CITY OF CAMERON
MINUTES
MARCH 21, 2011

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 21st day of March 2011, 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, Attorney for the City Mitch Elliott and City Clerk Barbara J. O'Connor.

Minutes of the March 7, 2011, meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Carr and seconded by Councilmember Buck.

PUBLIC PARTICIPATION

Dixie Reeder, 1309 DeKalb Drive, thanked Council and Staff for their quick response to her complaint of junk and nuisance items around the old Orscheln's building on Northland Drive.

Julie Becker, 424 East Third Street, inquired about having the proposed storm water sales tax placed on the ballot at a lower percentage rate; or, for a shortened length of time.

CITY MANAGER'S REPORT

- City Manager Watson informed Council that the Police Department's copy machines have become expensive under their maintenance plans and they are experiencing a considerable amount of down time and maintenance costs. The Department is entering into a lease purchase agreement that will realize a substantial savings overall.
- Jim Cline Complaint. City Manager Watson reported Staff is continuing to work with Mr. Cline and his attorney. As of today, there are no solutions, but Staff does hope to have a resolution soon. The solution proposed by City Staff included cleaning out the sediment that has been deposited on Mr. Cline's property, repairing the ditch that has deteriorated and installing a concrete apron which would allow Mr. Cline to cross his

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property in the manner he did seven (7) years ago. City Manager Watson reported Staff continues to work with the Earley Family to slow down the storm water from the west side of Griffin Road that flows onto the Cline property. A stand pipe with a hood has been recommended to help the situation. City Manager Watson stated if City Staff performs the repair work on the Cline property, the cost has been estimated at $1,000 or less for materials with the total cost predicted to be under $4,000. Mayor Clark reviewed the historical aspects of the complaint, noting initial bids from two (2) contractors chosen by Mr. Cline came in at $3,000 and $4,000. Mr. Cline then designed the project and had the project rebid. The bids for the design from the same contractors came in at $34,000 to $37,000 which was ten (10) times higher. The City hired a storm water specialist to evaluate the issue. The specialist said the cost should be about $3,500. Mayor Clark said the City is not uncompassionate to the problem, but stated there is a responsibility to be good stewards of public funds.

- City Manager Watson reported that economic development projects are ongoing.
- Keith and Kathy Swindler have served on the Planning and Zoning Commission and the Tourism Commission respectively and been good stewards for the City. The Swindlers' are moving away and will be unable to continue their service to the City.
- The State of Missouri is looking to the development of a broadband system throughout the state. Staff from Cameron is participating in the process.

a. Audit Presentation – Westbrook and Company. Rita Russell, Westbrook and Company, Richmond, Missouri, informed Council the recently completed annual audit for the fiscal year 2009-2010 has been completed. According to Ms. Russell, the City received a fair opinion and a clean, unqualified audit. Westbrook brought three (3) experienced staff members to perform the audit. City Staff was commended by Ms. Russell who noted that improvement with the annual audit process continues. The Management Discussion and Analysis (MD&A) portion of the audit is presented to the auditor's by City Manager Watson and City Staff and is represented in the completed audit. Ms. Russell said the City had a good year in comparison with the year before. Total assets have increased $890,000. Material weaknesses identified during audit are common to small cities who do not have the staff to perform certain functions such as a Certified Public Accountant and an inventory control staff position. It is not cost beneficial to have such positions and the audit firms fill that void. The Municipal Court Clerk position was also discussed, stating one (1) employee collects the money, makes the deposits, etc. No misappropriations were discovered, but Ms. Russell emphasized that Staff must communicate strongly to assure no issues arise. Other issues discussed included journal entry review measures and disposition of capital assets. Records need to be updated quarterly. Ms. Russell also said the 2002 bonds are paid off and a determination needs to be made to properly dispose of the reserve accounts.

b. Cameron Police Department Statistics – Officer Dustin McCloud. Officer McCloud presented information to Council via a power point presentation summing up the year for the Police Department. Calls for service increased by 1,700 calls. DWI offenses were really down as were drug related incidents. However, the drug related incidents are 20 percent higher than four (4) years ago. Burglaries are down the past year, but have doubled in the last five (5) years. Officer McCloud informed Council there

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were 24,157 calls for service during 2010 and 253,880 CAD entries made by Police Staff.

