering our facilities and the employees working for the City. Chief Sloan said the tobacco free requirement has had limited impact at the Police Department and Chief Sloan also said he wholeheartedly agrees with City Manager Watson on the importance of this issue. Resolution 2009-3 passed with a unanimous voice vote.

Bill 2009-5, **AN ORDINANCE AUTHORIZING A CONDITIONAL USE PERMIT FOR LESA ANDERSON, d.b.a. TINY TREASURES, ALLOWING OPERATION OF A STATE-LICENSED DAYCARE FOR UP TO TEN**

CHILDREN AT 306 SOUTH WEST STREET, was read by title by City Clerk O'Connor. Copies of said Bill 2009-5 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Ice to pass said bill on first reading. Discussion. Development Director Hendee reported a public hearing was held last month with no objections noted from the surrounding property owners. One of the stipulations by the State of Missouri was to have a fence installed. The State has granted more time for the fence and the City will abide by the time granted. Lesa Anderson was present and informed Council she has contracted a company to install the fence. 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 Stoeber and seconded by Councilmember Ice said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, Jack, McCord and Stoeber. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5475**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2009-6, AN ORDINANCE AUTHORIZING THE LEASE PURCHASE OF ONE (1) 2008 TYMCO 600 STREET SWEEPER FOR CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, FOR PUBLIC PURPOSES, THE EXECUTION OF A LEASE SUBJECT TO ANNUAL APPROPRIATION OF THE CITY TO TYMCO INC. IN THE PRINCIPAL AMOUNT OF ONE HUNDRED AND FORTY THREE THOUSAND, SEVEN HUNDRED AND TWENTY-ONE DOLLARS AND TEN CENTS (\$143,721.10) AND TO AUTHORIZE THE CITY MANAGER OF THE CITY OF CAMERON TO SIGN THE LEASE AND TO TAKE SUCH ADDITIONAL ACTION THAT MAY BE NECESSARY TO EFFECT THE PROPOSED ACQUISITION AND FINANCING, was read by title by City Clerk O'Connor. Copies of said Bill 2009-6 were available for the public. Motion was made by Councilmember Ice and seconded by Councilmember Jack to pass said bill on first reading. Discussion. Public Works Director Drew Bontrager stated this was approved as a capital improvement project for the current fiscal year. The City is utilizing the cooperative purchase program through the State of Missouri to purchase the street sweeper. Staff looked at several models and found the regenerative air sweepers to be the best fit for the community. This Bill also declares the 1998 Elgin Pelican street sweeper as surplus to be used as an \$11,000 trade-in on the lease purchase. Staff recommends approval of the lease purchase. Motion carried unanimously.

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

On motion made by Councilmember Stoebener 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: Clark, Ice, Jack, McCord and Stoebener. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5476**, was thereupon signed by the Mayor and attested by the City Clerk.

6:10 p.m. Mayor McCord excused himself from the Council Chamber. Mayor Pro-Tem Ice presided over the remainder of the Session.

Bill 2009-7, AN ORDINANCE AMENDING SEC. 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 ENACTING NEW TIME LIMITS TO EFFECT AUTO REPAIR OR REMOVAL THEREIN, was read by title by City Clerk O'Connor. Copies of said Bill 2009-7 were available for the public. Motion was made by Councilmember Stoebener and seconded by Councilmember Jack to pass said bill on first reading. Discussion. Inspector Clyde Han discussed the proposed changes requiring substantial and timely progress dealing with inoperative vehicles. Bill 2009-7 would also require all affected vehicles to be on private property. The Planning and Zoning Commission has reviewed the changes, sent letters to businesses that would be affected and held a public hearing last month. Councilmember Jack inquired about having a potential conflict of interest. City Attorney Elliott stated Councilmember Jack's expertise is valuable input for the Council to use making their decision. Councilmember Clark stated he would like to get more input before passing Bill 2009-7. Motion carried unanimously.

Motion was made by Councilmember Stoebener to suspend the rules and place said bill on second reading. There was no second.

Councilmember Clark moved to table Bill 2009-7 until the next Council Session. Councilmember Jack seconded the motion which passed with a unanimous voice vote.

Bill 2009-8, AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO ENTER INTO A CONTRACT WITH THE CAMERON AMBULANCE DISTRICT TO PROVIDE DISPATCH SERVICES BY THE PUBLIC SAFETY DISPATCH CENTER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, was read by title by City Clerk O'Connor. Copies of said Bill 2009-8 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Stoebener to pass said bill on first reading. Discussion. Chief of Police Corey Sloan informed Council the current contract with the District expires in February. The Cameron Police Department conducted a cost analysis study and determined the cost to provide the EMS service to the District is \$29,828.23. The proposed contract is for one (1) year. Staff recommends approval of the contract. Motion carried unanimously. Absent: Mayor McCord.

