

**CITY OF CAMERON
MINUTES
JULY 6, 2009
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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 6th day of July 2009, 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 June 15, 2009, meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Clark and seconded by Councilmember Buck.

PUBLIC PARTICIPATION

Richard Bennett, 220 South Street, informed Council of a storm water issue in his neighborhood and requested attention to the storm water drainage; and, to the street condition created by the storm water flow. Mr. Bennett showed Council photographs of the area during heavy rains. Mayor Ice said Council would take the request under advisement.

CITY MANAGER'S REPORT

1. City Manager Watson informed Council that he plans to look at issues in the field with Staff tomorrow afternoon and will include the Bennett request on the trip.
2. Regional Animal Center. The next meeting of the regional group will be held at City Hall July 13, 2009.
3. City Surplus Auction. The auction has been scheduled for July 17, 2009 at the Public Works Building.
4. Settlement Terms and Procedures, SBC Landline Litigation. Dan Vogel of Cunningham Vogel & Rost P.C., informed Staff a settlement has been reached with AT&T and SBC Communications for franchise fees due the City. Mr. Vogel will prepare an ordinance for the settlement if Council wishes to proceed.

Councilmember Buck moved to proceed with the settlement ordinance. Councilmember Clark seconded the motion which passed with a unanimous voice vote.

5. The new Skate Board Park located at the Soccer Fields will be dedicated July 11, 2009. Two (2) professional skaters are attending the dedication.
6. Hot Weather Utility Shutoff Policy. City Manager Watson presented a Shutoff Policy for Council review. The policy now includes regulations for shutting off utilities during extreme heat conditions as well as continuing to observe the Cold Weather Policy already in place. The new policy is compliant with Missouri State Statutes and the City will not shut off electricity if the projected temperature is above 95 degrees or the heat index is above 105 degrees. Also, during cold weather, the electricity will not be shut off if the projected temperature is below 30 degrees. In an effort to continue to be good stewards of collection, water will be disconnected for non-payment of utility bills during the extreme weather conditions. Staff will continue to work with utility customers that request payment arrangements. Councilmember Carr moved to approve the written policy for Utility Shutoffs. Councilmember Clark seconded the motion which passed with a unanimous voice vote.

City Attorney – Discussion on Sunshine Law (open meetings). City Attorney Elliott asked Council to review the copy of the Missouri Sunshine Law that was included in Council packets at their leisure. City Attorney Elliott will answer any questions that the Council may have. A governing body must conduct business in public, both Council meetings and Committee meetings fall under the Sunshine Law. A notice must be posted a minimum of 24 hours in advance of the meeting with a specific agenda to let the public know what will be discussed at all meetings. Public records for all meetings must be supplied upon request. Any e-mail to a majority of the Council is also a public record and the City Clerk is to be included on the e-mail list for the record. Closed meetings may be held, but are not required. All business can be conducted in an open public meeting. However, there are conditions under which a meeting can be closed to the public. Qualifying events for a closed meeting include discussion of real estate transactions, hiring and firing of personnel and litigation. When the Sunshine Law is violated, any citizen may sue the City. A fine of \$1000 could be levied. City Attorney Elliott reminded all, when in doubt hold an open meeting. Questions will be welcome at the next Council Session regarding the Sunshine Law. City Manager Watson informed Council with the new website being proposed by the City, each Councilmember can have their own email address and a system will be in place to keep all emails as public records.

DEVELOPMENT DIRECTOR'S REPORT

1. Board of Adjustment. The Board will meet July 13, 2009 and consider a gravel parking variance request from Chung Travel Center.
2. Planning and Zoning Commission. The Commission will also meet July 13, 2009 to review a commercial site plan for Chung Travel Center; continue a public hearing