UNFINISHED BUSINESS

Bill 2011-20, **AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO ENTER INTO A CONTRACT WITH SURDEX CORPORATION FOR DIGITAL ORTHOPHOTOGRAPHY,** was read by title on second reading by City Clerk O'Connor. Copies of said Bill 2011-20 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Fry to pass said bill on second reading. Discussion. The cost of the photography is $37,700. Councilmember Carr encouraged Council to hold off on the project at this time stating the money could be used for street maintenance and storm water drainage issues. The project has merit and would be useful according to Councilmember Carr, but the money is needed elsewhere. City Manager Watson explained the new photos would be beneficial and have an impact on the storm water issue with basin design work. Funding for the project is budgeted mostly out of the Electric Fund. The General Fund would pay for $8,000. This is the only money from the project that could be used for street work; the Electric Fund money is restricted for electrical use only. Councilmember Carr stated he is against the project at this time. Councilmember Buck agreed the streets need to be fixed, but stated Council must look at the long range plan. $37,700 is a decent price for the work to be done, and the price could easily increase in the future. City Manager Watson said the work needs to be completed so Mark Young, the engineer working on the storm water issues, could have current data for a larger elevation design. The driving surface of Walnut Street is the responsibility of the Missouri Department of Transportation. The City is responsible for storm water improvements. Councilmember Jack said the citizens will decide storm water issues in November with the proposed sales tax. Councilmember Jack stated the work needs to move forward. Councilmember Fry responded the project would be beneficial, but not necessary and he will vote no. Councilmember Carr said it is time to tighten the budget and to expect more results. Bill 2011-20 passed on second reading by the following vote: "Aye": Councilmembers: Buck, Clark and Jack. "Nay": Carr and Fry.

On motion made by Councilmember Buck and seconded by Councilmember Jack said bill was placed on third reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Buck, Clark and Jack. "Nay": Councilmembers Carr and Fry. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5653**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2011-21, **AN ORDINANCE REPEALING SEC. 6-115. DRINKING IN PUBLIC ALLOWED, OF DIVISION 1. GENERALLY, OF ARTICLE V. ALCOHOLIC BEVERAGES, OF CHAPTER 6 LICENSES AND BUSINESS REGULATIONS OF THE CAMERON CITY CODE,** was read on second reading by title by City Clerk O'Connor. Copies of said Bill 2011-21 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Jack to pass said bill on first reading. Discussion. City Manager Watson informed Council the Bill has been amended in order to have the "Whereas" section align with language in the body of the Bill. Councilmember Jack moved to amend the

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Bill as recommended. Councilmember Buck seconded the motion to amend the Bill which passed with a unanimous voice vote. Discussion on the motion to pass Bill 2011-21 on second reading as amended. Councilmember Carr said the City should not promote drinking on public streets. Councilmember Fry stated that he cannot vote in favor of drinking on public streets. Bill 2011-21 passed on second reading as amended by the following vote: "Aye": Councilmembers: Buck, Clark and Jack. "Nay": Carr and Fry.

Bill 2011-23, **AN ORDINANCE STATING EXCEPTIONS TO SECTION 6-115. DRINKING IN PUBLIC ALLOWED, OF DIVISION 1. GENERALLY, OF ARTICLE V. ALCOHOLIC BEVERAGES OF CHAPTER 6, 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 (Fourth of July),** was read by title on second reading by City Clerk O'Connor. Copies of said Bill 2011-23 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Buck to pass said bill on second reading. Discussion. City Manager Watson noted the need to amend Bill 2011-23 to include language allowing the Jaycees to consume beverages in the food preparation/cooking area. Councilmember Jack moved to amend the Bill as recommended. Councilmember Buck seconded the motion which passed with a unanimous voice vote. Discussion on the motion to pass Bill 2011-23 on second reading as amended. Councilmember Carr stated there is no need to have a beer garden in the public park. Bill 2011-23 passed as amended on second reading by the following vote: "Aye": Councilmembers: Buck, Clark and Jack. "Nay": Carr and Fry.