Motion was made by Councilmember Stoebener 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 Clark 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: Clark, Ice, Jack and Stoebener. "Nay" none. Absent: Mayor McCord. The Mayor Pro-Tem thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5477**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2009-9, **AN ORDINANCE AUTHORIZING A LEGAL SERVICES AGREEMENT BY AND BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, AND BARON & BUDD, P.C. AND KOREIN TILLERY FOR RELIEF FROM THE COST TO REMOVE ATRAZINE FROM THE PUBLIC WATER SUPPLY**, was read by title by City Clerk O'Connor. Copies of said Bill 2009-09 were available for the public. Motion was made by Councilmember Stoebener and seconded by Councilmember Clark to pass said bill on first reading. Discussion. City Manager Watson said the City has for years used public funds to remove atrazine from the public water supply. Bill 2009-9 authorizes an agreement with Baron and Budd and Korein Tillery to recover costs associated with the atrazine removal. Motion carried unanimously. Absent: Mayor McCord.

Motion was made by Councilmember Jack and seconded by Councilmember Stoebener to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. Absent: Mayor McCord.

On motion made by Councilmember Stoebener 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: Clark, Ice, Jack and Stoebener. "Nay" none. Absent: Mayor McCord. The Mayor Pro-Tem thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5478**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2009-10, **AN ORDINANCE ADOPTING SURPLUS PROPERTY POLICIES AND PROCEDURES AND GIVING THE CITY MANAGER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AUTHORITY TO DISPOSE OF SURPLUS ITEMS AS STATED WITHIN THE POLICY**, was read by title by City Clerk O'Connor. Copies of said Bill 2009-10 were available for the public. Motion was made by Councilmember Clark and seconded by Councilmember Jack to pass said bill on first reading. Discussion. City Manager Watson stated the city from time to time has equipment that needs to be declared surplus. Bill 2009-10 gives the City Manager authority to dispose of equipment and property with values less than \$1,000. City Manager Watson noted the Council will still retain sole authority to surplus property with a value greater then \$1,000, vehicles and land as

required else where in the Code. It was noted that the State of Missouri has a similar policy in place. Staff recommends approval. Motion carried unanimously. Absent: Mayor McCord.

Motion was made by Councilmember Stoebener and seconded by Councilmember Jack suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. Absent: Mayor McCord.

On motion made by Councilmember Stoebener 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: Clark, Ice, Jack and Stoebener. "Nay" none. Absent: Mayor McCord. The Mayor Pro-Tem thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5479**, was thereupon signed by the Mayor and attested by the City Clerk.

Resolution 2009-4, A SECTION 504 / ADA SELF EVALUATION AND TRANSITION PLAN (AMERICAN'S WITH DISABILITIES ACT) FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI was read by title by City Clerk O'Connor. Copies of said Resolution 2009-4 were available for the public. Councilmember Clark moved to pass Resolution 2009-4. Councilmember Stoebener seconded the motion. Discussion. City Manager Watson informed Council the City is ready to closeout the Valley Brook Subdivision and McElwain Drive Community Development Block Grants (CDBG). The City is required to have a Section 504 Self Evaluation and Transition Plan in place to accomplish the closeouts. The Plan acknowledges the City is providing accessibility to individuals with disabilities and establishes a grievance procedure for compliance with regulations. Resolution 2009-4 passed with a unanimous voice vote. Absent: Mayor McCord.

Liquor License Requests.

1. Catering Permit. A request was received from Corey Teel, Big Creek Promotions LLC for a catering permit for February 28 and March 1, 2009 at Sharky's Skate Center for a sanctioned ISKA event .The Cameron Police Department and City Attorney Elliott have reviewed the request and have no objections. Councilmember Stoebener moved to approve the catering permit. Councilmember Jack seconded the motion which passed with a unanimous voice vote. Absent: Mayor McCord.
2. Breakers Billiards, Inc. George Drumheller, d.b.a. Breakers Billiards, Inc., has applied for a liquor license to be used at 105 East Grand. The Police Department has reviewed the application and has no objections. Councilmember Clark moved to approve the liquor license. Councilmember Jack seconded the motion which passed with a unanimous voice vote. Absent: Mayor McCord.

PUBLIC PARTICIPATION

Cheryl Blackmon, 1004 Todd Street, addressed Council regarding the funeral of Chief Warrant Officer Matthew Kelly, a local resident who was killed in Iraq. There has been talk that a group from Kansas is planning a protest demonstration. Ms. Blackmon was assured the City would do all in its power to protect the Kelly family during their time of grief.

MISCELLANEOUS

City Clerk O'Connor:

- Reminded all that their Financial Disclosure Statements are due. City Clerk O'Connor will send the Statements to the Missouri Ethics Commission.

Councilmember Ice:

- Expressed his sympathy to the Kelly family for their loss.

Councilmember Clark:

- Noted the Kelly family is going through a very tough emotional time and urged all to support the family.

There being no further business, the meeting was adjourned with a unanimous voice vote at 7:05 p.m. on motion made by Councilmember Stoebener and seconded by Councilmember Jack. Absent: Mayor McCord.

APPROVED:

Mayor Pro-Tem Everett W. Ice

ATTEST:

City Clerk