- for after-school care at the Church of the Nazarene; review of City Council priorities; and, continue work on a storm water management plan update.
3. Valley Brook. The final home in Valley Brook Subdivision has sold. Close out documents for the Community Development Block Grant will need to be approved in the near future.
 4. Crossroads Legacy Foundation. The Foundation has been established and will be administered by KC Community Foundation. This is a 501 (c) (3) umbrella for family/corporate funds and trusts.
 5. Enhanced Enterprise Zone. In the past, the City of Cameron did not qualify for an enterprise zone. A partnership is proposed with Clinton County being established as an enterprise zone which will allow state and local incentives for manufacturing, distribution and other specified industries in Cameron and the Clinton County area. Taxing jurisdictions must agree. The cities of Holt and Gower will not be a part of the Clinton County Enterprise Zone.
 6. Regional Recreation Center. Cameron Regional Medical Center has endorsed the Regional Recreation Center Plan as a sponsor. An Advisory Committee meeting will be held for the Center on July 8, 2009.
 7. Stimulus Proposals. The City has submitted three proposals through Senator Brad Lagers' office. The proposals are: US 36 and Griffin Road intersection improvements; Walnut Street improvements; and, a Resource Center.
 8. Wind Turbines. Wind Farms are being considered in Northwest Clinton County and Western DeKalb County.

UNFINISHED BUSINESS

Resolution 2009-12, **A RESOLUTION TO APPOINT COUNCIL MEMBERS AS 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 Resolution 2009-12 were available for the public. Councilmember Buck moved to pass Resolution 2009-12 and Councilmember Carr seconded the motion. Discussion. The City is a member of the GNWWC and is eligible to have one (1) voting representative on the Commission and one (1) alternate member to attend in the absence of the voting representative. Following further discussion, Mayor Ice was selected as the voting representative and Councilmember Jack will serve as the alternate representative. Councilmember Buck moved to amend Resolution 2009-12 to include the names of Mayor Ice and Councilmember Jack. Councilmember Carr seconded the motion. Resolution 2009-12 as amended passed with a unanimous voice vote.

NEW BUSINESS

Bill 2009-51, **AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO ENTER INTO AGREEMENT WITH THE CLINTON COUNTY HEALTH DEPARTMENT FOR INSPECTION SERVICES**, , was read by title by City Clerk O'Connor. Copies of said Bill 2009-51 were available for the public. Motion was made by Councilmember Clark and seconded by Councilmember Jack to pass said bill on first reading. Discussion. Director of

Utilities Mark Gaugh explained the agreement with the Clinton County Health Department is for inspection of food service establishments and schools regarding fats, oils and greases (FOG). This will aid in reducing FOG in the sanitary sewer system. The inspection fee will be \$6 per location and inspections will be made four (4) times per year. Motion carried unanimously.

Motion was made by Councilmember Buck 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 Jack and seconded by Councilmember Clark 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 5519**, was thereupon signed by the Mayor and attested by the City Clerk.

Bill 2009-52, AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF CAMERON AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE STP-URBAN PROGRAM AGREEMENT, was read by title by City Clerk O'Connor. Copies of said Bill 2009-52 were available for the public. Motion was made by Councilmember Jack and seconded by Councilmember Clark to pass said bill on first reading. Discussion. Public Works Director Drew Bontrager said this agreement will allow the City to spend STP funds on Griffin Road and Grand Avenue improvements. The City receives an annual allocation of \$30,093 per year and our current fund balance is \$330,000. Grand Avenue will have curb and gutter along with the asphalt overlay. Griffin Road will be asphalted. Motion carried unanimously.

Motion was made by Councilmember Clark 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 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, Ice and Jack. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5520**, was thereupon signed by the Mayor and attested by the City Clerk.

7:25 p.m. Councilmember Clark recused himself stating a possible conflict of interest with Bill 2009-53. Mr. Scobee rents property from Councilmember Clark.

Bill 2009-53, AN ORDINANCE AUTHORIZING ELECTRICAL CONSTRUCTION WORK TO BE PERFORMED FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI BY SCOBEE POWER LINE CONSTRUCTION, was read by title by City Clerk O'Connor. Copies of said Bill 2009-53 were available for the public. Motion was made by Councilmember Buck and seconded by Councilmember Jack to pass said bill on first reading. Discussion. Director of Utilities Gaugh

explained this is part of ongoing maintenance for the City. Bids were solicited for the work. Scobee Power Line Construction has the necessary equipment and man power to perform the work and is available to begin work immediately. The other company contacted was heavily scheduled with other work. Staff recommends authorization of Scobee Power Line Construction to perform the maintenance work. The cost for the project should be under \$45,000, but Director of Utilities Gaugh said with the City Electric Department doing some of the work, he estimates a cost of \$20,000. Motion carried unanimously. Absent: Councilmember Clark.