NEW BUSINESS

Bill 2011-22, **AN ORDINANCE STATING EXCEPTIONS TO SECTION 6-115. DRINKING IN PUBLIC ALLOWED, OF DIVISION 1. GENERALLY, OF ARTICLE V. ALCOHOLIC BEVERAGES OF CHAPTER 6, 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 (Barbeque Contest)** was read by title by City Clerk O'Connor. Copies of said Bill 2011-22 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Buck to pass said bill on first reading. Discussion. It was noted that the "associates" of the barbeque contestants will be identified during the event. The Cameron Chamber of Commerce is sponsoring the contest and the team members must be identified and banded. Bill 2011-22 passed on first reading by the following vote: "Aye": Councilmembers: Buck, Clark and Jack. "Nay": Carr and Fry.

Bill 2011-25, **AN ORDINANCE FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI CREATING A NEW ARTICLE X. FLOODPLAIN MANAGEMENT, OF CHAPTER 3 BUILDINGS, OF THE CAMERON CITY CODE BY CREATING Sec. 3-300. ADOPTED,** was read by title by City Clerk O'Connor. Copies of said Bill 2011-25 were available for the public. Motion was made by Councilmember Carr and seconded by Councilmember Buck to pass said bill on first reading. Discussion. Inspector Clyde Han told Council the Bill needs to be passed to satisfy FEMA regulations. There is

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nothing negative involved with the adoption of floodplain management by the City. Bill 2011-25 passed on first reading with a unanimous voice vote.

Bill 2011-26, **AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO AWARD A BID TO TERRY IMPLEMENT CO., INC., FOR THE PURCHASE OF TWO (2) COMMERCIAL MOWERS,** was read by title by City Clerk O'Connor. Copies of said Bill 2011-26 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Fry to pass said bill on first reading. Discussion. Public Works Director Bontrager explained the mowers will be used by the work release crew. Staff solicited bids and received one that met specifications. The bid for two mowers from Terry Implement, Gallatin, Missouri for $15,998 is recommended by Staff. It was noted that a local bidder did not submit their bid on time. 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 5654**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2011-27, **AN ORDINANCE GRANTING AN ELECTRIC LINE EASEMENT BY THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO PLATTE-CLAY ELECTRIC COOPERATIVE, INC. TO BUILD AND MAINTAIN ELECTRIC POWER LINES AND ATTACHMENTS ON PROPERTY FOUND IN SECTION 28, TOWNSHIP 57 NORTH, RANGE 30 WEST, CLINTON COUNTY, MISSOURI (Southeast of the Airport),** was read by title by City Clerk O'Connor. Copies of said Bill 2011-27 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 told Council Platte-Clay needs the easement for three (3) poles just off of A Highway. The easement poles will not interfere with airport operations. Bill 2011-27 passed on first reading with a unanimous voice vote.

Resolution 2011-2, **A RESOLUTION FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, TO AMEND THE CITY OF CAMERON'S PAY CLASSIFICATION SYSTEM BY ELIMINATING A JOB DESCRIPTION FOR STREET SUPERINTENDENT** was read by title by City Clerk O'Connor. Copies of Resolution 2011-2 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Fry to pass said resolution. Public Works Director Bontrager explained that the three (3) resolutions on the agenda are all tied together in an effort to reorganize the Public Works Department for better efficiency. The first resolution eliminates the higher level Street Superintendent position. The second resolution creates a Construction Foreman position that will concentrate on daily needs and be a working foreman position. The third resolution

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reclassifies the Street Foreman position and restores the position to its original intent. Councilmember Buck stated the Council Personnel Committee met and recommends this multifunctional change. Mayor Clark noted this will also help with prevailing wage issues on projects that can be done in house. Resolution 2011-2 passed with a unanimous voice vote.

Resolution 2011-3, **A RESOLUTION FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, TO AMEND THE CITY OF CAMERON'S PAY CLASSIFICATION SYSTEM BY CREATING A NEW JOB DESCRIPTION FOR CONSTRUCTION FOREMAN** was read by title by City Clerk O'Connor. Copies of resolution 2011-3 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Buck to pass said resolution. Resolution 2011-3 passed with a unanimous voice vote.

Resolution 2011-4, **A RESOLUTION FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, TO AMEND THE CITY OF CAMERON'S PAY CLASSIFICATION SYSTEM BY RECLASSIFYING THE STREET FOREMAN POSITION** was read by title by City Clerk O'Connor. Copies of resolution 2011-4 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Fry to pass said resolution. Resolution 2011-4 passed with a unanimous voice vote.

Liquor License Application – Viking USA Bootheel # 508. The application for a Picnic License was submitted with the intention of holding a fund raiser for the Vikings Children's Fund. The applicants were not present to answer questions. Motion was made by Councilmember Buck to postpone action on the liquor license request until the next Council Session when more information is available. Councilmember Carr seconded the motion which passed with a unanimous voice vote.

PUBLIC PARTICIPATION

Bud Linder, 607 West Sixth Street, asked Council for a time line when the storm water work and curb and guttering work would be completed at his residence. Work on Godfrey Street, Sixth and Lathrop Streets and Griffin Road had delayed the completion of the project at Mr. Linder's property. City Manager Watson said the work would begin in two (2) weeks.

Nada Woodworth, 1009 Timberline Drive, said she is disappointed in the Council decision regarding the orthophotography agreement. Ms. Woodworth said there has been no new construction in Willow Brook Subdivision since 2007 and there was little need for additional aerial photography. Ms. Woodworth also asked if Jefferson Bus Lines would again be locating within the City limits. City Manager Watson said he has spoken with Jefferson Bus Lines and they have decided to keep their current location at Whistle Stop south of Cameron.

Julie Becker, 424 East Third Street, said she appreciated Councilmember Carr's comments during the Session. Ms. Becker asked Council to put the storm water sales tax on the November ballot and suggested that the issue be placed as two (2) separate issues. The first could be one eighth of one percent for ten (10) years. If that is successful, then Ms. Becker

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suggested another one eighth of one percent a year later to complete the storm water improvements. Councilmember Carr said the storm water issues are all tied together involving the entire City from the highest point to the lowest point. The complete City needs to be engineered for efficient spending of funds.

Homer Thompson, 610 West Sixth Street, commended Public Works Director Bontrager and his Staff for the work done at Sixth Street and Eighth Street, but noted other concrete work completed by contract has created flooding issues at 605 North Lathrop Street.

Wally Gallian, introduced himself as the new publisher for the *Cameron Citizen-Observer*. Mr. Gallian applauded Council for conducting two (2) Public Participation sections during the Session. Council welcomed Mr. Gallian.

MISCELLANEOUS

City Clerk O'Connor:

- Thanked Council for the opportunity to attend the Missouri City Clerks and Finance Officers Association Spring Institute recently. City Clerk O'Connor also expressed appreciation for Amy McVicker filling in for her while at the Institute.

Councilmember Buck:

- Informed Council Cameron Police Officer Bryson Janovec was recognized as Police Officer of the Year by the Cameron Chamber of Commerce.

City Manager Watson:

- Said a planning meeting was held today for the air show June 11, 2011 at the Cameron Municipal Airport with emergency services and county sheriffs.

Mayor Clark:

- Expressed appreciation for the services of Keith and Kathy Swindler on the Planning and Zoning Commission and the Tourism Commission.

Project Update. City Manager Watson had no report at this time.

There being no further business on motion made, seconded and carried, the meeting was adjourned at 8:40 p.m.

APPROVED:

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Mayor Dennis M. Clark

ATTEST:

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City Clerk

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