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 unanimously. Absent: Councilmember Clark.

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, Ice and Jack. Absent: Councilmember Clark. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5521**, was thereupon signed by the Mayor and attested by the City Clerk.

7:32 Councilmember Clark returned to the Council Chamber.

Bill 2009-54, AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO ENTER INTO A CONTRACT WITH AMERICAN MARKING & PAVING COMPANY, INC., FOR CONSTRUCTION OF STREET IMPROVEMENTS, was read by title by City Clerk O'Connor. Copies of said Bill 2009-54 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 stated this is the annual overlay program. American Marking & Paving Company, Inc. submitted the low bid of \$108,445 and is ready to start next week. Staff recommends approval of the contract. 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 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: Buck, Carr, Clark, Ice and Jack. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5522**, was thereupon signed by the Mayor and attested by the City Clerk.

Resolution 2009-13, A RESOLUTION TO DECLARE SURPLUS A 2003 DODGE INTREPID AND A 1998 FORD CROWN VICTORIA OWNED BY THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, AND TO AUTHORIZE THE SALE OF SUCH PROPERTY was read by title by City Clerk O'Connor. Copies of Resolution 2009-13 were available for the public. Councilmember Buck moved to pass Resolution 2009-13. Councilmember Jack seconded the motion. Discussion. Chief of Police

Corey Sloan explained the 2003 Intrepid police car is no longer operational. The 1998 Crown Victoria is currently being used as the courtesy car at the airport and has continued rising maintenance costs. Staff is recommending the two (2) vehicles be declared surplus. Plans are to relocate the current pool car from City Hall to the airport for the courtesy car. A more economical and fuel efficient car will be purchased for the pool car. Resolution 2009-13 passed with a unanimous voice vote.

Board Appointments.

- a. Park Board. The terms of Bill Gimson, Matt Jameson and Michael Van Brunt expired in June. Both Mr. Gimson and Mr. Jameson have agreed to serve another three (3) year term. Mr. Van Brunt is no longer eligible to serve on the Board due to a residency change. Ms. Krista Helton has submitted her resume for consideration of the appointment. The last position to fill is the unexpired term of Councilmember Buck. Ms. Al Briggs has expressed her interest in serving in the position and submitted a resume for consideration. Following review of the submitted resumes, Councilmember Buck moved to reappoint Bill Gimson and Matt Jameson; and, to appoint Krista Helton and Al Briggs to fill the remaining positions on the Park Board. Councilmember Carr seconded the motion which passed with a unanimous voice vote.
- b. Library Board. Bill Chappell has resigned from the Library Board. Mr. Chappell's term expires December 31, 2010. Dave Harris has agreed to serve on the Library Board if appointed. The Library Board requests that Dave Harris be appointed to fill the unexpired term of Bill Chappell. Following consideration of the request, Councilmember Buck moved to appoint Dave Harris to the Library Board. Councilmember Jack seconded the motion which passed with a unanimous voice vote.

PUBLIC PARTICIPATION

None.

MISCELLANEOUS

Councilmember Buck:

- Stated Park Employee Steve Garr did a wonderful job with the construction of the new Skate Board Park.

City Attorney Elliott:

- Thanked the City, Chamber and Farmers State Bank for their part in hosting the '60's reunion and car show during the Fourth of July Celebration.

Mayor Ice:

- Expressed his appreciation to everyone involved in the Fourth of July Celebration and the barbeque contest naming the Chamber of Commerce, Lions Club, Zack Workman for the work at the Veterans' Memorial, and the many unsung people

who put the event together. Mayor Ice said this demonstrates a great community effort.

Motion was made at 7:50 p.m. to adjourn into Executive Session to discuss Real Estate [RSMo 610.021 (2)] by Councilmember Clark. Seconding the motion was Councilmember Jack. Roll call vote: "Aye": Councilmembers Buck, Carr, Clark, Ice and Jack.

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There being no further business, the meeting was adjourned with a unanimous voice vote at 8:10 p.m. on motion made by Councilmember Buck and seconded by Councilmember Jack.

APPROVED:

Mayor Everett W. Ice

ATTEST:

City Clerk